

unless the provisions of Section V of the emission offset interpretative rule (Appendix S of 40 CFR part 51) are met.

(c) EPA approves Nashville/Davidson County, Tennessee's VOC Regulation No. 7, Section 7-1(11), which replaces the definition of Volatile Organic Compound (VOC) with a definition for VOC that is consistent with the EPA approved definition. The EPA approved definition defines VOC as any organic compound that participates in atmospheric photochemical reactions. However, it excludes organic compounds which have negligible photochemical reactivity. These compounds are as follows: methane, ethane, methyl chloroform (1,1,1-trichloroethane), CFC-113 (trichlorotrifluoroethane), methylene chloride, CFC 11 (trichlorofluoromethane), CFC-12 (dichlorodifluoromethane), CFC-22 (chlorodifluoromethane), FC-23 (trifluoromethane), CFC-114 (dichlorotetrafluoroethane), CFC-115 (chloropentafluoroethane). It is also our understanding that by adopting the EPA approved definition, Nashville/Davidson County, Tennessee will use EPA approved test methods for VOC.

[45 FR 53817, Aug. 13, 1980, as amended at 54 FR 4021, Jan. 27, 1989; 55 FR 18726, May 4, 1990]

§ 52.2223 Compliance schedules.

(a) *Federal compliance schedules—State program.* (1) Except as provided in paragraph (a)(5) of this section, the owner or operator of any boiler or furnace of more than 250 million Btu per hour heat input subject to the requirements of Chapter 1200-3-14 of the Rules and Regulations of Tennessee as contained in the Tennessee implementation plan, shall notify the Administrator, no later than January 1, 1974, of his intent to utilize either low-sulfur fuel or stack gas desulfurization to meet these requirements.

(2) Any owner or operator of a stationary source subject to paragraph (a)(1) of this section who elects to utilize low-sulfur fuel shall be subject to the following compliance schedule:

(i) January 31, 1974: Submit to the Administrator a projection of the amount of fuel, by types, that will be substantially adequate to enable compliance with the applicable regulation

on July 1, 1975, and for at least one year thereafter.

(ii) March 31, 1974: Sign contracts with fuel suppliers for fuel requirements as projected above.

(iii) April 30, 1974: Submit a statement as to whether boiler modifications will be required. If modifications will be required, submit plans for such modifications.

(iv) May 31, 1974: Let contracts for necessary boiler modifications, if applicable.

(v) October 31, 1974: Initiate onsite modifications, if applicable.

(vi) June 1, 1975: Complete onsite modifications, if applicable.

(vii) July 1, 1975: Achieve compliance with the requirements of Chapter 1200-3-14 of the Rules and Regulations of Tennessee and certify compliance to the Administrator.

(viii) If a performance test is necessary for a determination as to whether compliance has been achieved, such a test must be completed on or before July 1, 1975. Ten days prior to such a test, notice must be given to the Administrator to afford him the opportunity to have an observer present.

(ix) Five days after the deadline for completing increments (a)(2) (ii) through (vi) in this section certification as to whether the increments were met shall be made to the Administrator.

(3) Any owner or operator of a stationary source subject to paragraph (a)(1) of this section who elects to utilize stack gas desulfurization shall be subject to the following compliance schedule:

(i) January 31, 1974—Submit to the Administrator a final control plan, which describes at a minimum the steps which will be taken by the source to achieve compliance with the applicable regulations.

(ii) February 28, 1974—Negotiate and sign all necessary contracts for emission-control systems or process modification, or issue orders for the purchase of component parts to accomplish emission control or process modification.

(iii) May 1, 1974—Initiate onsite construction or installation of emission-control equipment or process modification.

(iv) May 1, 1975—Complete onsite construction or installation of emission control equipment or process modification.

(v) July 1, 1975—Achieve compliance with the requirements of Chapter 1200-3-14 of the Rules and Regulations of Tennessee and certify compliance to the Administrator.

(vi) If a performance test is necessary for a determination as to whether compliance has been achieved, such a test must be completed on or before July 1, 1975. Ten days prior to such a test, notice must be given to the Administrator to afford him the opportunity to have an observer present.

(vii) Five days after the deadline for completing increments (a)(3) (ii) through (iv) in this section, certification as to whether the increments were met shall be made to the Administrator.

(4) Except as provided in paragraph (a)(5) of this section, the owner or operator of any stationary source subject to the requirements of Chapter 1200-3-14 of the Rules and Regulations of Tennessee as contained in the Tennessee implementation plan, shall comply with the following compliance schedule:

(i) November 15, 1973: Submit to the Administrator a final control plan, which describes at a minimum the steps which will be taken by the source to achieve compliance with the applicable regulations.

(ii) January 1, 1974: Negotiate and sign all necessary contracts for emission control systems or process modifications, or issue orders for the purchase of component parts to accomplish emission control or process modification.

(iii) February 1, 1974: Initiate onsite construction or installation of emission control equipment or process modification.

(iv) May 1, 1975: Complete onsite construction or installation of emission control equipment or process modification.

(v) July 1, 1975: Achieve compliance with the applicable regulations and certify such compliance to the Administrator.

(vi) If a performance test is necessary for a determination as to whether com-

pliance has been achieved, such a test must be completed on or before July 1, 1975. Ten days prior to such a test, notice must be given to the Administrator to afford him the opportunity to have an observer present.

(vii) Five days after the deadline for completing increments (a)(4)(ii) through (iv) in this section certification as to whether the increments were met shall be made to the Administrator.

(5) (i) None of the above paragraphs shall apply to a source which is presently in compliance with applicable regulations and which has certified such compliance to the Administrator by October 1, 1973. The Administrator may request whatever supporting information he considers necessary for proper certification.

(ii) Any compliance schedule adopted by the State and approved by the Administrator shall satisfy the requirements of this paragraph for the affected source.

(iii) Any owner or operator subject to a compliance schedule in this paragraph may submit to the Administrator no later than October 1, 1973, a proposed alternative compliance schedule. No such compliance schedule may provide for final compliance after the final compliance date in the applicable compliance schedule of this paragraph. If promulgated by the Administrator, such schedule shall satisfy the requirements of this paragraph for the affected source.

(6) The compliance schedules in paragraphs (a)(2) and (3) of this section shall not excuse a source from complying with any interim emission limitations on the date prescribed in the Tennessee air pollution control regulation listed in paragraph (a)(1) of this section.

(7) Nothing in this paragraph shall preclude the Administrator from promulgating a separate schedule for any source to which the application of the compliance schedules in the above paragraphs of this paragraph fail to satisfy the requirements of §§ 51.261 and 51.262(a) of this chapter.

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(b) The requirements of § 51.262(a) of this chapter are not met since compliance schedules with adequate increments of progress have not been submitted for every source for which they are required.

(c) [Reserved]

(d) The compliance schedules for the sources identified below are dis-

approved as not meeting the requirements of Subpart N of this chapter. All regulations cited are air pollution control regulations of the State or those of a local air pollution control agency as noted.

(1) State compliance schedules:

Source	Location	State regulation involved	Date of adoption
Burlington Industries, Inc. (State order No. 7-0073)	Washington County, Tenn	Ch. 6, sec. 4	Mar. 20, 1973.
Monsanto Co., kilns Nos. 1 and 2 (State order No. 8-0073).	Maury County, Tenn	Ch. 7, sec. 8	Do.
Monsanto Co., kiln No. 3 (State order No. 20-0073)	.....do	Ch. 7, sec. 8	Do.
Stauffer Chemical Co .....	.....do	Ch. 7, sec. 8	Do.
Tennessee Eastman Co.:			
(a) Bldg. 267: Chem. A, vent 1-A (State order No. 15-0073).	Sullivan County, Tenn	Ch. 7, sec. 8	Do.
(b) Bldg. 267: Chem. B, vent 1-A (State order No. 25-0073).	.....do	Ch. 7, sec. 8	Do.
(c) Bldg. 267: Chem. C, vent 1-A (State order No. 26-0073).	.....do	Ch. 7, sec. 8	Do.
(d) Bldg. 267: Chem. D, vent 1-A (State order No. 17-0073).	.....do	Ch. 7, sec. 8	Do.
(e) Bldg. 267: Chem. E, vent 1-A, (State order No. 16-0073).	.....do	Ch. 7, sec. 8	Do.
(f) B3A-1 (State order No. 18-0073) .....	.....do	Ch. 7, sec. 8	Do.
(g) B13-1 (State order No. 19-0073) .....	.....do	Ch. 7, sec. 8	Do.
(h) B13-3 (State order No. 24-0073) .....	.....do	Ch. 7, sec. 8	Do.

(e) Federal compliance schedules—Local programs. (1) Except as provided in paragraph (e)(16) of this section, the owner or operator of any stationary source subject to the following emission limiting regulations of the Knox County Air Pollution Control Regulations and the City of Memphis Air Pollution Control Code and Shelby County Air Pollution Control Code contained as part of the Tennessee implementation plan shall comply with the compliance schedule in paragraph (e)(2) of this section: Knox County Air Pollution Control Regulations, Sections 18.2C; 19.4B; 20.1D; and 23.1; City of Memphis Air Pollution Control Code and Shelby County Air Pollution Control Code Section 3-24(d).

(2) *Compliance schedule.* (i) October 1, 1973—Submit to the Administrator a final control plan, which describes at a minimum the steps which will be taken by the source to achieve compliance with the applicable regulations.

(ii) December 1, 1973—Negotiate and sign all necessary contracts for emission control systems or process modifications, or issue orders for the purchase of component parts to accom-

plish emission control or process modification.

(iii) January 1, 1974—Initiate onsite construction or installation of emission control equipment or process modification.

(iv) May 1, 1975—Complete onsite construction or installation of emission control equipment or process modification.

(v) July 1, 1975—Achieve compliance with the applicable regulations and certify such compliance to the Administrator.

(3) Except as provided in paragraph (e)(16) of this section, the owner or operator of any stationary source subject to the following emission limiting regulation of the Knox County Air Pollution Control Regulations contained as part of the Tennessee implementation plan shall comply with the compliance schedule in paragraph (e)(4) of this section: Knox County Air Pollution Control Regulations, Section 19.2C.

(4) *Compliance schedule.* (i) October 1, 1973—Submit to the Administrator a final control plan, which describes at a minimum the steps which will be taken

by the source to achieve compliance with the applicable regulations.

(ii) December 1, 1973—Negotiate and sign all necessary contracts for emission control systems or process modifications, or issue orders for the purchase of component parts to accomplish emission control or process modification.

(iii) January 1, 1974—Initiate onsite construction or installation of emission control equipment or process modification.

(iv) May 1, 1975—Complete onsite construction or installation of emission control equipment or process modification.

(v) June 1, 1975—Achieve compliance with the applicable regulations and certify such compliance to the Administrator.

(5) Except as provided in paragraph (e)(16) of this section, the owner or operator of any boiler or furnace of more than 250 million Btu per hour heat input subject to the requirements of Knox County Air Pollution Control Regulations, section 18.4B; and City of Memphis Air Pollution Control Code and Shelby County Air Pollution Control Code, Section 3-24(b), contained as part of the Tennessee implementation plan shall notify the Administrator no later than October 1, 1973, of his intent to utilize either low-sulfur fuel or stack gas desulfurization to meet these requirements.

(6) Any owner or operator of a stationary source subject to paragraph (e)(5) of this section who elects to utilize low-sulfur fuel shall be subject to the following compliance schedule:

(i) November 1, 1973—Submit to the Administrator a projection of the amount of fuel, by types, that will be substantially adequate to enable compliance with the applicable regulation on July 1, 1975, and for at least one year thereafter.

(ii) December 31, 1973—Sign contracts with fuel suppliers for fuel requirements as projected above.

(iii) January 31, 1974—Submit a statement as to whether boiler modifications will be required. If modifications will be required, submit plans for such modifications.

(iv) March 15, 1974—Let contracts for necessary boiler modifications, if applicable.

(v) June 15, 1974—Initiate onsite modifications, if applicable.

(vi) March 31, 1975—Complete onsite modifications, if applicable.

(vii) July 1, 1975—Achieve compliance with the requirements of Knox County Air Pollution Control Regulations, section 18.4B and City of Memphis Air Pollution Control Code and Shelby County Air Pollution Control Code Section 3-24 (b) and certify such compliance to the Administrator.

(7) Any owner or operator of a stationary source subject to paragraph (e)(5) of this section who elects to utilize stack gas desulfurization shall be subject to the following compliance schedule:

(i) November 1, 1973—Submit to the Administrator a final control plan, which describes at a minimum the steps which will be taken by the source to achieve compliance with the applicable regulation.

(ii) January 1, 1974—Negotiate and sign all necessary contracts for emission control systems or process modification, or issue orders for the purchase of component parts to accomplish emission control or process modification.

(iii) February 1, 1974—Initiate onsite construction or installation of emission control equipment or process modification.

(iv) May 1, 1975—Complete onsite construction or installation of emission control equipment or process modification.

(v) July 1, 1975—Achieve compliance with the applicable regulation and certify such compliance to the Administrator.

(8) Except as provided in paragraph (e)(16) of this section, the owner or operator of any stationary source subject to the following emission limiting regulation of the Hamilton County Air Pollution Control Regulations contained as part of the Tennessee implementation plan shall comply with the compliance schedule in paragraph (e)(9) of this section: Hamilton County Air Pollution Control Regulations, rule 10 (particulate emissions from process operations).

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(9) *Compliance schedule.* (i) September 15, 1973—Submit to the Administrator a final control plan, which describes at a minimum the steps which will be taken by the source to achieve compliance with the applicable regulations.

(ii) November 1, 1973—Negotiate and sign all necessary contracts for emission control systems or process modifications, or issue orders for the purchase of component parts to accomplish emission control or process modification.

(iii) December 1, 1973—Initiate onsite construction or installation of emission control equipment or process modifications.

(iv) June 1, 1974—Complete onsite construction or installation of emission control equipment or process modification.

(v) July 1, 1974—Achieve compliance with the applicable regulations, and certify such compliance to the Administrator.

(10) Except as provided in paragraph (e)(16) of this section, the owner or operator of any process (non-fuel burning) source of sulfur dioxide subject to the emission limiting requirements of the Hamilton County Air Pollution Control Regulations, rule 13, contained as part of the Tennessee implementation plan shall comply with the compliance schedule in paragraph (e)(9) of this section.

(11) Except as provided in paragraph (e)(16) of this section, the owner or operator of any boiler or furnace of more than 250 million Btu per hour heat input subject to the sulfur dioxide emission limiting requirements of the Hamilton County Air Pollution Control Regulations, rule 13, contained as part of the Tennessee implementation plan shall notify the Administrator, no later than October 1, 1973, of his intent to utilize either low-sulfur fuel or stack gas desulfurization to meet these requirements.

(12) Any owner or operator of a fuel burning facility subject to paragraph (e)(11) of this section who elects to utilize low-sulfur fuel shall be subject to the following compliance schedule:

(i) November 1, 1973—Submit to the Administrator a projection of the amount of fuel, by types, that will be substantially adequate to enable com-

pliance with the applicable regulation on July 1, 1974, and for at least one year thereafter.

(ii) December 1, 1973—Sign contracts with fuel suppliers for fuel requirements as projected above.

(iii) January 1, 1974—Submit a statement as to whether boiler modifications will be required. If modifications will be required, submit plans for such modifications.

(iv) February 1, 1974—Let contracts for necessary boiler modifications, if applicable.

(v) February 15, 1974—Initiate onsite modifications, if applicable.

(vi) June 15, 1974—Complete onsite modifications, if applicable.

(vii) July 1, 1974—Achieve compliance with the requirements of Hamilton County Air Pollution Control Regulations, rule 13, and certify such compliance to the Administrator.

(13) Any owner or operator of a fuel burning facility subject to paragraph (e)(11) of this section who elects to utilize stack gas desulfurization shall be subject to the following compliance schedule:

(i) November 1, 1973—Submit to the Administrator a final control plan, which describes at a minimum the steps which will be taken by the source to achieve compliance with the applicable regulations.

(ii) December 1, 1973—Negotiate and sign all necessary contracts for emission control systems or process modifications, or issue orders for the purchase of component parts to accomplish emission control or process modification.

(iii) December 15, 1973—Initiate onsite construction or installation of emission control equipment or process modification.

(iv) June 15, 1974—Complete onsite construction or installation of emission control equipment or process modification.

(v) July 1, 1974—Achieve compliance with the applicable regulations, and certify such compliance to the Administrator.

(14) If a performance test is necessary for a determination as to whether compliance has been achieved, such a test must be completed by the final compliance date in the applicable regulation.

Ten days prior to such a test, notice must be given to the Administrator to afford him the opportunity to have an observer present.

(15) Any owner or operator subject to a compliance schedule above shall certify to the Administrator, within five days after the deadline for each increment of progress in that schedule, whether or not the increment has been met.

(16)(i) None of the above paragraphs shall apply to a source which is presently in compliance with applicable regulations and which has certified such compliance to the Administrator by October 1, 1973. The Administrator may request whatever supporting information he considers necessary for proper certification.

(ii) Any compliance schedule adopted by the State and approved by the Administrator shall satisfy the requirements of this paragraph for the affected source.

(iii) Any owner or operator subject to a compliance schedule in this paragraph may submit to the Administrator no later than October 1, 1973, a proposed alternative compliance sched-

ule. No such compliance schedule may provide for final compliance after the final compliance date in the applicable compliance schedule of this paragraph. If promulgated by the Administrator, such schedule shall satisfy the requirements of this paragraph for the affected source.

(17) No compliance schedule in this paragraph shall excuse a source from complying with an interim emission limitation that is applicable to such source.

(18) Nothing in this paragraph shall preclude the Administrator from promulgating a separate schedule for any source to which the application of a compliance schedule in this paragraph fails to satisfy the requirements of §§ 51.261 and 51.262(a) of this chapter.

(f) The compliance schedules for the sources identified below are approved as meeting the requirements of Subpart N and § 51.6 of this chapter. All regulations cited are air pollution control regulations of the State or those of a local air pollution control agency as noted.

(1) Statewide compliance schedules:

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Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
Aluminum Co. of America, State order No. 79-00073.	Alcoa	CH.V-2(b), CH.VII-2.	Oct. 9, 1973	Immediately	Aug. 9, 1974.
American Enka, State order No. 64-00073:					
(a) Boilers 1, 2, 3	Morristown	CH. V-2(b), CH.VI-2(a).	.....do .....	.....do	July 1, 1975.
(b) Boilers 4, 5, 6 .....	.....do	CH. VI-2(b), CH. VI-2(a).	.....do .....	.....do	Dec. 30, 1974.
(c) Boiler 9 .....	.....do	CH. V-2(b), CH. VI-2(a).	.....do .....	.....do	June 30, 1974.
Athens Plow Co., State order No. 4-00073.	Athens	CH. V-2(b), CH. VII-9(b).	Mar. 20, 1973 ..	.....do	Aug. 9, 1974.
Athens Stove Works, State order No. 55-0073.	.....do	CH. V-2(b), CH. VII-9(b).	June 19, 1973	.....do	July 2, 1974.
Beaunit Fibers, State order No. 56-0073:					
(a) Stacks 1 and 2	Elizabethton	CH. V-2(a) .....	.....do .....	.....do	Mar. 30, 1975.
(b) Stack 3 .....	.....do	CH. VI-2(a), CH. V-2(a).	.....do .....	.....do	Nov. 30, 1974.
Bedford Lumber Co.:					
State order No. 87-00073 ..	Shelbyville	CH. V-2(b), CH. VI-2(a)(2).	Oct. 9, 1973 ....	.....do	Mar. 1, 1974.
State order No. 88-00073 ..	.....do	CH. V-2(b), CH. VI-2(a)(2).	.....do .....	.....do	Oct. 9, 1974.
Bristol Foundry & Machine Co., State order No. 71-00073.	Bristol	CH. V-2(b), CH. VII-9(b).	.....do .....	.....do	Nov. 9, 1973.
Bruce Flooring State order No. 72-00073.	Jackson	CH. V-2(b), CH. VII-2.dodo	Aug. 9, 1974.

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Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
Burroughs-Ross-Colville Co.: State order No. 65-00073: (a) Boiler 1.	McMinnville	CH. V-2(b), CH. VI-2(a)2.	.....do .....	.....do	Do.
State order No. 66-00073: (a) Collectors C-1, C-3 .....	.....do	CH. V-2(b), CH. VII-2(a).	.....do .....	.....do	Do.
(b) Collector C-7 .....	.....do	CH. V-2(b), CH. VII-2(a).	.....do .....	.....do	Oct. 1, 1973.
Celotex Corp., State Order No. 61-0073: (a) Collectors A-1-2, B-3, B-4, and E-22.	Paris	CH. V-2(b), CH. VII-2(a).	June 19, 1973	.....do	May 1, 1974.
(b) Collectors D-12, D-13, and D-14.	.....do	CH. V-2(b), CH. VII-2(a).	.....do .....	.....do	Apr. 1, 1974.
(c) Collectors C-0, C-10, and C-11.	.....do	CH. V-2(b), CH. VII-2(a).	.....do .....	.....do	Oct. 30, 1973.
Clarksville Foundry & Machine Works State order No. 73-00073.	Clarksville	CH. V-2(b), CH. VII-9(b).	Oct. 9, 1973	.....do	Jan. 30, 1974.
Dover Corp., State order No. 74-00073.	Middleton	CH.V-2(b), CH. VI-2(d).	.....do .....	.....do	July 9, 1974.
Farrar Construction, State order No. 75-00073.	McMinnville	CH. V-2(b), CH. VII-9(g).	.....do .....	.....do	Oct. 9, 1973.
Harris Manufacturing Co., State order No. 62-0073.	Johnson City ...	CH.V-2(b), CH. VII-2(a).	June 19, 1973	.....do	June 1, 1974.
Holston Army Ammunition Plant, State order No. 67-00073.	Kingsport	CH.V-2(b), CH. VI-2(a).	Oct. 9, 1973	.....do	July 1, 1975.
Kingsport Foundry & Manufacturing Corp., State order No. 57-0073.	.....do	CH.V-2(b), CH. VII-9(b).	June 19, 1973	.....do	Feb. 28, 1974.
Koh-i-noor Radiograph, Inc., State order No. 58-0073.	Lewisburg	CH.V-2(b), CH. VII-2(a).	.....do .....	.....do	Mar. 29, 1974.
Lenoir Car Works, State order No. 76-00073.	Lenoir City	CH. V-2(b), CH. VII-2.	Oct. 9, 1973	.....do	Dec. 9, 1973.
Marquette Cement Manufacturing Co., State order No. 5-0073.	Cowan	CH. V-2(b), CH. VII-2.	Mar. 20, 1973	.....do	Aug. 9, 1974.
Mead Corp., State order No. 59-0073.	Kingsport	CH. V-2(b), CH. VI-2(a)(1).	June 19, 1973	.....do	July 1, 1975.
Monsanto Co., State order No. 6-0073: (a) Source 4	Columbia	CH. V-2, CH. VII-2.	Mar. 20, 1973	.....do	Mar. 9, 1974.
(b) Source 5 .....	.....do	CH. V-2, CH. VII-2.	.....do .....	.....do	Dec. 9, 1973.
Royal Oak Charcoal Co.: State order No. 77-00073	Jamestown	CH.V-2(b), CH. VII-2.	Oct. 9, 1973	.....do	July 31, 1974.
State order No. 78-00073 .....	.....do	CH. V-2(b), CH.VII-2.	.....do .....	.....do	Mar. 1, 1974.
Stokely-Van Camp, Inc., State order No. 63-0073.	Tellico Plains ...	CH.V-2(b), CH. VI-2(a)(2).	June 19, 1973	.....do	Jan. 30, 1974.
Tennessee Asphalt Co., State order No. 79-00073.	LaFollette	CH.V-2(b), CH. VII-9(g).	Oct. 9, 1973	.....do	Dec. 30, 1973.
Tennessee Eastman Co.: State order No. 80-00073	Kingsport	CH. V-2(b), CH. VII-2.	.....do .....	.....do	June 1, 1974.
State order No. 81-00073 .....	.....do	CH. V-2(b), CH. VII-2.	.....do .....	.....do	Aug. 9, 1974.
State order No. 82-00073 .....	.....do	CH.V-2(b), CH. VII-2.	.....do .....	.....do	Nov. 1, 1974.
State order No. 83-00073 .....	.....do	CH. V-2(b), CH. VII-2.	.....do .....	.....do	July 1, 1975.
State order No. 84-00073: (a) Units 18-22 .....	.....do	CH. V-2(b), CH.VI-2(a)(1).	.....do .....	.....do	Mar. 1, 1974.
(b) Units 11-17 .....	.....do	CH. VI-2(b), CH. VI-2(a)(1).	.....do .....	.....do	June 1, 1975.
Tennessee Forging Steel Co., State order No. 85-00073.	Harriman	CH. V-2(b), CH. VII-2.dodo	Oct. 30, 1973.

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Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
Tennessee Metallurgical, State order No. 89-00073:					
(a) Furnace No. 2	Kimball	CH.V-2(b), CH.VII-2.	.....do .....	.....do	Mar. 1, 1974.
(b) Furnace No. 1 .....	.....do	CH. V-2(b), CH. VII-2.	.....do .....	.....do	Jan. 15, 1974.
Union Carbide Corp., State order No. 86-00073.	Columbia	CH. V-2(b), CH. VII-2.	.....do .....	.....do	Aug. 9, 1974.
United States Stove Co., State order No. 3-0073.	South Pittsburg	CH.V-2(b)	Mar. 20, 1973 ..	.....do	Feb. 9, 1974.
Aluminum Co. of America, sources 22 and 23 (carbon anode baking).	Alcoa	Ch. V, sec. II.B	Nov. 28, 1973	.....do	July 9, 1974.
Berkline Corp., plant No. 1, collector No. 6.	Morristown	Ch. V, sec. II. B; ch. VII, sec. II.	.....do .....	.....do	June 9, 1974.
E. I. du Pont: 4 steam boilers, particulate emissions, SO ₂ emissions.	New Johnsonville.	Ch. V, sec. II. B; ch. V, sec. II.A(2).	Feb. 6, 1974 ....	.....do	June 30, 1975.
Industrial Products Co., Inc.: Control equipment.	Mt. Pleasant	Ch. V, sec. II.B; ch. VII, sec. II.	Nov. 28, 1973	.....do	Jan. 1, 1974.
Interstate Foundry & Machine Co.: Cupola.	Johnson City ...	Ch. V, sec. II. B; ch. VII, sec. IX.B.	.....do .....	.....do	Feb. 9, 1974.
Laminite Plastics Corp.: Moldow system (phase I only).	Morristown	Ch. V, sec. II. B; ch. VII, sec. II.	.....do .....	.....do	Apr. 30, 1974.
Lea Industries:					
Plant No. 4; process emissions	.....do .....	.....do .....	.....do .....	.....do	Jan. 1, 1974.
Plant No. 5; process emissions	.....do .....	.....do .....	.....do .....	.....do	Aug. 9, 1974.
Plant No. 6; process emissions	.....do .....	.....do .....	.....do .....	.....do	Do.
Plant No. 6, boiler .....	.....do	Ch. V .....	.....do .....	.....do	Feb. 1, 1974.
Lewisburg Casting Co., Inc.: Cupola	Lewisburg .....	.....do	Nov. 28, 1979	.....do	June 9, 1974.
A. B. Long Quarries, Inc.: Limestone quarry and crusher.	Harriman	Ch. V, sec. II.B; ch. VII, sec. II: ch. VIII.	.....do .....	.....do	Mar. 30, 1974.
Monsanto Industrial Chemical Co	Columbia	Ch. VII	Feb. 6, 1973 ....	.....do	July 1, 1975.
Plough, Inc.: Boiler	Shelbyville	Ch. V, sec. II. B; ch. VI, sec. II.A(2).	.....do .....	.....do	May 30, 1974.
Powermatic-Houdaille, Inc.: Two No. 5 cupolas.	McMinnville	Ch. V, sec. II.B; ch. VII, sec. II.	.....do .....	.....do	Aug. 9, 1974.
Royal Oak Charcoal Co.: Kilns 1, 2, 3, 4, 5.	Cookeville .....	.....do .....	.....do .....	.....do	Do.
Don P. Smith Chair Co.: Drying kiln	Loudin .....	.....do .....	.....do .....	.....do	June 30, 1974.
Temple Industries: Conical burner	Savannah	Ch. V, sec. II. B; ch. VI, sec. II.D.	.....do .....	.....do	Apr. 30, 1974.
Tennlite, Inc.: Two rotary kilns	Green Brier	Ch. V, sec. II.B; ch. VII, sec. II.	.....do .....	.....do	July 30, 1974.
Tenn. Asphalt Co. & Road Builders, Inc.: Asphalt batching plant.	Cumberland City.	Ch. V, sec. II.B; ch. VII, secs. II and IX, G; ch. VIII.	.....do .....	.....do	Dec. 17, 1974.
Vulcan Materials Co.: Rock quarry ...	Emory Gap	Ch. V, sec. II.B; ch. VII, sec. II: ch. VIII.	.....do .....	.....do	Mar. 31, 1974.
Do	Savannah	Ch. V, sec. II.B; ch. VII, sec. II: ch. VIII.	.....do .....	.....do	June 21, 1974.
Do	Parsons	Ch. V, sec. II.B; ch. VII, sec. II: ch. VIII.	.....do .....	.....do	Feb. 18, 1974.
Cities Service (41-0073)	Copperhill	Ch. VII, sec. 8	June 19, 1973	.....do	July 1, 1975.
Cities Service (42-0073)do	Ch. VII, sec. 8dodo	Do.
Penn Dixie Cement	Kingsport	Ch. VII, sec. 2	Oct. 9, 1973do	Do.

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(2) Chattanooga-Hamilton County compliance schedules:

TENNESSEE

Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
Chattanooga Public Schools:					
(a) Elbert Long School	Chattanooga	Sec. 9(8)	Feb. 8, 1973	Immediately	July 1, 1974.
(b) Charles A. Bell School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(c) G. Russel Brown School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(d) Calvin Donaldwon School ....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(e) East Chattanooga School ....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(f) Highland Park School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(g) Normal Park School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(h) Piney Woods School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(i) Ridgedale School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(j) Frank H. Trotter School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(k) Woodmore School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(l) Rivermont School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
(m) St. Elmo School .....	.....do	Sec. 9(8) .....	.....do .....	.....do	Do.
E.I. du Pont de Nemours & Co.:					
(a) Nylon 66 evaporator Nos. 1-5 .....	.....do	Sec. 9 .....	.....do .....	.....do	Do.
(b) Nylon auto clave Nos. 1-17 .....	.....do	Sec. 9 .....	.....do .....	.....do	Do.
(c) Continuous polymerization lines I-III .....	.....do	Sec. 9 .....	.....do .....	.....do	Do.
(d) Continuous polymerization line IV .....	.....do	Sec. 9 .....	.....do .....	.....do	Sept. 1, 1973.
(e) Lindburg furnace type 364830-E12-S .....	.....do	Sec. 9 .....	.....do .....	.....do	Aug. 1, 1973.
(f) Lindburg furnace type 243624-E12-S .....	.....do	Sec. 9 .....	.....do .....	.....do	Feb. 1, 1974.
(g) Trent furnace model 862640A .....	.....do	Sec. 9 .....	.....do .....	.....do	Mar. 1, 1974.
(h) Lindburg furnace type 364830-E12-S .....	.....do	Sec. 9 .....	.....do .....	.....do	Apr. 1, 1974.
(i) Riley boiler .....	.....do	Sec. 9 .....	.....do .....	.....do	July 1, 1974.
(j) B & W boiler .....	.....do	Sec. 9 .....	.....do .....	.....do	Do.
General Tire Service .....	.....do	Sec. 9 .....	.....do .....	.....do	Jan. 31, 1974.
Randolph Manufacturing Co., Inc .....	.....do	Sec. 9 .....	.....do .....	.....do	Do.
Southern Foundry Supply, Inc .....	.....do	Sec. 9 .....	.....do .....	.....do	Mar. 31, 1973.
Tennessee Awning & Tent Co .....	.....do	Sec. 9	Feb. 9, 1973 ....	.....do	June 1, 1973.
United States Pipe & Foundry Co ....	.....do	Sec. 9	Feb. 8, 1973 ....	.....do	Nov. 1, 1973.

(3) Memphis-Shelby County compliance schedules:

TENNESSEE

Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
Desoto Hardwood Flooring Co.: Phase 1	Chattanooga	Sec. 9	Apr. 5, 1973	Immediately	May 1, 1974.
Wabash, Inc.: Phase 1 .....	.....do	Secs. 3-17, 3-20.	.....do .....	.....do	Apr. 1, 1974.

(4) Nashville-Davidson County compliance schedules:

TENNESSEE

Source	Location	Regulation involved	Date of adoption	Effective date	Final compliance date
Bruce Flooring	Nashville	Sec. 4-1-9	Feb. 7, 1973	Immediately	Dec. 31, 1973.

§ 52.2224

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[38 FR 16169, June 20, 1973, as amended at 38 FR 22748, Aug. 23, 1973; 38 FR 24341, 24342, Sept. 7, 1973; 40 FR 3445, Jan. 22, 1975; 40 FR 3570, Jan. 23, 1975; 42 FR 10995, Feb. 25, 1977; 51 FR 40676, 40677, Nov. 7, 1986; 52 FR 24367, June 30, 1987; 54 FR 25258, June 14, 1989]

§ 52.2224 Legal authority.

(a) The requirements of § 51.230(c) of this chapter are not met since the plan does not provide the legal authority for controlling motor vehicles during air pollution emergency episodes.

(b) The requirements of § 51.230(d) of this chapter are not met since statutory authority to prevent construction, modification, or operation of a facility, building, structure, or installation, or combination thereof, which indirectly results or may result in emissions of any air pollutant at any location which will prevent the maintenance of a national air quality standard is not adequate.

(c)(1) The requirements of § 51.230(b) of this chapter are not met since the definition of *person* set forth in the Tennessee Air Quality Act and in the State implementation plan does not include facilities owned or operated by the State. Therefore, section 53-3409(f) of the Tennessee Code Annotated and section 30 of Chapter II of the Tennessee Air Pollution Control Regulations are disapproved.

(2) Definition of *person*. For the purposes of the plan, *person* shall mean any individual, partnership, copartnership, firm, company, corporation, association, joint stock company, trust, estate, State-owned or operated facility, State agency, political subdivision, or any other legal entity, or their legal representatives, agents, or assigns.

(d) The requirements of § 51.230(b) of this chapter are not met since the State lacks legal authority, as a result of the enactment of House Bill 1490 by the 1974 Tennessee legislature, to control emissions from the quarrying and processing of agricultural limestone. Therefore, section 53-3424 of the Tennessee Code Annotated is disapproved.

(e) The requirements of § 51.230(b) of this chapter are not met since the State lacks legal authority, as a result of the enactment of House Bill 1845 by the 1974 Tennessee legislature, to control emissions from air contaminant sources which use woodwaste only as fuel. Therefore, the last sentence of

section 53-3422 of the Tennessee Code Annotated is disapproved.

[37 FR 10894, May 31, 1972]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.2224, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 52.2225 VOC rule deficiency correction.

(a) Revisions to sections 7-3, 7-13, and 7-24 of the Tennessee regulations are approved. These amendments are in response to the Clean Air Act section 182(a)(2)(A) requirement to submit RACT rules correcting deficiencies in the existing SIP in accordance with EPA's pre-amendment guidance. These deficiencies were first noted in a letter from Greer Tidwell, the EPA Region IV Administrator, to Governor McWherter on May 26, 1988, and clarified in a letter dated June 10, 1988, from Winston Smith, EPA Region IV Air Division Director, to Paul Bontrager, Director of the Air Pollution Control Division of the Metropolitan Health Department for Nashville/Davidson County, and were further identified in EPA guidance including the Blue Book and the proposed Post-87 policy. The following deficiency in the Tennessee Regulations, however, has not been corrected.

(1) Section 7-25, "Recordkeeping and Reporting Requirements" Nashville/Davidson County committed in a letter dated May 7, 1991, to include a separate provision that requires records to be maintained for at least two years. This additional provision, which is scheduled for a July 15, 1992, public hearing, will be submitted to EPA shortly after that date and will be acted upon separately.

(2) In Section 7-3, Petition for Alternative Controls, the words "as applied" should be added to the term "VOC/gallon solids" as a clarification.

(3) The term "vapor-tight" should be defined in section 7-13.

(4) "Once-in/always-in" is missing from the applicability section of the individual rules.