

Environmental Protection Agency

§ 52.670

§ 52.625 Legal authority.

(a) The requirements of § 51.230(f) of this chapter are not met, since sections 322-64(5) and 322-66 of the Hawaii Revised Statutes could, in some circumstances, prohibit the disclosure of emission data to the public. Therefore, sections 322-64(5) and 322-66 are disapproved.

[39 FR 34536, Sept. 26, 1974, as amended at 51 FR 40676, Nov. 7, 1986]

§ 52.626 Compliance schedules.

(a) [Reserved]

(b) The compliance schedules for the sources identified below are disapproved as not meeting the requirements of Subpart N of this chapter. The regulations cited are air pollution control regulations of the State.

Source	Location	Regulation sections involved	Date of adoption
Nanakuli Paving & Rock Co., Ltd.	Molokai	8, 13	7/27/73.
Kohala Corp	Halaula	8, 12	Do.

[39 FR 16348, May 8, 1974, as amended at 51 FR 40676, Nov. 7, 1986; 54 FR 25258, June 14, 1989]

§§ 52.627-52.631 [Reserved]

§ 52.632 Significant deterioration of air quality.

(a) The requirements of sections 160 through 165 of the Clean Air Act are not met, since the plan does not include approvable procedures for preventing the significant deterioration of air quality.

(b) Regulations for preventing significant deterioration of air quality. The provisions of § 52.21 except paragraph (a)(1) are hereby incorporated and made a part of the applicable State plan for the State of Hawaii.

[43 FR 26410, June 19, 1978, as amended at 45 FR 52741, Aug. 7, 1980; 68 FR 11322, Mar. 10, 2003; 68 FR 74488, Dec. 24, 2003]

§ 52.633 Visibility protection.

(a) The requirements of section 169A of the Clean Air Act are not met, because the plan does not include approvable procedures for protection of visi-

bility in mandatory Class I Federal areas.

(b) Regulations for visibility monitoring and new source review. The provisions of §§ 52.26, 52.27 and 52.28, are hereby incorporated and made part of the applicable plan for the State of Hawaii.

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

[50 FR 28553, July 12, 1985, as amended at 52 FR 45137, Nov. 24, 1987]

§ 52.634 Particulate matter (PM-10) Group III SIP.

(a) On September 14, 1988, the Governor of Hawaii submitted a revision to the State Implementation Plan (SIP) for implementing the required monitoring activities and other tasks necessary to satisfy the requirements of the PM-10 Group III SIP.

(b) The Hawaii Department of Health has committed to meet the ongoing requirements for PM-10 Group III areas.

[55 FR 18110, May 1, 1990]

Subpart N—Idaho

§ 52.670 Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State implementation plan for Idaho under section 110 of the Clean Air Act, 42 U.S.C. 7401, and 40 CFR part 51 to meet national ambient air quality standards.

(b) Incorporation by reference.

(1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to November 12, 2004, was approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the FEDERAL REGISTER. Entries in paragraphs (c) and (d) of this section with EPA approval dates after November 12, 2004, will be incorporated by reference in the next update to the SIP compilation.

(2) EPA Region 10 certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in

§ 52.670

40 CFR Ch. I (7-1-07 Edition)

paragraph (b)(3) of this section are an exact duplicate of the officially promulgated State rules/regulations which have been approved as part of the State Implementation Plan as of November 12, 2004.

(3) Copies of the materials incorporated by reference may be inspected at the Region 10 EPA Office at 1200 Sixth Avenue, Seattle, WA 98101; the EPA, Air and Radiation Docket and In-

formation Center, Air Docket, 1301 Constitution Avenue, NW., Washington, DC 20004; or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030 or go to http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

(c) EPA approved regulations.

EPA—APPROVED IDAHO REGULATIONS

[Idaho Administrative Procedures Act (IDAPA) Chapter 58, Rules for the Control of Air Pollution in Idaho, Previously Codified at IDAPA Chapter 39 (Appendix A.3)]

State citation	Title/subject	State effective date	EPA approval date	Explanations
58.01.01—Rules for the Control of Air Pollution in Idaho				
001	Title and Scope	5/1/94	01/16/03, 68 FR 2217.	
004	Catchlines	5/1/94	01/16/03, 68 FR 2217.	
005	Definitions	5/1/94	01/16/03, 68 FR 2217.	
006	General Definitions	4/5/00, 3/20/97, 5/1/95, 5/1/94.	01/16/03, 68 FR 2217 10/6/05, 70 FR 58311.	Except (84)(f)
007	Definitions for the Purposes of Sections 200 Through 225 and 400 Through 461.	4/5/00	01/16/03, 68 FR 2217.	
106	Abbreviations	6/30/95 5/1/95 5/1/94	01/16/03, 68 FR 2217.	
107	Incorporations by Reference	5/1/94	01/16/03, 68 FR 2217 ..	(Except subsection 107.03).
121	Compliance Requirements by Department.	7/1/97	01/16/03, 68 FR 2217.	
122	Information Orders by the Department.	5/1/94	01/16/03, 68 FR 2217.	
123	Certification of Documents	4/5/00	01/16/03, 68 FR 2217.	
124	Truth, Accuracy Completeness of Documents.	5/1/94	01/16/03, 68 FR 2217.	
125	False Statements	3/23/98	01/16/03, 68 FR 2217.	
126	Tampering	3/23/98	01/16/03, 68 FR 2217.	
127	Format of Responses	5/1/94	01/16/03, 68 FR 2217.	
130	Startup, Shutdown, Scheduled Maintenance, Safety Measures, Upset and Breakdown.	4/5/00	01/16/03, 68 FR 2217.	
131	Excess Emissions	4/5/00	01/16/03, 68 FR 2217.	
132	Correction of Condition	4/5/00	01/16/03, 68 FR 2217.	
133	Startup, Shutdown and Scheduled Maintenance Requirements.	4/5/00	01/16/03, 68 FR 2217.	
134	Upset, Breakdown, and Safety Requirements.	3/20/97	01/16/03, 68 FR 2217.	
135	Excess Emission Reports	4/5/00	01/16/03, 68 FR 2217.	
136	Excess Emission Records	3/20/97 4/5/00	01/16/03, 68 FR 2217.	
155	Circumvention	3/23/98 3/20/97	01/16/03, 68 FR 2217.	
156	Total Compliance	4/5/00	01/16/03, 68 FR 2217.	
157	Test Methods and Procedures	5/1/94	01/16/03, 68 FR 2217.	
160	Provisions Governing Specific Activities and Conditions.	4/5/00	01/16/03, 68 FR 2217.	
162	Modifying Physical Conditions	5/1/94	01/16/03, 68 FR 2217.	
163	Source Density	5/1/94	01/16/03, 68 FR 2217.	
164	Polychlorinated Biphenyls (PCBs)	5/1/94	01/16/03, 68 FR 2217.	
200	Procedures and Requirements for Permits to Construct.	4/5/00	01/16/03, 68 FR 2217.	
201	Permit to Construct Required	4/5/00	01/16/03, 68 FR 2217.	
202	Application Procedures	3/30/01	01/16/03, 68 FR 2217.	
		4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		

Environmental Protection Agency

§ 52.670

EPA—APPROVED IDAHO REGULATIONS—Continued

[Idaho Administrative Procedures Act (IDAPA) Chapter 58, Rules for the Control of Air Pollution in Idaho, Previously Codified at IDAPA Chapter 39 (Appendix A.3)]

State citation	Title/subject	State effective date	EPA approval date	Explanations
203	Permit Requirements for New and Modified Stationary Sources.	5/1/94	01/16/03, 68 FR 2217 ..	(Except subsection 203.03).
204	Permit Requirements for New Major Facilities or Major Modifications in Nonattainment Areas.	3/30/01	4/17/01, 66 FR 19722.	
		4/5/00		
		5/1/94		
205	Permit Requirements for New Major Facilities or Major Modifications in Attainment or Unclassifiable Areas.	4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		
206	Optional Offsets for Permits to Construct.	6/30/95	01/16/03, 68 FR 2217.	
207	Requirements for Emission Reduction Credit.	5/1/94	01/16/03, 68 FR 2217.	
208	Demonstration of Net Air Quality Benefit.	4/5/00	01/16/03, 68 FR 2217.	
209	Procedures for Issuing Permits ...	5/1/94	01/16/03, 68 FR 2217.	
		4/5/00		
		3/19/99		
		3/23/98		
		5/1/94		
211	Conditions for Permits to Construct.	5/1/94	01/16/03, 68 FR 2217.	
212	Obligation to Comply	5/1/94	01/16/03, 68 FR 2217.	
213	Pre-permit Construction	4/5/00	01/16/03, 68 FR 2217.	
		3/23/98		
220	General Exemption Criteria for Permit to Construct Exemptions.	4/5/00	01/16/03, 68 FR 2217.	
221	Category I Exemption	4/5/00	01/16/03, 68 FR 2217.	
222	Category II Exemption	4/5/00	01/16/03, 68 FR 2217 ..	(Except subsection 222.03).
		7/1/97		
		5/1/94		
400	Procedures and Requirements for Tier II Operating Permits.	5/1/94	01/16/03, 68 FR 2217.	
401	Tier II Operating Permit	4/5/00	01/16/03, 68 FR 2217 ..	(Except subsections 401.01.a and 401.04).
		3/19/99		
		5/1/94		
402	Application Procedures	4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		
403	Permit Requirements for Tier II Sources.	5/1/94	01/16/03, 68 FR 2217.	
404	Procedure for Issuing Permits	4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		
405	Conditions for Tier II Operating Permits.	5/1/94	01/16/03, 68 FR 2217.	
406	Obligation to Comply	5/1/94	01/16/03, 68 FR 2217.	
460	Requirements for Emission Reduction Credit.	4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		
461	Requirements for Banking Emission Reduction Credits (ERC's).	4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		
470	Permit Application Fees for Tier II Permits.	3/7/95	01/16/03, 68 FR 2217.	
500	Registration Procedures and Requirements for Portable Equipment.	5/1/94	01/16/03, 68 FR 2217.	
510	Stack Heights and Dispersion Techniques.	5/1/94	01/16/03, 68 FR 2217.	
511	Applicability	4/5/00	01/16/03, 68 FR 2217.	
512	Definitions	4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		
513	Requirements	4/5/00	01/16/03, 68 FR 2217.	
514	Opportunity for Public Hearing ...	5/1/94	01/16/03, 68 FR 2217.	
515	Approval of Field Studies and Fluid Models.	5/1/94	01/16/03, 68 FR 2217.	
516	No Restriction on Actual Stack Height.	5/1/94	01/16/03, 68 FR 2217.	
550	Air Pollution Emergency Rule	5/1/94	01/16/03, 68 FR 2217.	
551	Episode Criteria	5/1/94	01/16/03, 68 FR 2217.	

EPA—APPROVED IDAHO REGULATIONS—Continued

[Idaho Administrative Procedures Act (IDAPA) Chapter 58, Rules for the Control of Air Pollution in Idaho, Previously Codified at IDAPA Chapter 39 (Appendix A.3)]

State citation	Title/subject	State effective date	EPA approval date	Explanations
552	Stages	3/15/02	01/16/03, 68 FR 2217.	
		5/1/94		
553	Effect of Stages	3/15/02	01/16/03, 68 FR 2217.	
556	Criteria for Defining Levels Within Stages.	3/15/02	01/16/03, 68 FR 2217.	
		4/5/00		
557	Public Notification	5/1/94	01/16/03, 68 FR 2217.	
558	Information to Be Given	3/15/02	01/16/03, 68 FR 2217.	
		5/1/94		
559	Manner and Frequency of Notification.	5/1/94	01/16/03, 68 FR 2217.	
560	Notification to Sources	4/5/00	01/16/03, 68 FR 2217.	
561	General Rules	3/15/02	01/16/03, 68 FR 2217.	
		4/5/00		
		5/1/94		
562	Specific Emergency Episode Abatement Plans for Point Sources.	5/1/94	01/16/03, 68 FR 2217.	
563	Transportation Conformity	3/30/01	04/12/01, 66 FR 18873.	
564	Incorporation by Reference	3/30/01	04/12/01, 66 FR 18873.	
565	Abbreviations	3/30/01	04/12/01, 66 FR 18873.	
566	Definitions for the Purpose of Sections 563 Through 574 and 582.	3/30/01	04/12/01, 66 FR 18873.	
567	Agencies Affected by Consultation.	3/30/01	04/12/01, 66 FR 18873.	
568	ICC Member Roles in Consultation.	3/30/01	04/12/01, 66 FR 18873.	
569	ICC Member Responsibilities in Consultation.	3/30/01	04/12/01, 66 FR 18873.	
570	General Consultation Process	3/30/01	04/12/01, 66 FR 18873.	
571	Consultation Procedures	3/30/01	04/12/01, 66 FR 18873.	
572	Final Conformity Determinations by USDOT.	3/30/01	04/12/01, 66 FR 18873.	
573	Resolving Conflicts	3/30/01	04/12/01, 66 FR 18873.	
574	Public Consultation Procedures ..	3/30/01	04/12/01, 66 FR 18873.	
575	Air Quality Standards and Area Classification.	4/5/00	01/16/03, 68 FR 2217.	
576	General Provisions for Ambient Air Quality Standards.	5/1/94	01/16/03, 68 FR 2217.	
577	Ambient Air Quality Standards for Specific Air Pollutants.	5/1/94	01/16/03, 68 FR 2217 ..	(Except subsection 577.06).
578	Designation of Attainment, Unclassifiable, and Nonattainment Areas.	5/1/94	01/16/03, 68 FR 2217.	
579	Baselines for Prevention of Significant Deterioration.	4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		
580	Classification of Prevention of Significant Deterioration Areas.	4/5/00	01/16/03, 68 FR 2217.	
		5/1/94		
581	Prevention of Significant Deterioration (PSD) Increments.	4/5/00	01/16/03, 68 FR 2217.	
		7/1/97		
		5/1/94		
582	Interim Conformity Provisions for Northern Ada County Former Nonattainment Area for PM-10.	3/30/01	04/12/01, 66 FR 18873.	
600	Rules for Control of Open Burning.	3/21/03	07/11/05, 70 FR 39658.	
601	Fire Permits, Hazardous Materials and Liability.	3/21/03	07/11/05, 70 FR 39658.	
602	Nonpreemption of Other Jurisdictions.	3/21/03	07/11/05, 70 FR 39658.	
603	General Restrictions	3/21/03	07/11/05, 70 FR 39658.	
		5/1/94		
606	Categories of Allowable Burning Recreational and Warming Fires	3/21/03	07/11/05, 70 FR 39658.	
607	Weed Control Fires	3/21/03	07/11/05, 70 FR 39658.	
608	Training Fires	5/1/94	07/11/05, 70 FR 39658.	
609	Industrial Flares	3/21/03	07/11/05, 70 FR 39658.	
610	Residential Solid Waste Disposal Fires.	3/21/03	07/11/05, 70 FR 39658.	
611		5/1/94	01/16/03, 68 FR 2217.	

Environmental Protection Agency

§ 52.670

EPA—APPROVED IDAHO REGULATIONS—Continued

[Idaho Administrative Procedures Act (IDAPA) Chapter 58, Rules for the Control of Air Pollution in Idaho, Previously Codified at IDAPA Chapter 39 (Appendix A.3)]

State citation	Title/subject	State effective date	EPA approval date	Explanations
612	Landfill Disposal Site Fires	3/21/03	07/11/05, 70 FR 39658.	
613	Orchard Fires	3/21/03 5/1/94	07/11/05, 70 FR 39658.	
614	Prescribed Burning	5/1/94	01/16/03, 68 FR 2217.	
615	Dangerous Material Fires	3/21/03	07/11/05, 70 FR 39658.	
616	Infectious Waste Burning	3/21/03	07/11/05, 70 FR 39658.	
617	Crop Residue Disposal	3/21/03	07/11/05, 70 FR 39658.	
625	Visible Emissions	4/5/00 5/1/94	01/16/03, 68 FR 2217.	
626	General Restrictions on Visible Emissions from Wigwam Burners.	4/5/00	01/16/03, 68 FR 2217.	
650	Rules for Control of Fugitive Dust	5/1/94	01/16/03, 68 FR 2217.	
651	General Rules	5/1/94	01/16/03, 68 FR 2217.	
675	Fuel Burning Equipment—Particulate Matter.	4/5/00	01/16/03, 68 FR 2217.	
676	Standards for New Sources	5/1/94	01/16/03, 68 FR 2217.	
677	Standards for Minor and Existing Sources.	5/1/94	01/16/03, 68 FR 2217.	
678	Combinations of Fuels	5/1/94	01/16/03, 68 FR 2217.	
679	Averaging Period	4/5/00 5/1/94	01/16/03, 68 FR 2217.	
680	Altitude Correction	5/1/94	01/16/03, 68 FR 2217.	
681	Test Methods and Procedures	4/5/00	01/16/03, 68 FR 2217.	
700	Particulate Matter—Process Weight Limitations.	4/5/00	01/16/03, 68 FR 2217.	
701	Particulate Matter—New Equipment Process Weight Limitations.	4/5/00	01/16/03, 68 FR 2217.	
702	Particulate Matter—Existing Equipment Process Weight Limitations.	4/5/00 5/1/94	01/16/03, 68 FR 2217.	
703	Particulate Matter—Other Processes.	4/5/00	01/16/03, 68 FR 2217.	
725	Rules for Sulfur Content of Fuels	4/5/00	01/16/03, 68 FR 2217.	
726	Definitions as Used in Sections 727 Through 729.	5/1/94	01/16/03, 68 FR 2217.	
727	Residual Fuel Oils	5/1/94	01/16/03, 68 FR 2217.	
728	Distillate Fuel Oil	5/1/94	01/16/03, 68 FR 2217.	
729	Coal	5/1/94	01/16/03, 68 FR 2217.	
785	Rules for Control of Incinerators	5/1/94	01/16/03, 68 FR 2217.	
786	Emission Limits	4/5/00	01/16/03, 68 FR 2217.	
787	Exceptions	3/23/98	01/16/03, 68 FR 2217.	
805	Rules for Control of Hot-mix Asphalt Plants.	5/1/94	01/16/03, 68 FR 2217.	
806	Emission Limits	5/1/94	01/16/03, 68 FR 2217.	
807	Multiple Stacks	5/1/94	01/16/03, 68 FR 2217.	
808	Fugitive Dust Control	5/1/94	01/16/03, 68 FR 2217.	
815	Rules for Control of Kraft Pulping Mills.	5/1/94	01/16/03, 68 FR 2217.	
816	Statement of Policy	5/1/94	01/16/03, 68 FR 2217.	
817	General Rules	5/1/94	01/16/03, 68 FR 2217.	
821	Recovery Furnace Particulate Standards.	5/1/94	01/16/03, 68 FR 2217.	
822	Lime Kiln Standards	5/1/94	01/16/03, 68 FR 2217.	
823	Smelt Tank Standards	5/1/94	01/16/03, 68 FR 2217.	
824	Monitoring and Reporting	4/5/00 5/1/94	01/16/03, 68 FR 2217 ..	(Except subsection 824.01).
825	Special Studies	5/1/94	01/16/03, 68 FR 2217.	
826	Exceptions	5/1/94	01/16/03, 68 FR 2217.	
845	Rules for Control of Sulfur Oxide Emissions from Sulfuric Acid Plants.	5/1/94	01/16/03, 68 FR 2217.	
846	Emission Limits	4/5/00	01/16/03, 68 FR 2217.	
847	Monitoring and Testing	4/5/00	01/16/03, 68 FR 2217.	
848	Compliance Schedule	5/1/94	01/16/03, 68 FR 2217.	

EPA—APPROVED IDAHO REGULATIONS—Continued

[Idaho Administrative Procedures Act (IDAPA) Chapter 58, Rules for the Control of Air Pollution in Idaho, Previously Codified at IDAPA Chapter 39 (Appendix A.3)]

State citation	Title/subject	State effective date	EPA approval date	Explanations
City and County Ordinances				
City of Sandpoint Ordinance No. 939.	Material Specifications for Street Sanding Material.	02/22/94 (City adoption date).	06/26/02, 67 FR 43006	Sandpoint PM10 Nonattainment Area Plan.
City of Sandpoint Ordinance No. 965.	Solid Fuel Heating Appliance Ordinance.	02/21/95 (City adoption date).	06/26/02, 67 FR 43006	Sandpoint PM10 Nonattainment Area Plan.
Ada County Ordinance.	The 1999 Motor Vehicle Emissions Control Ordinance.	06/15/99 (County approval date).	10/28/02, 67 FR 65713	Northern Ada County CO Maintenance Plan.
City of Boise Ordinance.	The 1999 Motor Vehicle Emissions Control Ordinance.	07/20/99 (City approval date).	10/28/02, 67 FR 65713	Northern Ada County CO Maintenance Plan.
City of Eagle Ordinance.	The 1999 Motor Vehicle Emissions Control Ordinance.	04/27/99 (City approval date).	10/28/02, 67 FR 65713	Northern Ada County CO Maintenance Plan.
City of Garden City Ordinance.	The 1991 Vehicle Emission Control Ordinance.	08/13/96 (Most recently amended).	10/28/02, 67 FR 65713	Northern Ada County CO Maintenance Plan.
City of Meridian Ordinance.	The 1999 Motor Vehicle Emissions Control Ordinance.	06/01/99 (City approval date).	10/28/02, 67 FR 65713	Northern Ada County CO Maintenance Plan.
Boise City Ordinance 4432.	Parking Permits	08/13/79 (City approval date).	06/06/85, 50 FR 23810	Transportation Control Plan for carbon monoxide, Ada County.
City of Garden City Ordinance 514,533, and 624.	Solid Fuel Heating Appliance Ordinance of the City of Garden City, Idaho.	05/14/87, 01/10/89, 09/13/94 (City approval dates).	05/30/96, 61 FR 27019	Northern Ada County PM10 Nonattainment Area Plan.
Meridian Ordinance 667.	Meridian Clean Air Ordinance	08/16/94 (City approval date).	05/30/96, 61 FR 27019	Northern Ada County PM10 Nonattainment Area Plan.
City of Eagle Ordinance 245.	City of Eagle Clean Air Ordinance.	04/26/94 (City approval date).	05/30/96, 61 FR 27019	Northern Ada County PM10 Nonattainment Area Plan.
Ada County Ordinance 254.	Ada County Clean Air Ordinance	11/03/92 (County adoption date).	05/30/96, 61 FR 27019	Northern Ada County PM10 Nonattainment Area Plan.
Table: Ordinance-1.	Explanation of enforcement procedures, responsibilities and sources of funding for the Northern Ada County Wood Burning Control Ordinances.	12/30/94 (date of table).	05/30/96, 61 FR 27019	Northern Ada County PM10 Nonattainment Area Plan.
City of Pocatello Ordinance 2450.	Residential wood combustion curtailment ordinance.	01/12/94	07/13/06, 71 FR 39574	(Portneuf Valley Nonattainment Area Plan and Maintenance Plan).
City of Pocatello Ordinance 2726.	Revised air quality curtailment levels.	09/18/03	07/13/06, 71 FR 39574	(Portneuf Valley Nonattainment Area Plan and Maintenance Plan).
City of Chubbuck Ordinance 403.	Residential wood combustion curtailment ordinance.	11/23/93	07/13/2006, 71 FR 39574.	(Portneuf Valley Nonattainment Area Plan and Maintenance Plan).
City of Chubbuck Ordinance 582.	Revised air quality curtailment levels.	12/9/03	07/13/06, 71 FR 39574	(Portneuf Valley Nonattainment Area Plan and Maintenance Plan).

(d) EPA-approved State Source-specific requirements.

Environmental Protection Agency

§ 52.670

EPA-APPROVED IDAHO SOURCE-SPECIFIC REQUIREMENTS ¹

Name of source	Permit number	State effective date	EPA approval date	Explanation
LP Wood Polymers, Inc., Meridian, Idaho.	001-00115	07/12/02	10/27/03, 68 FR 61106	The following conditions: 1.1, 1.3, 3.1, and the Appendix. (Boise/Ada County Maintenance Plan).
Consolidated Concrete Company, Boise, Idaho.	001-00046	12/03/01	10/27/03, 68 FR 61106	The following conditions: 1.1, 1.3, 2.3, 3.1, 3.2, and the Appendix. (Boise/Ada County Maintenance Plan).
Crookham Company, Caldwell, Idaho.	027-00020	01/18/02	10/27/03, 68 FR 61106	The following conditions: 1.1, 1.3, 2.1, 2.3, 3.1, 3.1.1, 3.1.2, 3.2, and the Appendix. (Boise/Ada County Maintenance Plan).
Double D Service Center, Meridian, Idaho.	001-00168	02/04/02	10/27/03, 68 FR 61106	The following conditions: 1.1, 1.3, 3.1, 3.2.1, 3.2.2, 3.2.3, and the Appendix. (Boise/Ada County Maintenance Plan).
Plum Creek Northwest Lumber, Inc., Meridian, Idaho.	001-00091	07/12/02	10/27/03, 68 FR 61106	The following conditions: 1.1, 1.3, 2.1.2, 3.1, and the Appendix. (Boise/Ada County Maintenance Plan).
C. Wright Construction, Inc., Meridian, Idaho.	T2-000033	07/08/03	10/27/03, 68 FR 61106	The following conditions: 2 (heading only), 2.5, (2.12, Table 2.2 as it applies to PM ₁₀), 2.14, 3 (heading only), 3.3, Table 3.2, 3.4, 3.5, 3.6, 3.7, 3.8, 3.10, 4 (heading only), 4.2, 4.3, 4.4, 4.7, 5, and Table 5.1.(Boise/Ada County Maintenance Plan).
Nelson Construction Co., Boise, Idaho.	T2-020029	07/21/03	10/27/03, 68 FR 61106	The following conditions: 2 (heading only), 2.12, 2.14, 3 (heading only), 3.3, 3.4, 3.6, 3.7, 3.9, 3.10, 3.11, 3.12, 4 (heading only), 4.3, 4.4, 4.5, 4.6, 5, and Table 5.1. (Boise/Ada County Maintenance Plan).
Mike's Sand and Gravel, Nampa, Idaho.	001-00184	07/12/02	10/27/03, 68 FR 61106	The following conditions: 1.1, 1.3, 2.2.1, 3.1, and the Appendix. (Boise/Ada County Maintenance Plan).
Idaho Concrete Co., Eagle, Idaho	T2-020031	07/08/03	10/27/03, 68 FR 61106	The following conditions: 2 (heading only), 2.5, 2.13, 3 (heading only), 3.3, 3.4, 3.6, 3.7, 3.8, 4 (heading only), and Table 4.1.(Boise/Ada County Maintenance Plan).
Idaho Concrete Co., Eagle, Idaho	T2-020032	07/08/03	10/27/03, 68 FR 61106	The following conditions: 2 (heading only), 2.5, 2.13, 3 (heading only), 3.3, 3.4, 3.6, 3.7, 3.8, 4 (heading only), and Table 4.1.(Boise/Ada County Maintenance Plan).
Idaho Concrete Co. Eagle, Idaho	T2-020033	07/08/03	10/27/03, 68 FR 61106	The following conditions: 2 (heading only), 2.5, 2.13, 3 (heading only), 3.3, 3.4, 3.6, 3.7, 3.8, 4 (heading only), and Table 4.1. (Boise/Ada County Maintenance Plan).

EPA-APPROVED IDAHO SOURCE-SPECIFIC REQUIREMENTS¹—Continued

Name of source	Permit number	State effective date	EPA approval date	Explanation
The Amalgamated Sugar Company LLC, Nampa, Idaho.	027–00010	09/30/02	10/27/03, 68 FR 61106 and 11/01/04, 69 FR 63324.	The following conditions: 2 (heading only), (2.7, Table 2.2 as it applies to PM ₁₀), 2.10, 2.10.1, 2.10.2, 2.11, 2.11.1, 2.11.2, 2.11.3, 2.11.4, 2.11.5, 2.12, 2.12.1, 2.12.2, 2.12.3, 2.13, 2.13.1, 2.13.2, 2.13.3, 2.14, 2.14.1, 2.14.2, 2.16, 3 (heading only), (3.3, Table 3.2 as it applies to PM ₁₀), 3.5, 3.7, 3.8, 3.8.1, 3.8.2, 3.8.3, 3.8.4, 3.8.5, 3.8.6, 3.8.7, 3.8.8, 3.9, 4 (heading only), (4.3, Table 4.1 as it applies to PM ₁₀), 4.5, 4.6, 4.7, 5 (heading only), (5.3, Table 5.3 as it applies to PM ₁₀), 5.5, 5.9, 5.9.1, 5.9.2, 5.9.3, 5.9.4, 5.9.5, 5.9.6, 5.9.7, 5.9.8, 5.9.9, 5.10, 5.11, 6 (heading only), 6.3, Table 6.1, 6.5, 6.6, 6.7, 6.7.1, 6.7.2, 6.8, 7 (heading only), 7.3, Table 7.1 as it applies to PM ₁₀ , 7.5, 7.7, 7.7.1, 7.7.2, 7.8, 8 (heading only), 8.3, Table 8.1, 8.5, 8.7, 8.7.1, 8.7.2, 8.8, 9 (heading only), 9.3, Table 9.1, 9.5, 9.7, 9.7.1, 9.7.2, 9.8, 10 (heading only), 10.3, Table 10.1, 10.6, 10.8, 10.8.1, 10.8.2, 10.9, 11 (heading only), 11.3, Table 11.2, 11.6, 11.8, 11.8.1, 11.8.2, 11.9, 12 (heading only), 12.3, Table 12.1, 12.5, 12.7, 12.7.1, 12.7.2, 12.8, 13 (heading only), 13.1 (except as it applies to condition 13.3, 13.3.1, 13.3.2, 13.5, 13.5.1, 13.5.2, 13.5.3, 13.6, 13.6.1, 13.6.2 and 13.9), Table 13.1 (except conditions 13.3, 13.5 and 13.6), (13.2, Table 13.2 as it applies to PM ₁₀), 13.2.1, 13.4, 13.4.1, 13.4.2, 13.4.3, 13.7, 13.7.1, 13.7.2, 13.8, 13.8.1, 13.8.2, 13.8.3, 13.10, and 13.11. (Boise/Ada County PM ₁₀ Maintenance Plan).
Lake Pre-Mix, Sandpoint, Idaho ..	777–00182	05/17/96	06/26/02, 67 FR 43006	The following conditions for the cement silo vent: 1.1, 2.1.1, 2.1.2, 3.1.1, and 3.1.2. (Sandpoint nonattainment area plan).
Interstate Concrete and Asphalt, Sandpoint, Idaho.	017–00048	08/02/99	06/26/02, 67 FR 43006	The following conditions: for the asphalt plant, 2.2, 3.1.1, 4.1, 4.1.1, 4.1.2, 4.2.1 (as it applies to the hourly PM ₁₀ emission limit in Appendix A), 4.2.2, 4.2.2.1, 4.2.2.2, and 4.2.2.3; for the concrete batch plant, 2.1, 3.1.1, 4.1, 4.1.1, and 4.1.2; Appendix A (as it applies to PM ₁₀ emission rates after 7/1/96) and Appendix B (as it applies after 7/1/96). (Sandpoint nonattainment area plan).

Environmental Protection Agency

§ 52.670

EPA-APPROVED IDAHO SOURCE-SPECIFIC REQUIREMENTS¹—Continued

Name of source	Permit number	State effective date	EPA approval date	Explanation
Louisiana Pacific Corporation, Sandpoint, Idaho.	017-00003	10/31/01	06/26/02, 67 FR 43006	The following conditions: for the Kipper and Sons Hog Fuel Boiler, 2.3 (as it applies to PM ₁₀), 2.5, 2.7, 2.13, 2.14, 2.17, 2.19; Natural Gas Boilers, 3.2 (as it applies to PM ₁₀); Pneumatic Conveyance, 4.2, 4.4, 4.7; Drying Kilns, 5.2, 5.4, 5.5; Fugitive Emission Sources, 6.5, 6.7, 6.13; and the Appendix (as it applies to PM ₁₀).(Sandpoint nonattainment area plan).
Whiteman Lumber Company, Cataldo, ID.	13-1420-062	7/16/79 (date issued).	07/28/82, 47 FR 32530	Silver Valley TSP Nonattainment Area Plan.
Potlatch Corporation, Pulp and Paper Unit, Lewiston, ID.	13-1140-0001-00	07/05/79 (date issued).	07/28/82, 47 FR 32530	Lewiston TSP Nonattainment Area Plan.
Potlatch Corporation, Clearwater Unit, Lewiston, ID.	13-1140-0003	07/05/79 (date issued).	07/28/82, 47 FR 32530	Lewiston TSP Nonattainment Area Plan.
Coast Trading Company, Inc., Lewiston, ID.	13-1140-0011	06/29/79 (date issued).	07/28/82, 47 FR 32530	Lewiston TSP Nonattainment Area Plan.
Lewis-Clark Terminal Association, Lewiston, ID.	13-1140-0010	06/29/79 (date issued).	07/28/82, 47 FR 32530	Lewiston TSP Nonattainment Area Plan.
Poe Asphalt, Lewiston, ID	0880-0008	03/01/76 (effective date).	07/28/82, 47 FR 32530	Lewiston TSP Nonattainment Area Plan.
FMC Corporation, Pocatello, ID ²	13-1260-0005	02/26/80 (date issued).	07/28/82, 47 FR 32530	Pocatello TSP Nonattainment Area Plan.
J.R. Simplot, Pocatello, ID	13-1260-0006-00	03/04/80 (date issued).	07/28/82, 47 FR 32530	Pocatello TSP Nonattainment Area Plan.
Idaho Portland Cement Company, Inkom, ID.	13-0080-0004-00	07/18/79 (date issued).	07/28/82, 47 FR 32530	Pocatello TSP Nonattainment Area Plan.
J.R. Simplot Company, Conda, ID.	13-0420-0021-00	07/18/79 (date issued).	07/28/82, 47 FR 32530	Soda Springs TSP Nonattainment Area Plan.
Beker Industries, Conda, ID	13-0420-0003-00	07/18/79 (date issued).	07/28/82, 47 FR 32530	Soda Springs TSP Nonattainment Area Plan.
Monsanto, Soda Springs, ID	13-0420-0001-00	07/18/79 (date issued).	07/28/82, 47 FR 32530	Soda Springs TSP Nonattainment Area Plan.
Kerr McGee, Soda Springs, ID ...	13-0420-0002-00	07/18/79 (date issued).	07/28/82, 47 FR 32530	Soda Springs TSP Nonattainment Area Plan.
J.R. Simplot, Pocatello, Idaho	Air Pollution Operating Permit No. T1-9507-114-1; Facility Number No. 077-00006	04/5/2004 ..	07/13/2006, 71 FR 39574.	The following conditions: Cover page, facility identification information only, #300 Sulfuric Acid Plant, Permit Conditions 16.1, 16.10, 16.11, #400 Sulfuric Acid Plant, Permit Condition 17.1, 17.7, 17.10, 17.11, Phosphoric acid plant, Permit Condition 12.3, 12.13, Granulation No. 3 Process, Permit Condition 9.2.1, Granulation No. 3 stack, 9.17 (except 9.17.1 through 9.17.6), Reclaim Cooling Towers, Permit Condition 14.2, 14.6.1,

EPA-APPROVED IDAHO SOURCE-SPECIFIC REQUIREMENTS¹—Continued

Name of source	Permit number	State effective date	EPA approval date	Explanation
J.R. Simplot, Pocatello, Idaho	Compliance Agreement & Voluntary Order Idaho Code 39-116A	04/16/2004	07/13/2006, 71 FR 39574.	Babcock&Wilcox Boiler, Permit Condition 6.4, 6.12, HPB&W Boiler, Permit Condition 5.3, 5.13 through 5.18, 5.21. The following conditions: No. 300 Sulfuric Acid Plant; Condition 8 and 9. No. 400 Sulfuric Acid Plant; Condition 10, 11, and 12. Granulation No.1 Plant; Condition 14. Granulation No.2 Plant; Condition 15. Compliance and Performance Testing; Condition 16.

¹EPA does not have the authority to remove these source-specific requirements in the absence of a demonstration that their removal would not interfere with attainment or maintenance of the NAAQS, violate any prevention of significant deterioration increment or result in visibility impairment. Idaho Department of Environmental Quality may request removal by submitting such a demonstration to EPA as a SIP revision.

²Only a small portion of this facility is located on State lands. The vast majority of the facility is located in Indian Country. It is EPA's position that unless EPA has explicitly approved a program as applying in Indian country, State or local regulations or permits are not effective within the boundaries of that Indian country land for purposes of complying with the CAA. 68 FR 2217, 2220 (January 16, 2003).

(e) EPA Approved Nonregulatory provisions and Quasi-Regulatory Measures.

EPA-APPROVED IDAHO NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES

Name of SIP provision	Applicable geographic or nonattainment area	State submittal date	EPA approval date	Comments
Chapter I—Introduction ...	State-wide	01/15/80	07/28/82, 47 FR 32530.	
Chapter II—Administration.	State-wide	01/15/80	07/28/82, 47 FR 32530.	
Chapter III—Emission Inventory.	State-wide	01/15/80, 02/14/80	07/28/82, 47 FR 32530.	
Chapter IV—Air Quality Monitoring.	State-wide	01/15/80	07/28/82, 47 FR 32530.	
Chapter V—Source Surveillance.	State-wide	01/15/80	07/28/82, 47 FR 32530.	
Chapter VI—Emergency Episode Plan.	State-wide	01/15/80	07/28/82, 47 FR 32530.	
Chapter VIII—Nonattainment Area Plans				
Chapter VIII-a	Silver Valley TSP Non-attainment Area Plan.	01/15/80	07/28/82, 47 FR 32530.	
Chapter VIII-b	Lewiston TSP Non-attainment Area Plan.	01/15/80, 12/04/80, and 02/05/81.	07/28/82, 47 FR 32530.	
Chapter VIII-c	Transportation Control Plan for carbon monoxide, Ada County.	05/24/84, 01/03/85, 03/25/85, and 06/29/94.	7/28/82, 47 FR 32530, 06/06/85, 50 FR 23810, and 12/1/94, 59 FR 61546.	
Chapter VIII-d	Pocatello TSP Non-attainment Area Plan.	03/07/80 and 02/05/81.	07/28/82, 47 FR 32530.	
Chapter VIII-e	Soda Springs TSP Non-attainment Area Plan.	01/15/80	07/28/82, 47 FR 32530.	
Chapter VIII-f	Pinehurst PM-10 Non-attainment Area Plan.	04/14/92	08/25/94, 59 FR 43745.	
Chapter VIII-g	Northern Ada County PM10 Nonattainment Area Plan.	11/14/91, 12/30/94, and 7/13/95.	05/30/96, 61 FR 27019.	
Chapter VIII-h	Sandpoint PM10 Non-attainment Area Plan.	08/16/96	06/26/02, 67 FR 43006.	
Chapter VIII-i	Northern Ada County CO Limited Maintenance Plan.	01/17/02	10/28/02, 67 FR 65713.	
Chapter VIII-j	Ada County/Boise Idaho PM-10 Maintenance Plan.	09/27/02, 07/10/03, and 07/21/03.	10/27/03, 68 FR 61106.	
Chapter IX—Reserved.				

Environmental Protection Agency

§ 52.671

**EPA-APPROVED IDAHO NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES—
Continued**

Name of SIP provision	Applicable geographic or nonattainment area	State submittal date	EPA approval date	Comments
Chapter X—Plan for Maintenance of National Ambient Air Quality Standards for Lead.	State-wide	02/03/84	06/04/84 (EPA effective date).	
Small Business Assistance Program.	State-wide	01/03/94	09/19/94, 59 FR 47801.	
Appendix A—Legal Authority and Other Administrative Matters.	State-wide	01/15/80	07/28/82, 47 FR 32530.	
Appendix A.2—Idaho Environmental Protection and Health Act, Idaho Code Section 39–101 et seq.	State-wide	03/15/01	01/16/03, 68 FR 2217.	
Four sections of Appendix A.3—Rules and Regulations for Control of Air Pollution in Idaho—that were approved but not incorporated by reference in section (c).	State-wide	05/17/94	01/16/03, 68 FR 2217 ...	IDAPA 58.01.01000 (legal authority), 58.01.01002 (written interpretations), 58.01.01003 (administrative appeals), and 58.01.01128 (confidential business information).

[70 FR 3481, Jan. 25, 2005, as amended at 70 FR 39661, July 11, 2005; 70 FR 58312, Oct. 6, 2005; 71 FR 39577, July 13, 2006]

EFFECTIVE DATE NOTE: At 72 FR 35018, June 26, 2007, §52.670(e) was amended by adding an entry at the end of the table, effective August 27, 2007. For the convenience of the user, the added is set forth as follows:

§ 52.670 Identification of plan.

* * * * *

(e) * * *

EPA-APPROVED IDAHO NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES

Name of SIP provision	Applicable geographic or nonattainment area	State submittal date	EPA approval date	Comments
CAA 110(a)(2)(D)(i) SIP—Interstate Transport.	Statewide	1/30/07	6/26/07, [insert FR page number where the document begins].	

§ 52.671 Classification of regions.

The Idaho plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutants				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Ozone
Eastern Idaho Intrastate	I	II	III	III	III.
Eastern Washington Northern Idaho Interstate (Idaho)	I	II	III	III	III.
Idaho Intrastate	I	III	III	III	III.
Metropolitan Boise Intrastate	II	III	III	I	III.

[37 FR 10861, May 31, 1972, as amended at 45 FR 70261, Oct. 23, 1980; 47 FR 32534, July 28, 1982]

§ 52.672 Approval of plans.

(a) *Carbon Monoxide*. (1) EPA approves as a revision to the Idaho State Implementation Plan, the Limited Maintenance Plan for the Northern Ada County Carbon Monoxide Not-Classified Nonattainment Area, submitted by the State on January 17, 2002.

(2) [Reserved]

(b) *Lead*. [Reserved]

(c) *Nitrogen Dioxide*. [Reserved]

(d) *Ozone*. [Reserved]

(e) *Particulate Matter*. (1) EPA approves as a revision to the Idaho State Implementation Plan, the Northern Ada County PM₁₀ SIP Maintenance Plan, adopted by the State on September 26, 2002.

(2) [Reserved]

(f) *Sulfur Dioxide*. [Reserved]

[67 FR 65718, Oct. 28, 2002, as amended at 68 FR 61110, Oct. 27, 2003]

§ 52.673 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Idaho's plan for the attainment and maintenance of the national standards.

§ 52.674 [Reserved]

§ 52.675 Control strategy: Sulfur oxides—Eastern Idaho Intrastate Air Quality Control Region.

(a)(1) Regulation R of the Rules and Regulations for the Control of Air Pollution in Idaho, which is part of the sulfur dioxide (SO₂) control strategy, is disapproved since it is inconsistent with the purposes and provisions of subpart G of this chapter. These requirements are not met by Regulation R in that the SO₂ control strategy contained therein is not adequate for the attainment and maintenance of SO₂ national ambient air quality standards (NAAQS).

(2) Rules 1-1801 through 1-1804 (Rules for Control of Sulfur Oxide Emissions from Sulfuric Acid Plants) of the "Rules and Regulations for the Control of Air Pollution in Idaho" are inadequate to ensure attainment and maintenance of Sulfur Dioxide National Ambient Air Quality Standards in the

Eastern Idaho Intrastate Air Quality Control Region. Special limits have previously been established for certain existing acid plants in this Air Quality Control Region (§§ 52.670(c)(15) and 52.675(b)). Therefore, Rules 1-1801 through 1-1804 are approved except as they apply to existing acid plants with approved or promulgated emission limits that are more stringent than the limit found in 1-1802.

(b) Regulation for control of sulfur dioxide (SO₂) emissions: Sulfuric Acid Plants. (1) The provisions of this paragraph shall apply to the owner(s) and operator(s) of The J. R. Simplot Company's Minerals and Chemical Division, located in Power County, Idaho, in the Eastern Idaho Intrastate Air Quality Control Region.

(2) The owner(s) and operator(s) of The J. R. Simplot Company facility shall utilize best engineering techniques in the operation of their plant to prevent fugitive SO losses. Such techniques shall include but are not limited to:

(i) Operating and maintaining all conducts, flues, and stacks in a leakfree condition.

(ii) Operating and maintaining all process equipment and gas collection systems in such a fashion that leakage of SO₂ gases will be prevented to the maximum extent possible.

(3) The owner(s) and operator(s) of The J. R. Simplot Company facility shall limit SO₂ emissions from their sulfuric acid plants per the following:

(i) The combined SO₂ emissions from the designated 100 and 200 sulfuric acid plants shall not exceed 2 kilograms (kg) per metric ton (4 pounds per ton) of 100 percent sulfuric acid produced.

(ii) The SO₂ emissions from the designated 300 sulfuric acid plant and stack shall not exceed 994 kg per hour (2190 pounds per hour).

(4) (i) The owner(s) and operator(s) of The J. R. Simplot Company shall achieve compliance with the requirements specified in paragraphs (b)(2) and (b)(3) of this section in accordance with the following schedule:

(A) Advise EPA as to status of contract(s) and construction schedules for