

**Environmental Protection Agency**

**§ 63.8681**

| Citation                           | Subject                               | Brief description   | Applies to subpart KKKKK                         |
|------------------------------------|---------------------------------------|---|--|
| § 63.10(b)(1) .....                | General Recordkeeping Requirements.   | General requirements .....  | Yes.   |
| § 63.10(b)(2)(i)–(v) .....         | Records Related to SSM .....          | Requirements for SSM records ....                                       | Yes.   |
| § 63.10(b)(2)(vi)–(xii) and (xiv). | CMS Records .....                     | Records when CMS is malfunctioning, inoperative or out-of-control.      | Yes.   |
| § 63.10(b)(2)(xiii) .....          | Records .....                         | Records when using alternative to relative accuracy test.               | No, not applicable.                              |
| § 63.10(b)(3) .....                | Records .....                         | Applicability Determinations .....                                      | Yes.   |
| § 63.10(c)(1)–(15) .....           | Records .....                         | Additional records for CMS .....  | No, §§ 63.8575 and 63.8640 specify requirements. |
| § 63.10(d)(1) and (2) .....        | General Reporting Requirements        | Requirements for reporting; performance test results reporting.         | Yes.   |
| § 63.10(d)(3) .....                | Reporting Opacity or VE Observations. | Requirements for reporting opacity and VE.                              | No, not applicable.                              |
| § 63.10(d)(4) .....                | Progress Reports .....                | Must submit progress reports on schedule if under compliance extension. | Yes.   |
| § 63.10(d)(5) .....                | SSM Reports .....                     | Contents and submission .....   | Yes.   |
| § 63.10(e)(1)–(3) .....            | Additional CMS Reports .....          | Requirements for CMS reporting ..                                       | No, §§ 63.8575 and 63.8635 specify requirements. |
| § 63.10(e)(4) .....                | Reporting COMS data .....             | Requirements for reporting COMS data with performance test data.        | No, not applicable.                              |
| § 63.10(f) .....                   | Waiver for Recordkeeping/Reporting.   | Procedures for Administrator to waive.                                  | Yes.   |
| § 63.11 .....                      | Flares .....                          | Requirement for flares .....  | No, not applicable.                              |
| § 63.12 .....                      | Delegation .....                      | State authority to enforce standards.                                   | Yes.   |
| § 63.13 .....                      | Addresses .....                       | Addresses for reports, notifications, requests.                         | Yes.   |
| § 63.14 .....                      | Incorporation by Reference .....      | Materials incorporated by reference.                                    | Yes.   |
| § 63.15 .....                      | Availability of Information .....     | Information availability; confidential information.                     | Yes.   |

**Subpart LLLL—National Emission Standards for Hazardous Air Pollutants: Asphalt Processing and Asphalt Roofing Manufacturing**

SOURCE: 68 FR 24577, May 7, 2003, unless otherwise noted.

**WHAT THIS SUBPART COVERS**

**§ 63.8680 What is the purpose of this subpart?**

This subpart establishes national emission standards for hazardous air pollutants (NESHAP) for existing and new asphalt processing and asphalt roofing manufacturing facilities. This subpart also establishes requirements to demonstrate initial and continuous compliance with the emission limitations.

**§ 63.8681 Am I subject to this subpart?**

(a) You are subject to this subpart if you own or operate an asphalt processing facility or an asphalt roofing manufacturing facility, as defined in § 63.8698, that is a major source of hazardous air pollutants (HAP) emissions, or is located at, or is part of a major source of HAP emissions.

(b) After the applicable compliance date specified in § 63.8683, blowing stills, asphalt storage tanks, saturators, wet loopers, and coaters subject to the provisions of this subpart that are also subject to 40 CFR part 60, subpart UU, are required to comply only with provisions of this subpart.

(c) This subpart does not apply to any equipment that is subject to subpart CC of this part or to subpart K, Ka, or Kb of 40 CFR part 60.

(d) This subpart does not apply to asphalt processing and asphalt roofing manufacturing equipment used for research and development, as defined in § 63.8698.

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(e) The provisions of subpart J of 40 CFR part 60 do not apply to emissions from asphalt processing facilities subject to this subpart.

(f) A major source of HAP emissions is any stationary source or group of stationary sources within a contiguous area under common control that emits or has the potential to emit any single HAP at a rate of 9.07 megagrams (10 tons) or more per year or any combination of HAP at a rate of 22.68 megagrams (25 tons) or more per year.

[68 FR 24577, May 7, 2003, as amended at 70 FR 28364, May 17, 2005]

**§ 63.8682 What parts of my plant does this subpart cover?**

(a) This subpart applies to each new, reconstructed, or existing affected source at asphalt processing and asphalt roofing manufacturing facilities.

(b) The affected source is:

(1) Each asphalt processing facility as defined in § 63.8698; or

(2) Each asphalt roofing manufacturing line as defined in § 63.8698.

(i) If the asphalt roofing manufacturing line is collocated with an asphalt processing facility, the storage tanks that store asphalt flux intended for oxidation in the blowing stills and those tanks that receive asphalt directly from the on-site blowing stills are part of the asphalt processing facility. The remaining asphalt storage tanks are considered to be part of the asphalt roofing facility.

(ii) If an asphalt storage tank is shared by two or more lines at an asphalt roofing manufacturing facility, the shared storage tank is considered part of the line to which the tank supplies the greatest amount of asphalt, on an annual basis.

(iii) If a sealant or adhesive applicator is shared by two or more asphalt roofing manufacturing lines, the shared applicator is considered part of the line that provides the greatest throughput to the applicator, on an annual basis.

(c) An affected source is a new affected source if you commenced construction of the affected source after November 21, 2001, and you met the applicability criteria at the time you commenced construction.

(d) An affected source is reconstructed if you meet the criteria in the reconstruction definition in § 63.2.

(e) An affected source is existing if it is not new or reconstructed.

**§ 63.8683 When must I comply with this subpart?**

(a) If you have a new or reconstructed affected source and start up:

(1) On or before April 29, 2003, then you must comply with the requirements for new and reconstructed sources in this subpart no later than April 29, 2003.

(2) After April 29, 2003, then you must comply with the requirements for new and reconstructed sources in this subpart upon startup.

(b) If you have an existing affected source, you must comply with the requirements for existing sources no later than May 1, 2006.

(c) If you have an area source that increases its emissions or its potential to emit such that it becomes a (or part of a) major source of HAP, then the following requirements apply:

(1) Any portion of the existing facility that becomes a new or reconstructed affected source must be in compliance with this subpart upon startup or by April 29, 2003, whichever is later.

(2) All other parts of the source to which this subpart applies must be in compliance with this subpart by 3 years after the date the source becomes a major source.

(d) You must meet the notification requirements in § 63.8692 according to the schedules in §§ 63.8692 and 63.9. Some of the notifications must be submitted before you are required to comply with the emission limitations in this subpart.

**EMISSION LIMITATIONS**

**§ 63.8684 What emission limitations must I meet?**

(a) You must meet each emission limitation in Table 1 to this subpart that applies to you.

(b) You must meet each operating limit in Table 2 to this subpart that applies to you.