

ARTICLE II

GENERAL PROVISIONS

ADOPTED: June 9, 1969

REVISED: June 1, 2023

EFFECTIVE: July 15, 2023

SECTION 2.01 POWERS AND DUTIES OF THE BOARD

- (A) Board Procedures and Actions. Pursuant to, and consistent with, the provisions of the Washington Clean Air Act (WCAA) Chapter 70A.15 RCW, the Board shall establish such procedures and take such action as may be required to implement SRCAA Regulation I, Article I, Section 1.01. The Board may take such action as may be necessary to prevent air pollution, including control and measurement of the emission of any air contaminant from a source. The Board shall appoint a Control Officer, competent in the control of air pollution who shall, with the Board's advice and approval, enforce the provisions of all ordinances, orders, resolutions, rules, and regulations of this Agency, pertinent to the control and prevention of air pollution in Spokane County.
- (B) Hearings. The Board shall have the power to hold hearings relating to any aspect of or matter in the administration of Regulation I and in connection therewith; issue subpoenas to compel the attendance of witnesses and production of evidence, administer oaths and take the testimony of any person under oath.
- (C) Ordinances, Resolutions, Rules, Orders and Regulations. The Board shall have the power to adopt, amend, and repeal its own ordinances, resolutions, rules, orders, and regulations. Any adoption, amendment, or repeal of the Board's ordinances, resolutions, rules, orders, and regulations shall be made after due consideration at a public hearing held in accordance with Chapter 42.30 RCW, and shall have the same force and effect as all other of the Board's ordinances, resolutions, rules, orders, and regulations as soon as adopted by the Board. (See RCW 70A.15.2040)

SECTION 2.02 CONTROL OFFICER'S DUTIES AND POWERS

- (A) Control Officer and Authorized Representative. The Control Officer and authorized representatives shall observe and enforce the provisions of the WCAA and all orders, ordinances, resolutions, rules, and regulations of the

Agency pertaining to the control and prevention of air pollution according to the policies set forth by the Board.

- (B) Employees. The Control Officer, with the approval of the Board, shall have the authority to appoint and remove such employees as are necessary to the performance of the duties assigned, and to incur necessary expenses within the limitations of the budget.
- (C) Records and Reports. The Control Officer shall maintain appropriate records and submit reports as required by the Board, Ecology, and EPA.
- (D) Consultants. The Control Officer may engage, at the Agency's expense, within the limitation of the budget, qualified individuals or firms to make independent studies and reports as to the nature, extent, quantity, or degree of any air contaminants which are or may be discharged from any source within the Agency's jurisdiction.
- (E) Right of Entry. For the purpose of investigating conditions specific to the control, recovery or release of air contaminants into the atmosphere, the Control Officer, Ecology, or their authorized representatives, shall have the power to enter at reasonable times upon any private or public property, excepting non-multiple unit private dwellings housing two families or less. No person shall refuse entry or access to the Control Officer, Ecology, or their authorized representative who requests entry for the purpose of inspecting, and who presents appropriate credentials; nor shall any person obstruct, hamper, or interfere with any such inspection.
- (F) Samples. If an Agency authorized representative desires to obtain a sample of air contaminant, fuel, process material, or other material, that affects or may affect the emission of air contaminants, the authorized representative shall notify the owner or operator of the time and place of obtaining a sample, so the owner or operator has the opportunity to take a similar sample at the same time and place; and the Control Officer or the authorized representative of the Agency shall give a receipt to the owner or operator for the sample obtained.
- (G) Enforcement. The Control Officer shall be empowered by the Board to sign official complaints, issue citations, initiate court suits, or use other legal means to enforce the provisions of the Agency's Regulation.
- (H) Information and Analyses from the Source. The Control Officer or authorized representative may obtain, from the owner or operator of a source, information or analyses that discloses the nature, extent, or quantity of air contaminants which are, or may be, discharged by such a source, and the control equipment in use on such source.

- (I) Access. The Control Officer or authorized representative may require that safe access and adequate sampling facilities be provided to the Agency by the owner or operator of a source that is to be tested.
- (J) Source Records. The Control Officer or authorized representative may require the owner or operator of a source to provide copies of any records, including but not limited to, maintenance plans, maintenance records, equipment operation manuals, process information, production information, and material usage information.

SECTION 2.03 CONFIDENTIAL OR PROPRIETARY INFORMATION

The Agency implements and enforces RCW 70A.15.2510 – Confidentiality of records and information.

SECTION 2.04 VIOLATIONS

The Agency implements and enforces RCW 70A.15.2520 – Enforcement actions by air authority – Notice to violators.

SECTION 2.05 ORDERS AND HEARINGS

The Agency implements and enforces RCW 70A.15.2530 – Order final unless appealed to pollution control hearings board.

SECTION 2.06 APPEAL OF BOARD ORDERS

- (A) Appeal. Any order issued by the Board or by the Control Officer, shall become final unless such order is appealed to the PCHB as provided in Chapter 43.21B RCW. This is the exclusive means of appeal of such an order.
- (B) Stay. The Control Officer may stay the effectiveness of an order during the pendency of such an appeal. At any time during the pendency of such an appeal of such an order to the PCHB, the appellant may apply to the PCHB as provided in Chapter 43.21B RCW and Chapter 371-08 WAC for a stay of the order or for the removal thereof.
- (C) Action. Upon failure to comply with any final order of the Board or Control Officer, the Agency's attorney, upon request of the Board or Control Officer, may bring an action in the superior court of the county where the violation occurred or the potential violation is about to occur to obtain such relief as necessary.

SECTION 2.07 STATUS OF ORDERS OF APPEAL (Repealed 3/4/04, Res. 04-01)

SECTION 2.08 FALSIFICATION OF STATEMENTS OR DOCUMENTS, AND TREATMENT OF DOCUMENTS

- (A) False, Misleading Statements. No person shall willfully make a false or misleading statement to the Board or its authorized representative as to any matter within the jurisdiction of the Board.
- (B) Alter Documents. No person shall reproduce or alter, or cause to be reproduced or altered, any order, registration certificate, or other paper issued by the Agency if the purpose of such reproduction or alteration is to circumvent, evade, or violate any provision of Chapter 70A.15 RCW, or any regulation, ordinance, resolution, permit, or order in force pursuant thereto.
- (C) Available for Review. Any order or registration certificate required to be obtained by Chapter 70A.15 RCW, or any regulation, ordinance, resolution, permit, or order in force pursuant thereto, shall be available for review on the premises designated on the order or certificate.
- (D) Notice to be Displayed. In the event the Agency requires a notice to be displayed, it shall be posted. No person shall mutilate, obstruct or remove any notice unless authorized to do so by the Agency.
- (E) False Statements. No person shall make any false material statement, representation, or certification in any form, notice or report required under Chapter 70A.15 RCW, or any regulation, ordinance, resolution, permit, or order in force pursuant thereto.
- (F) Render Inaccurate. No person shall render inaccurate any monitoring device or method required under Chapter 70A.15 RCW, or any regulation, ordinance, resolution, permit, or order in force pursuant thereto.

SECTION 2.09 SOURCE TESTS

- (A) Purpose. SRCAA Regulation I, Article II, Section 2.09, establishes test methods, notification, performance, and reporting requirements for all source tests performed to determine compliance with applicable air quality regulations, emission standards, or both.
- (B) Applicability. This Section applies to any source test performed on sources established or operated in Spokane County that will be submitted to the Agency for regulatory purposes. Tests performed on gasoline dispensing facilities are

exempt from the requirements of this Section, unless otherwise required by the Agency.

- (C) **Test Methods.** To demonstrate compliance, the Agency may conduct or require that the owner or operator of a source conduct a test using approved test methods from 40 CFR Parts 51, 60, 61, 62, 63, 75, and 1065, as in effect on the date identified in Article II, Section 2.13; or procedures contained in Ecology's "Source Test Manual – Procedures for Compliance Testing". Alternative methods may be used, provided the method(s) has been approved by the Agency and EPA prior to performing the test. The Agency may require the operator of a source to provide the necessary platform and sampling ports for the Agency or others to perform a test of an emissions unit. The source owner or operator must allow the Agency to obtain a sample from any emissions unit. The Agency will give the operator of the source an opportunity to observe the sampling and to obtain a sample at the same time.
- (D) **Definitions.** In addition to the definitions given in Article I, Section 1.04, and unless a different meaning is clearly required by context, words and phrases used in this Section will have the following meaning:
 - (1) Regulatory Purposes means to determine compliance with an applicable air quality regulation or emission standard or as otherwise required by the Agency.
 - (2) Source Test means any testing performed at a source that measures:
 - (a) The amount or concentration of an air pollutant, air pollutants, or surrogates being emitted;
 - (b) The capture efficiency of a capture system; or
 - (c) The destruction or removal efficiency of a control device used to reduce emissions. Combustion tests and data accuracy assessments of continuous emission monitoring systems (i.e., relative accuracy tests, cylinder gas audits, etc.) are not considered source tests.
- (E) **Test Notifications and Plans.** At least fifteen (15) calendar days prior to performing the source test, a test notification and plan must be submitted in writing by either hard copy, facsimile or email; to the Agency for review and written approval. This notification requirement does not relieve the source from any other notification requirements under state or federal law. The fifteen (15) day submittal requirement may be waived upon receipt of written Agency approval. The test plan must include, unless otherwise specified in writing by the Agency, the following information:
 - (1) Facility name, mailing address, and source location;
 - (2) Facility contact name(s), email address(es), and telephone number(s);
 - (3) Source testing company name, company contact name(s), email address(es), and telephone number;
 - (4) Source testing schedule and date(s);

- (5) Source description including a description of the pollution control device and sample locations;
 - (6) Pollutant(s) to be measured;
 - (7) Test methods;
 - (8) Number of test runs and length of each individual test run;
 - (9) A description of what constitutes representative process and control conditions for the source to be tested (i.e., production rate, etc.). This will include the expected process and control conditions (including production rate) during testing;
 - (10) Applicable process and production information to be collected during the source test;
 - (11) Control device operating parameters to be monitored during the source test;
 - (12) Fuel and raw material samples (if applicable), type of analysis, how the samples will be collected, and who will collect the samples;
 - (13) Timeline for submittal of the final test report to the Agency; and
 - (14) Any other testing information required by the Agency.
- (F) Approved Test Plan. Once approved, the plan must be followed. Changes to approved plans may be implemented upon receipt of written Agency approval prior to completion of the source test. Test plan modification requests may be submitted in writing by either hard copy, facsimile, or email. The Agency may require a new series of tests for test plan modifications submitted after initiation of the tests and prior to completion of the tests.
- (G) Test Procedures.
- (1) The source test must consist of a minimum of three (3) individual runs, unless otherwise required in the test method or written Agency approval is given for an alternative testing scenario prior to performing the source test.
 - (2) The individual pollutant test runs for any source test must be performed consecutively, with no overlap of any test runs for the same pollutant. Test runs may overlap provided the overlapping test runs are not for testing the same pollutant or are not being performed using the same test method. Each consecutive test run must be initiated as soon as practicable after completion of the previous test run, unless written Agency approval is given for an alternative testing scenario prior to performing the source test.
 - (3) During each source test, the source to be tested must be operated as described in the approved source test plan, unless an alternative operating scenario is approved by the Agency in writing prior to performing the source test. Upon acceptance of the source test, the source will be limited to no more than 110% of the average production rate that the source operated during that source test, unless otherwise allowed by regulation or Agency issued Order.

- (4) The source test must be conducted on a weekday(s) during daylight hours, unless otherwise approved by the Agency.
- (H) Stoppages.
- (1) A source test may be stopped only because of safety reasons, testing or process equipment malfunction that occurred during the source test and identified at the time the test is stopped. The testing must be resumed as soon as practicable. A source test may not be stopped solely due to the expected or known failure of one or more test runs to meet applicable standards.
 - (2) The Agency must be notified of any test stoppage no later than the next working day (i.e., Monday through Friday, excluding legal holidays observed by the Agency).
 - (3) The reason for the test stoppage must be documented and included in the source test report. All test data collected during a stopped test shall be included in the source test report. The Agency will evaluate the reason for the stoppage and determine if it meets the stoppage provisions in Section 2.09(H)(1).
- (I) Invalidation of Test Results. For any test results that are found or considered to be invalid, due to stoppages, sampling or analysis problems or errors, or other reasons, the invalid data must be included in the test report. The reason that the test results were invalidated must be documented and included in the test report. The Agency will evaluate the reason for the test results invalidation and determine whether to accept or reject the source test results.
- (J) Postponements and Rescheduling. A source test must not be postponed or rescheduled without prior Agency notification. Postponement notifications for a scheduled source test must include the reason(s) for the requested postponement and the date of the rescheduled source test. Postponement and rescheduling notifications must be made by telephone or submitted in writing by either hard copy, facsimile, or email. Within two (2) working days after a telephone notification is made, a written notification must be submitted by either hard copy, facsimile, or email.
- (K) Test Reports.
- (1) Reports of all source tests performed under Section 2.09 must be submitted to the Agency regardless of the source test results (i.e., failure to meet an emission limit or standard, test stoppage, equipment malfunction, test data invalidation, etc.).
 - (2) Source test reports must be submitted to the Agency as described in the approved test plan, unless an alternative test report submittal timeline has received written Agency approval.
 - (3) The source test report must, at a minimum, include the following information:

- (a) Source testing company name, company contact name(s), and phone number;
- (b) Facility name, mailing address, and source location;
- (c) Facility contact name(s), email address(es), and telephone number(s);
- (d) Description of the source and the sampling locations;
- (e) Date(s) of the source test;
- (f) Summary of results, reported in units and averaging periods consistent with the applicable emission standard;
- (g) Length, in minutes, of each individual test run, including start and end times for each individual test run;
- (h) Description of any test stoppages and re-starts, and the reasons for each test stoppage;
- (i) Description of any deviations from the approved source test plan and the reason for the deviation;
- (j) Description of the test methods and quality assurance procedures employed;
- (k) Operating parameters and production data for the source and control equipment during the test, as specified in the approved test plan under Section 2.09(E)(10) – (12);
- (l) Company name, contact name, email address, and telephone number of the laboratory processing any samples;
- (m) All field data collected and example calculations;
- (n) Any reasons for considering a test run(s) to be invalid;
- (o) Any reasons for objection of use of a test run(s) for regulatory purposes;
- (p) A statement signed by the responsible official of the testing company certifying the validity of the source test report; and
- (q) Any other information specified or required by the Agency in the approved test plan.

SECTION 2.10 SEVERABILITY

If any phrase, clause, subsection or section of SRCAA Regulation I shall be declared unconstitutional or invalid by any court of competent jurisdiction, it shall be conclusively presumed that the Board would have enacted Regulation I without the phrase, clause, subsection, or section so held unconstitutional or invalid and the remainder of Regulation I shall not be affected as a result of said part being held unconstitutional or invalid.

SECTION 2.11 PENALTIES, CIVIL PENALTIES, AND ADDITIONAL MEANS FOR ENFORCEMENT

The Agency implements and enforces RCW 70A.15.3150 – Penalties, RCW 70A.15.3160 – Civil penalties, and RCW 70A.15.3170 – Additional means of enforcement.

SECTION 2.12 RESTRAINING ORDERS – INJUNCTIONS

The Agency implements and enforces RCW 70A.15.3140 – Restraining orders – Injunctions.

SECTION 2.13 FEDERAL AND STATE REGULATION REFERENCE DATE

- (A) Federal Adoption by Reference. Federal rules in SRCAA Regulation I are adopted as they exist on January 1, 2023.
 - (1) The term “Administrator” means the Administrator of EPA or the Control Officer of the Agency.
 - (2) Where EPA has delegated to the Agency the authority to receive reports, the affected facility will submit reports to the Agency, unless otherwise instructed.
- (B) State Adoption by Reference. State rules in Regulation I are adopted as they exist on January 1, 2023, or as amended.

SECTION 2.14 WASHINGTON ADMINISTRATIVE CODES (WACS)

- (A) The Agency adopts by reference the following WACs:
 - (1) Chapter 173-400 WAC, including sections:
 - 020 – Applicability.
 - 030 – Definitions.
 - (a) The following definitions are adopted by reference: Adverse Impact on Visibility; Alternative Emission Limit; Capacity Factor; Class I Area; Dispersion Technique; Emission Threshold; Excess Stack Height; Existing Stationary Facility; Federal Class I Area; Federal Land Manager; Fossil Fuel-fired Steam Generator; General Process Unit; Greenhouse Gases; Hog Fuel; Industrial Furnace; Mandatory Class I Federal Area; Natural Conditions; Projected Width; Reasonably Attributable; Sulfuric Acid Plant; Transient Mode of Operation; Useful Thermal Energy; Wigwam / Silo Burner; Wood-fired Boiler; and Wood Waste.
 - 040 – General standards for maximum emissions.

- (a) Exceptions. The following subsections are not adopted by reference: 040(6) and 040(8). 040(6) is replaced by Article VI, Section 6.04(C). 040(8) is replaced by Article VI, Section 6.07.
- 050 – Emission standards for combustion and incineration units.
 - (a) Exceptions. The following subsections are not adopted by reference: 050(4)(c)(ix) and 050(5)(c)(xi).
- 060 – Emission standards for general process units.
- 070 – Emission standards for certain source categories.
- 075(8) – Emission standards for perchloroethylene dry cleaners.
- 081 – Emission limits during startup and shutdown.
- 082 – Alternative emission limit that exceeds an emission standard in the SIP.
- 091 – Voluntary limits on emissions.
- 105 – Records, monitoring, and reporting.
 - (a) Exceptions. The following subsections are not adopted by reference: 105(3, 4, 6, and 8)
- 107 – Excess emissions.
- 108 - Excess emission reporting.
- 109 – Unavoidable excess emissions.
- 112 – Requirements for new sources in nonattainment areas – Review for compliance with regulations.
- 113 – New sources in attainment or unclassifiable areas – Review for compliance with regulations.
- 114 – Requirements for replacement or substantial alteration of emission control technology at an existing stationary source.
- 116 – Increment protection.
- 117 – Special protection requirements for federal Class I areas.
- 118 – Designation of Class I, II, and III areas.
- 120 – Bubble rules.
- 131 – Issuance of emission reduction credits.
- 136 – Use of emission reduction credits (ERC).
- 151 – Retrofit requirements for visibility protection.
- 161 – Compliance schedules.
- 175 – Public information.
- 180 – Variance.
- 190 – Requirements for nonattainment areas.
- 200 – Creditable stack height and dispersion techniques.
- 205 – Adjustment for atmospheric conditions.
- 210 – Emission requirements of prior jurisdictions.
- 220 – Requirements for board members.
- 240 – Criminal penalties.
- 260 – Conflict of interest.
- 560 – General order of approval.
- 700 – Review of major stationary sources of air pollution.
- 710 – Definitions.

- 720 – Prevention of significant deterioration (PSD).
 - (a) Ecology and EFSEC are the EPA-approved permitting agencies for the PSD program for Washington under the SIP. The Agency enforces PSD permits.
- 730 – Prevention of significant deterioration application processing procedures.
- 740 – PSD permitting public involvement requirements.
- 750 – Revisions to PSD permits.
- 800 – Major stationary source and major modification in a nonattainment area.
- 810 – Major stationary source and major modification definitions.
 - (a) Exceptions. The following definition is not adopted by reference: (13) lowest achievable emission rate.
- 820 – Determining if a new stationary source or modification to a stationary source is subject to these requirements.
- 830 – Permitting requirements.
- 840 – Emission offset requirements.
- 850 – Actual emissions plant wide applicability limitation (PAL).
- 860 – Public involvement procedures.
- (2) Chapter 173-401 WAC - Operating permit regulation.
- (3) Chapter 173-425 WAC - Outdoor burning.
- (4) Chapter 173-430 WAC - Agricultural burning.
- (5) Chapter 173-433 WAC - Solid fuel burning devices.
- (6) Chapter 173-434 WAC - Solid waste incinerator facilities.
- (7) Chapter 173-435 WAC - Emergency episode plan.
- (8) Chapter 173-460 WAC - Controls for new sources of toxic air pollutants.
- (9) Chapter 173-476 WAC - Ambient air quality standards.
- (10) Chapter 173-490 WAC - Emission standards and controls for sources emitting volatile organic compounds (VOC).
- (11) Chapter 173-491 WAC - Emission standards and controls for sources emitting gasoline vapors.
- (12) Chapter 197-11 WAC – SEPA Rules

SECTION 2.15 INTIMIDATION

- (A) No person shall, directly or indirectly, assault, intimidate, threaten, harass, coerce or unlawfully imprison the Control Officer or the authorized representative. The following definitions apply to this Section:
 - (1) “Assault” includes, but is not limited to, actions constituting assault under RCW 9A.36 *et seq.*
 - (2) “Intimidate” includes, but is not limited to, actions that discourage, restrain or deter action by inducing fear.
 - (3) “Threaten” includes, but is not limited to, actions constituting threats under RCW 9A.76.180(3) and 9A.04.110(28).

- (4) "Harassment" includes, but is not limited to, actions constituting harassment under RCW 9A.46.020(1).
 - (5) "Coercion" includes, but is not limited to, actions constituting coercion under RCW 9A.36.070(1).
 - (6) "Unlawful Imprisonment" includes, but is not limited to, restricting a person's movements without consent and without legal authority in manner which interferes substantially with his or her liberty as described in RCW 9A.40.010(6).
- (B) For any person found to have violated Article II, Section 2.15(A), the Agency may issue a separate NOV to the full extent authorized by Section 2.02(G) and Section 2.11 of SRCAA Regulation I.
 - (C) A NOV under this Section may be issued regardless of a criminal charge or conviction related to the same conduct.
 - (D) The civil penalty for a violation of this Section shall be \$5,000.00. Requests for mitigation of a NOV issued under this Section shall be referred to and decided by the Board.

SECTION 2.16 40 CFR PART 60 – STANDARDS OF PERFORMANCE FOR NEW SOURCES (NSPS)

- (A) The Agency Adopts by Reference:
 - (1) 40 CFR Part 60 and its Appendices in effect on the date referenced in SRCAA Regulation I, Article II, Section 2.13.
 - (a) Subpart IIII and Subpart JJJJ are only adopted as they apply to a stationary source located at a source subject to Chapter 173-401 WAC (Air operating permit regulation).
 - (2) Exceptions. The following sections and subparts of 40 CFR Part 60 are not adopted by reference:
 - (a) 40 CFR 60.5 (determination of construction or modification);
 - (b) 40 CFR 60.6 (review of plans);
 - (c) 40 CFR Part 60, Subpart B (Adoption and Submittal of State Plans for Designated Facilities), Subparts C, Cb, Cc, Cd, Ce, BBBB, DDDD, FFFF, MMMM, UUUU (emission guidelines); and
 - (d) 40 CFR Part 60, Appendix G, Provisions for an Alternative Method of Demonstrating Compliance With 40 CFR 60.43 for the Newton Power Station of Central Illinois Public Service Company.

SECTION 2.17 40 CFR PART 61 – NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAPS)

- (A) The Agency Adopts by Reference:

- (1) 40 CFR Part 61 and its Appendices in effect on the date referenced in SRCAA Regulation I, Article II, Section 2.13.
 - (a) The Agency may conduct source tests and require access to records, books, files, and other information specific to the control, recovery, or release of those pollutants regulated under 40 CFR Parts 61, 62, 63 and 65, as applicable, in order to determine the status of compliance of sources of these contaminants and to carry out its enforcement responsibilities.
 - (b) Source testing, monitoring, and analytical methods for sources of hazardous air pollutants must confirm with the requirements of 40 CFR Parts 51, 60, 61, 62, 63, and 65, as applicable.
- (2) Exceptions. Section 2.17 does not apply to any source operating under a waiver granted by EPA, or an exemption granted by the president of the United States.

SECTION 2.18 40 CFR PART 63 – NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAPS) FOR SOURCE CATEGORIES

- (A) Major Source of Hazardous Air Pollutants. The Agency adopts by reference 40 CFR Part 63 and Appendices as they apply to major sources of hazardous air pollutants, in effect on the date referenced in SRCAA Regulation I, Article II, Section 2.13.
- (B) Nonmajor Sources of Hazardous Air Pollutants.
 - (1) The Agency adopts by reference these subparts of 40 CFR Part 63 and Appendices, in effect on the date referenced in Section 2.13. The stationary sources affected by these subparts of 40 CFR Part 63 are subject to Chapter 173-401 (Operating permit regulation).
 - (a) Subpart X, Secondary lead smelting;
 - (b) Subpart EEE, Hazardous waste incineration;
 - (c) Subpart LLL, Portland cement;
 - (d) Subpart IIII, Mercury cell chlor-alkali plants;
 - (e) Subpart YYYYY, Stainless and nonstainless steel manufacturing (electric arc furnace);
 - (f) Subpart EEEEEEE, Primary copper smelting;
 - (g) Subpart FFFFFFF, Secondary copper smelting;
 - (h) Subpart GGGGGG, Primary nonferrous metal;
 - (i) Subpart MMMMMMM, Carbon black production;
 - (j) Subpart NNNNNN, Chromium compounds;
 - (k) Subpart SSSSSS, Pressed and blown glass manufacturing;
 - (l) Subpart VVVVVV, Chemical manufacturing for synthetic minors; and
 - (m) Subpart EEEEEEEE, Gold mine ore processing and production.

- (2) The Agency adopts by reference 40 CFR Part 63 and Appendices, in effect on the date referenced in Section 2.13, as they apply to a stationary source located at a source subject to Chapter 173-401 WAC (Operating permit regulation).
 - (3) The Agency adopts by reference these subparts of 40 CFR Part 63 and Appendices, in effect on the date referenced in Section 2.13, as they apply to area sources of hazardous air pollutants.
 - (a) Subpart M, National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities;
 - (b) Subpart N, National Emission Standards for Chromium Emissions From Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks;
 - (c) Subpart T, National Emission Standards for Halogenated Solvent Cleaning;
 - (d) Subpart RRR, National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production; and
 - (e) Subpart JJJJJJ, National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers.
- (C) Source Testing.
- (1) The Agency may conduct source tests and require access to records, books, files, and other information specific to the control, recovery, or release of those pollutants regulated under 40 CFR Parts 61, 62, 63 and 65, as applicable, in order to determine the status of compliance of sources of these contaminants and to carry out its enforcement responsibilities.
 - (2) Source testing, monitoring, and analytical methods for sources of hazardous air pollutants must confirm with the requirements of 40 CFR Parts 51, 60, 61, 62, 63, and 65, as applicable.

SECTION 2.19 40 CFR PART 65 – CONSOLIDATED FEDERAL AIR RULE

- (A) The Agency Adopts by Reference:
 - (1) 40 CFR Part 65, in effect on the date referenced in SRCAA Regulation I, Article II, Section 2.13.

SECTION 2.20 40 CFR PART 62 – APPROVAL AND PROMULGATION OF STATE PLANS FOR DESIGNATED FACILITIES AND POLLUTANTS

- (A) The Agency adopts by reference these subparts of 40 CFR Part 62, in effect on the date referenced in Section 2.13.
 - (1) Subpart OOO, Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014 and Have Not Been Modified or Reconstructed Since July 17, 2014.