

§ 63.1550

40 CFR Ch. I (7-1-00 Edition)

standard operating procedures manuals required under §§ 63.1544(a) and § 63.1547(a).

under section 112(1) of the act, the authorities contained in paragraph (b) of this section shall be retained by the Administrator and not transferred to a State.

§ 63.1550 Delegation of authority

(a) In delegating implementation and enforcement authority to a State

(b) Authorities which will not be delegated to States: no restrictions.

TABLE 1 OF SUBPART TTT—GENERAL PROVISIONS APPLICABILITY TO SUBPART TTT

Reference	Applies to subpart TTT	Comment
§ 63.1	Yes	
§ 63.2	Yes	
§ 63.3	Yes	
§ 63.4	Yes	
§ 63.5	Yes	
§ 63.6(a), (b), (c), (e), (f), (g), (i) and (j)	Yes	
§ 63.6(d) and (h)	No	No opacity limits in rule.
§ 63.7	Yes	
§ 63.8	Yes	
§ 63.9 (a), (b), (c), (d), (e), (g), (h)(1) through (3), (h)(5) and (i) and (j)	Yes	
§ 63.9(f) and (h)(4)	No	No opacity or visible emission limits in rule.
§ 63.10	Yes	
§ 63.11	No	Flares will not be used to comply with the emission limits.
§ 63.12 through 63.15	Yes	

Subpart UUU [Reserved]

Subpart VVV—National Emission Standards for Hazardous Air Pollutants: Publicly Owned Treatment Works

owned or operated by a department, agency, or instrumentality of the Federal government).

SOURCE: 64 FR 57579, Oct. 26, 1999, unless otherwise noted.

APPLICABILITY

§ 63.1580 Am I subject to this subpart?

(a) You are subject to this subpart if the following are all true:

(1) You own or operate a publicly owned treatment works (POTW) that includes an affected source (§ 63.1595);

(2) The affected source is located at a major source of hazardous air pollutant (HAP) emissions; and

(3) Your POTW is required to develop and implement a pretreatment program as defined by 40 CFR 403.8 (for a POTW owned or operated by a municipality, state, or intermunicipal or interstate agency), or your POTW would meet the general criteria for development and implementation of a pretreatment program (for a POTW

NOTE TO PARAGRAPH (a)(2): See § 63.2 of the national emission standards for hazardous air pollutants (NESHAP) general provisions in subpart A of this part for a definition of major source.

(b) If your existing POTW treatment plant is not located at a major source as of October 26, 1999, but thereafter becomes a major source for any reason other than reconstruction, then, for the purpose of this subpart, your POTW treatment plant would be considered an existing source.

(c) If an industrial major source complies with applicable NESHAP requirements by using the treatment and controls located at your POTW, your POTW is considered to be a major source regardless of whether you otherwise meet the applicable criteria.

(d) If you reconstruct your POTW treatment plant, then the requirements for a new or reconstructed POTW treatment plant, as defined in § 63.1595, apply.