

Environmental Protection Agency

§ 52.2773

the Virgin Islands Department of Planning and Natural Resources.

(i) Incorporation by reference:

(A) Revised sections 20 through 23, 25, 26, 28, 29, 33, 35 through 41, and 45 of subchapter 204, chapter 9, title 12 of the Virgin Islands Code, effective January 15, 1987.

(B) Revised sections 20 through 31 of subchapter 206, chapter 9, title 12 of the Virgin Islands Code, effective January 15, 1987.

(ii) Additional material:

(A) July 1988 Modeling Analysis for CEC Energy Co., Inc.

(B) July 11, 1989, letter from Ted Helfgott, Amerada Hess Corporation to Raymond Werner, U.S. Environmental

Protection Agency, Region II, New York.

(C) December 28, 1992, Prevention of Significant Deterioration of Air Quality permit for Virgin Islands Water and Power Authority at St. Croix's north shore facility.

[37 FR 10905, May 31, 1972]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.2770, see the List of CFR Sections Affected in the Finding Aids section of this volume.

§ 52.2771 Classification of regions.

The U.S. Virgin Islands plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
U.S. Virgin Islands	IA	IA	III	III	III

§ 52.2772 Approval status.

With the exceptions set forth in this subpart, the Administrator approves

the U.S. Virgin Islands plan for attainment and maintenance of the national standards.

§ 52.2773 EPA-approved Virgin Islands regulations.

Territory regulation	Effective date	EPA approval date	Comments
Section 204-20, "Definitions"	1/15/87	4/18/94, 59 FR 18309	"Fugitive emissions" will be defined as at 40 CFR 52.21(b)(20).
Section 204-21, "Regulations to Control Open Burning".	1/15/87	.....do
Section 204-22, "Regulations to Control Emission of Visible Air Contaminants".	1/15/87	.....do
Section 204-23, "Regulations Governing Emission of Particulate Matter".	1/15/87	.....do
Section 204-24, "Storage of Petroleum or Other Volatile Products".	3/2/71	5/31/72, 37 FR 10905.	
Section 204-25, "Fugitive Emissions".	1/15/87	4/18/94, 59 FR 18309.	
Section 204-26, "Sulfur Compounds Emission Control".	1/15/87do	Subsection 204-26(a)(2) is disapproved for three Martin Marietta (VI Alumina Corp), St. Croix, sources. For applicable limits, refer to PSD permit for the facility.
Section 204-27, "Air Pollution Nuisances Prohibited".	3/2/71	5/31/72, 37 FR 10905.	
Section 204-28, "Internal Combustion Engine Limits".	1/15/87	4/18/94, 59 FR 18309.	
Section 204-29, "Upset, Breakdown or Scheduled Maintenance".	1/15/87do	
Section 204-30, "Circumvention"	3/2/71	5/31/72, 37 FR 10905.	

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Territory regulation	Effective date	EPA approval date	Comments
Section 204-31, "Duty to Report Discontinuance or Dismantlement".	3/2/71	5/31/72, 37 FR 10905.	
Section 204-32, "Variance Clauses"	3/2/71	5/31/72, 37 FR 10905.	
Section 204-33, "Air Pollution Emergencies".	1/15/87	4/18/94, 59 FR 18309.	
Section 204-35, "Continuous Emission Monitoring".	1/15/87	.....do	
Section 204-36, "Eligibility to Burn Waste Fuel A".	1/15/87	.....do	
Section 204-37, "Eligibility to Burn Waste Fuels A and B".	1/15/87	.....do	
Section 204-38, "Permit and/or Certificate Requirement for Waste Oil Facilities".	1/15/87	.....do	
Section 204-39, "Sale or Use of Waste Fuels A and B".	1/15/87	.....do	Reference to Table 1 in this subsection refers to Table 1 found in Section 204-20.
Section 204-40, "Reports, Sampling and Analysis of Waste Fuels A and B".	1/15/87	.....do	Variances adopted pursuant to subsection 204-40(e) become applicable only if approved by EPA as SIP revisions.
Section 204-41, "Existing Air Contamination Sources for Waste Fuel".	1/15/87	.....do	
Section 204-45, "Standards of Performance for Sulfur Recovery Units at Petroleum Refineries".	1/15/87	.....do.	
Section 206-20, "Permits Required"	1/15/87	.....do	
Section 206-21, "Transfer"	1/15/87	.....do	
Section 206-22, "Applications"	1/15/87	.....do	
Section 206-23, "Application and Permit Fees".	1/15/87	.....do	
Section 206-24, "Cancellation of Applications".	1/15/87	.....do	
Section 206-25, "Test Methods"	1/15/87	.....do	Variances adopted pursuant to subsection 206-25(c) become applicable only if approved by EPA as SIP revisions.
Section 206-26, "Permits to Construct".	1/15/87	.....do	
Section 206-27, "Permits to Operate".	1/15/87	.....do	
Section 206-28, "Permit Modifications, Suspensions or Revocations and Denials".	1/15/87	.....do	
Section 206-29, "Further Information".	1/15/87	.....do	
Section 206-30, "Appeals"	1/15/87	.....do	
Section 206-30, "Review of New Sources and Modifications".	10/11/73	8/10/75, 40 FR 42013	Subsection 206-30(f)(6) is disapproved since sources of minor significance are not identified in Section 206-30. A federally promulgated regulation (40 CFR 52.2775(g)), correcting this deficiency and a public participation deficiency, is applicable. Two separate subsections are numbered 206-30 and are listed here with their separate titles.
Section 206-31, "Review of New or Modified Indirect Sources".	10/11/73	8/10/75, 40 FR 42013.	

[59 FR 18309, Apr. 18, 1994]

§ 52.2774 [Reserved]

(e) The requirements of 40 CFR 51.18(h) are not met since section 206-30

§ 52.2775 Review of new sources and modifications.

(a)-(d) [Reserved]