

§ 52.1605

40 CFR Ch. I (7-1-04 Edition)

variance as a plan revision when the provisions of this part, section 110(a)(3)(A) of the Act, and 40 CFR, part 51 (relating to approval of and revisions to State implementation plans) have been satisfied with respect to such variance.

(b) Particulates emissions from units 1 and 2 of the Atlantic City Electric Company's B.L. England Generating Station are limited to an emission rate of 0.5 lbs/million BTU until March 31,

1982 and June 1, 1982, respectively. The opacity associated with such emissions from these units during this period shall not exceed 40 percent. On and after March 31, 1982 for unit 1, and June 1, 1982 for unit 2, these units shall be limited to an emission rate of 0.1 lbs/million BTU, and the associated opacity shall not exceed 20 percent.

[44 FR 5427, Jan. 26, 1979 and 46 FR 26305, May 12, 1981]

§ 52.1605 EPA-approved New Jersey regulations.

State regulation	State effective date	EPA approved date	Comments
Title 7, Chapter 26			
Subchapter 2A, "Additional, Specific Disposal Regulations for Sanitary Landfills."	June 1, 1987	June 29, 1990, 55 FR 26689	
Title 7, Chapter 27			
Subchapter 1, "General Provisions".	May 1, 1956	June 29, 1990, 55 FR 26689	
Subchapter 2, "Control and Prohibition of Open Burning".	June 8, 1981	Sept. 30, 1981, 46 FR 47779	
Subchapter 3, "Control and Prohibition of Smoke from Combustion of Fuel".	Oct. 12, 1977	Jan. 27, 1984, 49 FR 3465	
Subchapter 4, "Control and Prohibition of Particles from Combustion of Fuel".	Oct. 12, 1977do	
Subchapter 5, "Prohibition of Air Pollution".	Oct. 12, 1977do	
Subchapter 6, "Control and Prohibition of Particles From Manufacturing Processes" (except section 6.5).	May 23, 1977	Jan. 26, 1979, 44 FR 5427	Section 6.5, "Variances," is not approved (40 CFR 52.1570(c)(20) and 52.1604(a)). Any State-issued variances must be formally incorporated as SIP revisions if EPA is to be bound to their provisions (40 CFR 52.1604(a)).
Subchapter 7, "Sulfur"	Mar. 1, 1967	May 31, 1972, 37 FR 10880	
Subchapter 8, "Permits and Certificates, Hearings, and Confidentiality".	Apr. 5, 1985	Nov. 25, 1986, 51 FR 42573.	
Section 8.11	Mar. 2, 1992	Apr. 15, 1994, 59 FR 17935.	
Sections 8.1 and 8.2	June 20, 1994 ...	August 7, 1997, 62 FR 42414.	
Subchapter 9, "Sulfur in Fuels"	Feb. 4, 1983	July 8, 1983, 48 FR 31400	Sulfur dioxide "bubble" permits issued by the State pursuant to §9.2 and not waived under the provisions of §9.4 become applicable parts of the SIP only after receiving EPA approval as a SIP revision. "Clean conversion incentive" permits issued pursuant to §9.5 must receive EPA approval as a SIP revision to become applicable parts of the SIP.
Subchapter 10, "Sulfur in Solid Fuels".	July 14, 1981	Nov. 3, 1981, 46 FR 54542	Notification of "large zone 3 coal conversions" must be provided to EPA (40 CFR 52.1601(b)).
Subchapter 11, "Incinerators"	Aug. 15, 1968	May 31, 1972, 37 FR 10880	
Subchapter 12, "Prevention and Control of Air Pollution Emergencies".	Mar. 27, 1972do	
Subchapter 13, "Ambient Air Quality Standards".	June 25, 1985 ...	Nov. 25, 1986, 51 FR 42573	

Environmental Protection Agency

§ 52.1605

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Subchapter 14, "Control and Prohibition of Air Pollution From Diesel-Powered Motor Vehicles."	July 1, 1985	June 13, 1986	
Subchapter 15, "Control and Prohibition of Air Pollution From Gasoline-Fueled Motor Vehicles."	Nov. 15, 1999	January 22, 2002, 67 FR 2813..	
Subchapter 16, "Control and Prohibition of Air Pollution by Volatile Organic Compounds".	July 17, 1995	August 7, 1997, 62 FR 42414	Earlier versions of Subchapter 16 remain part of the SIP only to the extent of determining compliance dates which have since passed.
Subchapter 17, "Control and Prohibition of Air Pollution by Toxic Substances".	June 20, 1994 ...	August 7, 1997, 62 FR 42414	Subchapter 17 is included in the SIP only as it relates to the control of perchloroethylene.
Subchapter 18, "Control and Prohibition of Air Pollution from New or Altered Sources Affecting Ambient Air Quality (Emission Offset Rules)".	Mar. 15, 1993	July 25, 1996	See July 25, 1996, for items not included in this limited approval.
Subchapter 19, "Control and Prohibition of Air Pollution from Oxides of Nitrogen."	Apr. 17, 1995	Mar. 29, 1999, 64 FR 14834	
Subchapter 21, "Emission Statements;"	Mar. 15, 1993	Aug. 4, 1994, 59 FR 39689	
Subchapter 23, "Prevention of Air Pollution from Architectural Coatings and Consumer Products".	June 20, 1994 ...	August 7, 1997, 62 FR 42414	
Subchapter 24, "Control and Prohibition of Volatile Organic Compounds from Consumer and Commercial Products."	Nov. 6, 1995	May 2, 1997, 62 FR 24036	
Subchapter 25, "Control and Prohibition of Air Pollution by Vehicular Fuels;"	August 17, 1998	November 22, 1999, 64 FR 63692	
Subchapter 26, "Ozone Transport Commission—Low Emission Vehicles Program".	March 1, 1999 ...	Nov. 3, 1999	Provides that for the duration of New Jersey's participation in National Low Emission Vehicle (LEV), manufacturers may comply with National LEV or equally stringent mandatory federal standards in lieu of compliance with the California LEV program adopted pursuant to section 177. The regulations accept National LEV as a compliance alternative for requirements applicable to passenger cars, light light-duty trucks, and light-duty trucks designed to operate on gasoline.
Subchapter 31, NO _x Budget Program.	Aug. 21, 2000	5/22/01 66 FR 28066	Incorporates NO _x SIP Call and NO _x Budget Trading Program for 1999 through 2003 and thereafter.
Title 7, Chapter 27B			
Subchapter 3, "Air Test Method 3: Sampling and Analytic Procedures for the Determination of Volatile Organic Compounds from Source Operations".	June 20, 1994 ...	August 7, 1997, 62 FR 42414	
Subchapter 4, "Air Test Method 4: Testing Procedures for Motor Vehicles."	Nov. 15, 1999	January 22, 2002, 67 FR 2813	
Title 13, Chapter 20:			
Subchapter 7, "Vehicle Inspection." Sections: 7.1, 7.2, 7.3, 7.4, 7.5, 7.6..	May 19, 2003	May 21, 2004, 69 FR 29235	
Subchapter 24, "Motorcycles." Section: 24.20..	Dec. 6, 1999	January 22, 2002, 67 FR 2813	

State regulation	State effective date	EPA approved date	Comments
Subchapter 26, "Compliance With Diesel Emission Standards and Equipment, Periodic Inspection Program for Diesel Emissions, and Self-Inspection of Certain Classes of Motor Vehicles." Section: 26.2, 26.16..	May 19, 2003	May 21, 2004, 69 FR 29235	
Subchapter 28, "Inspection of New Motor Vehicles." Sections: 28.3, 28.4, 28.6..	May 19, 2003	May 21, 2004, 69 FR 29235	
Subchapter 29, "Mobile Inspection Unit." Sections: 29.1, 29.2, 29.3..	May 19, 2003	May 21, 2004, 69 FR 29235	
Subchapter 32, "Inspection Standards and Test Procedures To Be Used By Official Inspection Facilities."	May 19, 2003	May 21, 2004, 69 FR 29235	
Subchapter 33, "Inspection Standards and Test Procedures To Be Used By Licensed Private Inspection Facilities."	May 19, 2003	May 21, 2004, 69 FR 29235	
Subchapter 43, "Enhanced Motor Vehicle Inspection and Maintenance Program."	May 19, 2003	May 21, 2004, 69 FR 29235	
Subchapter 44, "Private Inspection Facility Licensing."	May 19, 2003	May 21, 2004, 69 FR 29235	
Subchapter 45, "Motor Vehicle Emission Repair Facility Registration."	May 19, 2003	May 21, 2004, 69 FR 29235	
Chapter 21			
Subchapter 5, "Registrations."	Dec. 6, 1999	January 22, 2002, 67 FR 2813	
Section: 5.12..			
Subchapter 15, "New Jersey Licensed Motor Vehicle Dealers." Section: 15.7..	Dec. 6, 1999	January 22, 2002, 67 FR 2813	
Title 16, Chapter 53			
"Autobus Specifications"	Sept. 26, 1983 ...	June 13, 1986	Only Sections 3.23, 3.24, 3.27, 6.15, 6.21, 6.30, 7.14, 7.17, 7.23, 8.15, 8.22, 8.25 are approved.

[46 FR 57677, Nov. 25, 1981, and 46 FR 61266, Dec. 16, 1981, as amended at 48 FR 31400, July 8, 1983; 48 FR 51480, Nov. 9, 1983; 49 FR 3465, Jan. 27, 1984; 51 FR 21549, June 13, 1986; 51 FR 23418, June 27, 1986; 51 FR 42573, Nov. 25, 1986; 54 FR 25582, June 16, 1989; 55 FR 26689, June 29, 1990; 56 FR 50518, Oct. 7, 1991; 57 FR 42893, Sept. 17, 1992; 57 FR 53441, Nov. 10, 1992; 58 FR 29977, May 25, 1993; 59 FR 17935, Apr. 15, 1994; 59 FR 39689, Aug. 4, 1994; 60 FR 32276, June 21, 1995; 61 FR 5302, Feb. 12, 1996; 61 FR 38594, July 25, 1996; 62 FR 3805, Jan. 27, 1997; 62 FR 24036, May 2, 1997; 62 FR 26854, May 15, 1997; 62 FR 42414, Aug. 7, 1997; 63 FR 62954, Nov. 10, 1998; 64 FR 14834, Mar. 29, 1999; 64 FR 59642, Nov. 3, 1999; 64 FR 63692, Nov. 22, 1999; 66 FR 28066, May 22, 2001; 67 FR 2813, Jan. 22, 2002; 69 FR 29235, May 21, 2004]

§ 52.1606 Visibility protection.

(a) The requirements of section 169A of the Clean Air Act are not met because the plan does not include approvable procedures meeting the requirements of 40 CFR 51.305 and 51.307 for protection of visibility in mandatory Class I Federal areas.

(b) Regulations for visibility monitoring and new source review. The provisions of §§ 52.26 and 52.28 are hereby incorporated and made part of the ap-

plicable plan for the State of New Jersey.

(c) *Long-term strategy.* The provisions of § 52.29 are hereby incorporated and made part of the applicable plan for the State of New Jersey.

[51 FR 23759, July 1, 1986, as amended at 52 FR 45137, Nov. 24, 1987]