

Findings of the Commission:

1. The cotton ginning industry, as a whole, has made considerable progress toward obtaining compliance with the provisions of the Air Code.
2. Most but not all cotton gins which are not now in compliance are gins with less than average production and capacity.
3. Most but not all noncomplying gins are relatively isolated.
4. The potential for heat recovery from the incineration of gin waste should be further explored and this potential should not be precluded except in those situations where public nuisance conditions exist or where the attainment and maintenance of the national ambient standards are threatened.
5. The progress of the ginning industry in attaining compliance with the provisions of the Air Code can, in part, be attributed to the Commission's system for granting variances where justified.

Therefore, the Commission will continue its practice of granting variances to cotton gins on an individual basis and delegates to the staff this responsibility subject to all of the following provisions:

- (a) Requests for variances shall be approved only in those instances where noncompliance will not, in the staff's opinion, create public nuisance conditions or interfere with the attainment and maintenance of the national ambient air quality standards;
- (b) No request for a variance shall be approved unless the applicant can show economic hardship or the applicant has committed to a program of achieving compliance through resource recovery; and
- (c) No request for a variance shall be approved unless avenues for resource recovery have been explored and acted upon, where feasible, on a continuing basis.

COMMISSIONERS



Billy Fraz Submitted by: Jarrell E. Southall Date Passed: 3/26/76