

## RESPONSE TO COMMENTS

### FAYETTEVILLE EXPRESS PIPELINE LLC - RUSSELL COMPRESSOR STATION PERMIT #2205-AOP-R3 AFIN: 73-01084

On March 7 and 8, 2012, the Director of the Arkansas Department of Environmental Quality gave notice of a draft permitting decision for the above referenced facility. During the comment period, written comments on the draft permitting decision were submitted by Wayne Ebarb, Environmental Specialist for Energy Transfer Company on behalf of the facility and Allen Chang, 6PD-R, on behalf of EPA Region VI. The Department's response to these issues follows.

*Note: The following page numbers and condition numbers refer to the draft permit. These references may have changed in the final permit based on changes made during the comment period.*

Additional text is shown in **bold type** and text requested for deletion is shown as ~~strikethrough~~. Per ADEQ Responses to Comments, revised text is shown in **bold**.

#### **Comment #1 by Facility:**

Section II Introduction/Summary of Permit Activity/first paragraph: change the facility address from ~~251 Curtis Davis Road~~ to 310 Curtis David Road. Also change the zip code from ~~72139~~ to 72010.

#### **Response to Comment #1:**

The facility address has been corrected.

#### **Comment #2 by Facility:**

Specific Condition # 13 (Page 20): Will you please add to this condition if this is a one-time, semi-annual or annual requirement. Also what will be the due date for the submittal? Based on General Provision #7, it appears that this report is due the same time as the semiannual and annual reports, which is April 28 and October 28. If the condition is required semi-annually, we request that that requirement be changed to annual and that the report have the same due date as the annual compliance certification. If the request is granted then the reference to General Provision #7 should be deleted from this condition.

#### **Response to Comment #2:**

The facility sends the JJJJ notification one time only, unless the facility modifies the equipment. This does not refer to the ACC or SAM reports, which still must be submitted. Revised SC #13 follows:

13. The permittee must meet the following notification, reporting and recordkeeping requirements SN-01 through SN-10, according to Plant-wide Condition #3. The initial notification was submitted on April 15, 2010 in accordance with §60.7(a)(1). **This notification is submitted one-time unless the equipment is modified.** In addition, the permittee shall submit to the Department according to General Provision #7, maintain a copy on-site and make available to Department personnel upon request, a comprehensive report showing compliance with NSPS Subpart JJJJ. The notification must include the following information:
- a. All notifications submitted to comply with 40 CFR Part 60 Subpart JJJJ and all documentation supporting any notification;
  - b. Maintenance conducted on each engine;
  - c. Documentation that each engine meets the emission standard;
  - d. Name and address of the permittee;
  - e. The address of each affected source;
  - f. Engine information including make, model, engine family, serial number, model year, maximum engine power, and engine displacement;
  - g. Emission control equipment; and
  - h. Fuel used.
- [Regulation 19 §19.304 and 40 CFR §60.4245(a)(1,2,4) and (c)(1-5)]

**Comment #3 by Facility:**

FEP originally asked that the SSM Plan be removed from the permit. Upon further review, FEP agrees that SSM is applicable to SN-08 and SN-10. SC #16 and #18 from Permit #2205-AOP-R2 should be included in the Permit #2205-AOP-R3, except in SC #16 for submitting the 15-minute observations to the Department. The following SCs are from Draft Permit #2205-AOP-R3:

16. The permittee shall install, maintain and operate an electrochemical NO cell with data logger or other recording device to measure, monitor and record NO from each SCR outlet, except during periods of startup when the SCR is not operating. The permittee shall maintain a NO concentration, as measured by this monitor, of 14 ppm-vd or less at the 12.8% O<sub>2</sub> dry basis for this engine condition. The NO concentration shall be recorded once every 15 minutes. These values shall be recorded, maintained on site, made available to Department personnel upon request. [Regulation 19 §19.703, 40 CFR Part 52 Subpart E and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
18. For each SCR unit at SN-08, SN-09 and SN-10, the permittee shall:
- a. Maintain records that summarize the number, duration, and cause of excursions or exceedances of limits as well as corrective action taken. [Regulation 19 §19.304]
  - b. Maintain records that summarize the number, duration, and cause of monitoring equipment downtime incidents, other than routine downtime for calibration checks. [Regulation 19 §19.304]

- c. Submit information pertaining to exceedances or excursions from permitted values in semi-annual reports in accordance with General Provision #7.  
[40 CFR §70.6(a)(3)(iii)(A)]

**Response to Comment #3:**

Revised SC #16 and #18 follows, additional text is shown in bold type. This text is in the current Permit #2205-AOP-R2.

- 16. The permittee shall install, maintain and operate an electrochemical NO cell with data logger or other recording device to measure, monitor and record NO from each SCR outlet (**SN-08 though SN-10**), except during periods of startup when the SCR is not operating. The permittee shall maintain a NO concentration, as measured by this monitor, of 14 ppm-vd or less at the 12.8% O<sub>2</sub> dry basis for this engine condition. The NO concentration shall be recorded once every 15 minutes. These values shall be recorded, maintained on site and made available to Department personnel upon request. **In the event the NO monitor or associated equipment malfunctions, the permittee shall follow the SSM Plan developed per Specific Condition #18(c).** [Regulation 19 §19.703, 40 CFR Part 52 Subpart E and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
- 18. For each SCR unit at SN-08, SN-09 and SN-10, the permittee shall:
  - a. Maintain records that summarize the number, duration, and cause of excursions or exceedances of limits as well as corrective action taken. [Regulation 19 §19.304]
  - b. Maintain records that summarize the number, duration, and cause of monitoring equipment downtime incidents, other than routine downtime for calibration checks. [Regulation 19 §19.304]
  - c. **Maintain a SSM (startup, shutdown, malfunction) Plan in accordance with 40 CFR 63 Subpart ZZZZ. The Plan shall include provisions identifying procedures in the event the NO monitor malfunctions. The Plan shall also include corrective actions in the event the threshold is exceeded.** [Regulation 19 §19.304]
  - d. **Maintain records that describe the actions taken to implement a SSM Plan. Documentation shall be maintained to confirm that the plan was completed and reduced the likelihood of similar excursions or exceedances.** [Regulation 19 §19.304]
  - e. Submit information pertaining to exceedances or excursions from permitted values in semi-annual reports in accordance with General Provision #7.  
[40 CFR §70.6(a)(3)(iii)(A)]

**Comment #4 by EPA:**

We [EPA – Region 6 – Alan Chang] have completed a preliminary review of the draft title V Permit, # 2205-AOP-R3, received on January 30, 2012. We have the following concern

regarding the Draft Permit and request ADEQ address this concern prior to issuance of the final permit

Draft TV Permit #2205-AOP-R3

Page 5, #2, it states, “Remove requirement to submit to the Department 15-minute nitrogen oxide concentration recordings and remove reference to SSM Plan, Specific Condition (SC) #16.” According to Table 8 to Subpart ZZZZ of Part 63—Applicability of General Provisions to Subpart ZZZZ lists the following requirements to comply,

| <u>General provisions</u> | <u>Subject of citation</u>                   | <u>Applies to Subpart citation</u> |
|---------------------------|--|------------------------------------|
| §63.8(c)(1)(i)            | Routine and predictable SSM                  | Yes                                |
| §63.8(c)(1)(ii)           | SSM not in Startup Shutdown Malfunction Plan | Yes                                |
| §63.10(b)(2)(i)–(v)       | Records related to SSM                       | No.                                |

ADEQ removes reference to SSM Plan, Specific Condition (SC) #16, without addressing requirements to comply with “Routine and predictable SSM as required in §63.8(c)(1)(i) and other requirements cited in this part of the Federal regulations such as §63.6(e)(1) and §63.6(e)(1) (See below). Please explain. If ADEQ has questions regarding compliance with the above cited requirements, please send a request of applicability determination to EPA Region 6 for clarification.

§ 63.8 Monitoring requirements

§63.8(c)(1)(i) “(i) The owner or operator of an affected source must maintain and operate each CMS as specified in §63.6(e)(1).”

§ 63.6 Compliance with standards and maintenance requirements

§63.6(e)(1) “(e) *Operation and maintenance requirements.* (1)(i) At all times, including periods of startup, shutdown, and malfunction, the owner or operator must operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. *During a period of startup, shutdown, or malfunction, this general duty to minimize emissions requires that the owner or operator reduce emissions from the affected source to the greatest extent which is consistent with safety and good air pollution control practices.* The general duty to minimize emissions during a period of startup, shutdown, or malfunction does not require the owner or operator to achieve emission levels that would be required by the applicable standard at other times if this is not consistent with safety and good air pollution control practices, nor does it require the owner or operator to make any further efforts to reduce emissions if levels required by the applicable standard have been achieved. *Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures (including the startup, shutdown, and malfunction plan required in paragraph (e)(3) of this section), review of operation and review of operation and maintenance records, and inspection of the source.*”

**Response to Comment #4:**

Agreed with EPA. SSM Plan for **SN-08 through SN-10** previously removed in the draft permit, has been added to SC #16 (listed above in Response #3). The summary list was revised.

PC



ARKANSAS  
Department of Environmental Quality

April 24, 2012

Dutch Schuman  
Plant Manager  
Fayetteville Express Pipeline LLC - Russell Compressor Station  
201 Highway 167 North  
Bald Knob, AR 72010

Dear Mr. Schuman:

The enclosed Permit No. 2205-AOP-R3 is your authority to construct, operate, and maintain the equipment and/or control apparatus as set forth in your application initially received on 11/17/2011.

After considering the facts and requirements of A.C.A. §8-4-101 et seq., and implementing regulations, I have determined that Permit No. 2205-AOP-R3 for the construction, operation and maintenance of an air pollution control system for Fayetteville Express Pipeline LLC - Russell Compressor Station to be issued and effective on the date specified in the permit, unless a Commission review has been properly requested under Arkansas Department of Pollution Control & Ecology Commission's Administrative Procedures, Regulation 8, within thirty (30) days after service of this decision.

The applicant or permittee and any other person submitting public comments on the record may request an adjudicatory hearing and Commission review of the final permitting decisions as provided under Chapter Six of Regulation No. 8, Administrative Procedures, Arkansas Pollution Control and Ecology Commission. Such a request shall be in the form and manner required by Regulation 8.603, including filing a written Request for Hearing with the APC&E Commission Secretary at 101 E. Capitol Ave., Suite 205, Little Rock, Arkansas 72201. If you have any questions about filing the request, please call the Commission at 501-682-7890.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Bates", with a stylized flourish at the end.

Mike Bates  
Chief, Air Division

# ADEQ OPERATING AIR PERMIT

Pursuant to the Regulations of the Arkansas Operating Air Permit Program, Regulation 26:

Permit No. : 2205-AOP-R3

IS ISSUED TO:


Fayetteville Express Pipeline LLC - Russell Compressor Station  
310 Curtis David Road  
Bald Knob, AR 72010  
White County  
AFIN: 73-01084

THIS PERMIT AUTHORIZES THE ABOVE REFERENCED PERMITTEE TO INSTALL, OPERATE, AND MAINTAIN THE EQUIPMENT AND EMISSION UNITS DESCRIBED IN THE PERMIT APPLICATION AND ON THE FOLLOWING PAGES. THIS PERMIT IS VALID BETWEEN:

March 30, 2010    AND    March 29, 2015

THE PERMITTEE IS SUBJECT TO ALL LIMITS AND CONDITIONS CONTAINED HEREIN.

Signed:

  
\_\_\_\_\_  
Mike Bates  
Chief, Air Division

\_\_\_\_\_  
April 24, 2012  
Date

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List of Acronyms and Abbreviations

|                   |   |
|-------------------|---|
| A.C.A.            | Arkansas Code Annotated                                 |
| AFIN              | ADEQ Facility Identification Number                     |
| BCFD              | billion cubic feet per day                              |
| BTU               | British Thermal Unit                                    |
| CAA               | Clean Air Act   |
| CFR               | Code of Federal Regulations                             |
| CH <sub>2</sub> O | Formaldehyde  |
| CO                | Carbon Monoxide   |
| FLM               | Federal Land Manager                                    |
| g/bhp-hr          | grams/break horsepower-hour                             |
| HAP               | Hazardous Air Pollutant                                 |
| hp                | horsepower  |
| ICE               | Internal Combustion Engine                              |
| km                | kilometer   |
| LAER              | Lowest Achievable Emission Rate                         |
| lb/hr             | Pound Per Hour  |
| mg                | milligrams (10 <sup>-3</sup> grams)                     |
| MM                | million   |
| MVAC              | Motor Vehicle Air Conditioner                           |
| NAAQS             | National Ambient Air Quality Standards                  |
| NO <sub>x</sub>   | Nitrogen Oxide  |
| NSCR              | Nonselective Catalytic Reduction                        |
| NSPS              | New Source Performance Standards                        |
| NSR               | New Source Review                                       |
| PM                | Particulate Matter                                      |
| PM <sub>10</sub>  | Particulate Matter Smaller than Ten Microns in diameter |
| ppm               | parts per million                                       |
| PTE               | Potential to Emit                                       |
| QIP               | Quality Improvement Plan                                |
| RACT              | Reasonably Available Control Technology                 |
| SCR               | Selective Catalytic Reduction                           |
| SI                | Spark Ignition  |
| SIA               | Significant Impact Area                                 |
| SIL               | Significant Impact Level                                |
| SN                | Source Number   |
| SNAP              | Significant New Alternatives Program (SNAP)             |
| SO <sub>2</sub>   | Sulfur Dioxide  |
| tpy               | Tons Per Year   |
| UTM               | Universal Transverse Mercator                           |
| VOC               | Volatile Organic Compound                               |
| µg                | microgram (10 <sup>-6</sup> grams)                      |
| 4SLB              | 4-stroke lean burn                                      |
| 4SRB              | 4-stroke rich burn                                      |

Fayetteville Express Pipeline LLC - Russell Compressor Station  
Permit #: 2205-AOP-R3  
AFIN: 73-01084

## SECTION I: FACILITY INFORMATION

PERMITTEE: Fayetteville Express Pipeline LLC - Russell Compressor Station

AFIN: 73-01084

PERMIT NUMBER: 2205-AOP-R3

FACILITY ADDRESS: 310 Curtis David Road  
Bald Knob, AR 72010

MAILING ADDRESS: 201 Highway 167  
Bald Knob, AR 72010

COUNTY: White County

CONTACT NAME: Dutch Schuman

CONTACT POSITION: Plant Manager

TELEPHONE NUMBER: 501-724-2190

REVIEWING ENGINEER: Patty Campbell, PE

UTM North South (Y): Zone 15: 3911695.02 m

UTM East West (X): Zone 15: 634750.26 m

## **SECTION II: INTRODUCTION**

### **Summary of Permit Activity**

Fayetteville Express Pipeline LLC – Russell Compressor Station proposes to construct and operate a facility located at 251 Curtis David Road, Bald Knob White County, AR 72139. This permitting action is requested to modify the permit as follows:

1. Update Process Description;
2. Remove requirement to submit to the Department 15-minute nitrogen oxide concentration recordings;
3. Remove reference to SSM Plan, Specific Condition (SC) #16 is denied. SSM Plan for SN-08 through SN-10 remains in the permit;
4. The requirements of Startup, Shutdown, and Malfunction (SSM) Plan and Reports apply to 40 CFR 63 Subpart ZZZZ. SC #18-c and #18-d remain in the permit;
5. Carbon monoxide emission compliance testing and passing was conducted on the compressors (SN-01 through SN-10) in April 2011 and October 2011. FEP's request to begin testing the engines for either CO or formaldehyde annually is granted, SC #25;
6. Clarify that performance test records must be submitted in their entirety to the Department in accordance with General Provision (GP) #7 and maintained on-site in accordance with GP #6, SC #25;
7. Request removal of requirement to submit "the notification, reporting and recordkeeping requirements SN-01 through SN-10 in accordance with GP #7 for SC #13" was denied. This information is reviewed by the Department prior to an inspection of the facility; and
8. Request removal of SN-11 operating hour submission in accordance with General Provision #7 for SC #31 was denied. The Department is requiring a non-resettable hour meter because the operating hours are limited.

There are no emission changes.

### **Process Description**

Fayetteville Express Pipeline LLC (FEP) is a joint-venture company between Energy Transfer Company (ETC), L.P. and Kinder Morgan Energy Partners, L.P. FEP includes a new 185-mile, single 42-inch wide steel, interstate pipeline system, Russell Compressor Station and multiple receipt and delivery meter facilities. FEP delivers 2 billion cubic feet per day (bcf/d) of natural gas from the Fayetteville Shale area in northwest central Arkansas to markets in the Midwest, Southeast and Northeast through pipeline interconnections in Arkansas and Mississippi. The compressor station is located on a 40-acre site in White County, Arkansas, approximately 1.5 miles southwest of Russell and 14 miles northeast of Searcy. The construction of the new compressor station was completed on May 15, 2011; however, the facility had not yet reached its target production rate.

Commencement of construction of the compressor station occurred on April 6, 2010 when foundation work began. The area is in attainment for all criteria pollutants. The pipeline begins

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in Conway County, Arkansas and extends eastward through Faulkner, Cleburne, White, Woodruff, St. Francis, Lee and Phillips Counties, Arkansas; crosses the Mississippi River just south of Helena, Arkansas; proceeds through Coahoma and Quitman Counties, Mississippi; and terminates at an interconnect in Panola County, Mississippi. The pipeline is buried underground and the right-of-way restored. The land with some minimal restrictions has been returned to its current use. Russell Compressor Station is the only FEP facility that requires a Clean Air Act permit.

The potential emissions from the compressor station are greater than the major source thresholds established under the Federal operating permits program as part of Regulation #26 (Title V permits). Russell Compressor Station meets the definition of a major source for both criteria and HAP pollutants, and therefore was required to obtain an operating permit under Regulation #26. Russell Compressor Station is a minor stationary source under New Source Review (NSR) program. Thus, a Prevention of Significant Deterioration (PSD) analysis is not required.

Russell Compressor Station provides the needed motive force for natural gas flow for the FEP Project. The primary operation emission sources at Russell Compressor Station are as follows: ten (10) stationary, natural gas-fired, 4-stroke lean burn (4SLB), reciprocating internal combustion engines (RICE) manufactured by Caterpillar. Three (3) engines are Caterpillar G3616 (SN-01 through SN-03), each rated to deliver 4,735 horsepower (hp) at site conditions. Seven (7) engines are Caterpillar G16CM34 (SN-04 through SN-10), each rated to deliver 8,180 hp at site conditions. FEP - Russell engine capacity totals approximately 72,000 hp. All of the compressor engines are equipped with low emission combustion (LEC) (lean burn) control technology integral to their design. LEC technology achieves low NO<sub>x</sub> emissions by operating at high air-to-fuel ratios (AFR), thereby reducing the peak combustion temperature within each combustion cylinder. Three (3) Caterpillar G16CM34 engines (SN-08 through SN-10) are equipped with Selective Catalytic Reduction (SCR) systems to further reduce oxides of nitrogen (NO<sub>x</sub>) emissions. SCR reduces NO<sub>x</sub> via reaction with ammonia (NH<sub>3</sub>), urea or other reagent over a catalyst. FEP - Russell CS has chosen to use urea. All compressor engines are equipped with an oxidation catalyst system to reduce emissions of carbon monoxide (CO) and volatile organic compounds (VOCs), including formaldehyde. An oxidation catalyst system converts CO and VOC hydrocarbons in the engine exhaust into carbon dioxide (CO<sub>2</sub>).

Auxiliary equipment at Russell Compressor Station includes one 250 hp, natural gas-fired Waukesha F11GSIU 4-stroke rich burn (4SRB) engine (SN-11) for backup emergency-use power for building lights and computers. The Waukesha emergency engine is equipped with a non-selective catalytic reduction (NSCR) system, also referred to as 3-way control, for control of NO<sub>x</sub>, CO and VOC emissions.

Natural gas is the only fuel fired in any of the combustion sources. The ten compressor engines are fully enclosed in an acoustical building that reduces outdoor noise levels to a low 55 decibels - A weighted (dBA). Combustion exhaust gases from each engine are routed through a silencer and then vented to the atmosphere. After compression, the natural gas is discharged through a 36-inch discharge header and continues to the 42-inch transmission pipeline.

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The FEP – Russell facility does not have round the clock staffing on-site.

Nine tanks (three 4,200 gallon tanks, three 5,000 gallon urea tanks and three 12,600 gallon tanks) are used for storage of pipeline fluids, lube oil, skid wash water, engine coolant and urea. Fugitive emissions from equipment leaks and from engine blowdowns are categorized as Insignificant Activities (IA).

The pipeline is designed to accommodate in-line inspection tools (smart pigs) for periodic internal inspections of the pipeline during operations. A launching/receiving station is installed at Russell. Pipeline fluids collected during the receiving process are routed to one of the 12,600 gallon tanks, (IA).

### **Regulations**

The following table contains the regulations applicable to this permit.

| Regulations  |
|--|
| Arkansas Air Pollution Control Code, Regulation 18, effective June 18, 2010  |
| Regulations of the Arkansas Plan of Implementation for Air Pollution Control, Regulation 19, effective July 18, 2009   |
| Regulations of the Arkansas Operating Air Permit Program, Regulation 26, effective January 25, 2009  |
| 40 CFR Part 60.4230 Subpart JJJJ – Standards of Performance for Stationary Spark Ignition Internal Combustion Engines (SI ICE) (Appendix A) (SN-01 through SN-11)  |
| 40 CFR Part 63.6580 Subpart ZZZZ – National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (Appendix B), as a major source of HAPs (SN-01 through SN-11) |

### Emission Summary

The following table is a summary of emissions from the facility. This table, in itself, is not an enforceable condition of the permit.

| EMISSION SUMMARY          |   |                  |                |       |
|---------------------------|---|------------------|----------------|-------|
| Source Number             | Description   | Pollutant        | Emission Rates |       |
|                           |   |                  | lb/hr          | tpy   |
| Total Allowable Emissions |   | PM               | 1.1            | 1.1   |
|                           |   | PM <sub>10</sub> | 1.1            | 1.1   |
|                           |   | SO <sub>2</sub>  | 1.1            | 1.8   |
|                           |   | VOC              | 21.6           | 92.7  |
|                           |   | CO               | 38.6           | 158.6 |
|                           |   | NO <sub>x</sub>  | 58.8           | 249.5 |
| HAPs                      | 1,3-Butadiene*<br>Acrolein*<br>Formaldehyde*  | 0.10             | 0.20           |       |
|                           |   | 0.65             | 2.60           |       |
|                           |   | 7.33             | 33.03          |       |
| Air Contaminates          |   | Ammonia**        | 2.16           | 9.48  |
| 01                        | Caterpillar G3616, 4,735 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst (4SLB) (startup January 22, 2011) | PM               | 0.1            | 0.1   |
|                           |   | PM <sub>10</sub> | 0.1            | 0.1   |
|                           |   | SO <sub>2</sub>  | 0.1            | 0.1   |
|                           |   | VOC              | 2.0            | 8.7   |
|                           |   | CO               | 2.1            | 8.8   |
|                           |   | NO <sub>x</sub>  | 5.3            | 22.9  |
|                           |   | 1,3-Butadiene*   | 0.01           | 0.02  |
|                           |   | Acrolein*        | 0.05           | 0.21  |
|                           |   | Formaldehyde*    | 1.04           | 4.57  |

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| EMISSION SUMMARY |   |                  |                |      |
|------------------|---|------------------|----------------|------|
| Source Number    | Description   | Pollutant        | Emission Rates |      |
|                  |   |                  | lb/hr          | tpy  |
| 02               | Caterpillar G3616, 4,735 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst (4SLB) (startup January 21, 2011) | PM               | 0.1            | 0.1  |
|                  |   | PM <sub>10</sub> | 0.1            | 0.1  |
|                  |   | SO <sub>2</sub>  | 0.1            | 0.1  |
|                  |   | VOC              | 2.0            | 8.7  |
|                  |   | CO               | 2.1            | 8.8  |
|                  |   | NO <sub>x</sub>  | 5.3            | 22.9 |
|                  |   | 1,3-Butadiene*   | 0.01           | 0.02 |
|                  |   | Acrolein*        | 0.05           | 0.21 |
|                  |   | Formaldehyde*    | 1.04           | 4.57 |
| 03               | Caterpillar G3616, 4,735 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst (4SLB) (startup January 20, 2011) | PM               | 0.1            | 0.1  |
|                  |   | PM <sub>10</sub> | 0.1            | 0.1  |
|                  |   | SO <sub>2</sub>  | 0.1            | 0.1  |
|                  |   | VOC              | 2.0            | 8.7  |
|                  |   | CO               | 2.1            | 8.8  |
|                  |   | NO <sub>x</sub>  | 5.3            | 22.9 |
|                  |   | 1,3-Butadiene*   | 0.01           | 0.02 |
|                  |   | Acrolein*        | 0.05           | 0.21 |
|                  |   | Formaldehyde*    | 1.04           | 4.57 |
| 04               | Caterpillar G16CM34, 8,180 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst (4SLB) (startup December 2011)  | PM               | 0.1            | 0.1  |
|                  |   | PM <sub>10</sub> | 0.1            | 0.1  |
|                  |   | SO <sub>2</sub>  | 0.1            | 0.2  |
|                  |   | VOC              | 2.2            | 9.5  |
|                  |   | CO               | 4.3            | 18.8 |
|                  |   | NO <sub>x</sub>  | 9.1            | 39.5 |
|                  |   | 1,3-Butadiene*   | 0.01           | 0.02 |
|                  |   | Acrolein*        | 0.07           | 0.28 |
|                  |   | Formaldehyde*    | 0.64           | 2.76 |

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| EMISSION SUMMARY |  |                  |                |      |
|------------------|--|------------------|----------------|------|
| Source Number    | Description  | Pollutant        | Emission Rates |      |
|                  |  |                  | lb/hr          | tpy  |
| 05               | Caterpillar G16CM34, 8,180 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst (4SLB) (startup December 2011)     | PM               | 0.1            | 0.1  |
|                  |  | PM <sub>10</sub> | 0.1            | 0.1  |
|                  |  | SO <sub>2</sub>  | 0.1            | 0.2  |
|                  |  | VOC              | 2.2            | 9.5  |
|                  |  | CO               | 4.3            | 18.8 |
|                  |  | NO <sub>x</sub>  | 9.1            | 39.5 |
|                  |  | 1,3-Butadiene*   | 0.01           | 0.02 |
|                  |  | Acrolein*        | 0.07           | 0.28 |
|                  |  | Formaldehyde*    | 0.64           | 2.76 |
| 06               | Caterpillar G16CM34, 8,180 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst (4SLB) (startup November 12, 2010) | PM               | 0.1            | 0.1  |
|                  |  | PM <sub>10</sub> | 0.1            | 0.1  |
|                  |  | SO <sub>2</sub>  | 0.1            | 0.2  |
|                  |  | VOC              | 2.2            | 9.5  |
|                  |  | CO               | 4.3            | 18.8 |
|                  |  | NO <sub>x</sub>  | 9.1            | 39.5 |
|                  |  | 1,3-Butadiene*   | 0.01           | 0.02 |
|                  |  | Acrolein*        | 0.07           | 0.28 |
|                  |  | Formaldehyde*    | 0.64           | 2.76 |
| 07               | Caterpillar G16CM34, 8,180 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst (4SLB) (startup November 11, 2010) | PM               | 0.1            | 0.1  |
|                  |  | PM <sub>10</sub> | 0.1            | 0.1  |
|                  |  | SO <sub>2</sub>  | 0.1            | 0.2  |
|                  |  | VOC              | 2.2            | 9.5  |
|                  |  | CO               | 4.3            | 18.8 |
|                  |  | NO <sub>x</sub>  | 9.1            | 39.5 |
|                  |  | 1,3-Butadiene*   | 0.01           | 0.02 |
|                  |  | Acrolein*        | 0.07           | 0.28 |
|                  |  | Formaldehyde*    | 0.64           | 2.76 |



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| EMISSION SUMMARY |  |                  |                |       |
|------------------|--|------------------|----------------|-------|
| Source Number    | Description  | Pollutant        | Emission Rates |       |
|                  |  |                  | lb/hr          | tpy   |
| 08               | Caterpillar G16CM34, 8,180 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst and Selective Catalytic Reduction (4SLB) (startup November 11, 2010) | PM               | 0.1            | 0.1   |
|                  |  | PM <sub>10</sub> | 0.1            | 0.1   |
|                  |  | SO <sub>2</sub>  | 0.1            | 0.2   |
|                  |  | VOC              | 2.2            | 9.5   |
|                  |  | CO               | 4.3            | 18.8  |
|                  |  | NO <sub>x</sub>  | 1.8            | 7.5   |
|                  |  | 1,3-Butadiene*   | 0.01           | 0.02  |
|                  |  | Acrolein*        | 0.07           | 0.28  |
|                  |  | Formaldehyde*    | 0.64           | 2.76  |
|                  |  | Ammonia**        | 0.72           | 3.16  |
| 09               | Caterpillar G16CM34, 8,180 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst and Selective Catalytic Reduction (4SLB) (startup November 10, 2010) | PM               | 0.1            | 0.1   |
|                  |  | PM <sub>10</sub> | 0.1            | 0.1   |
|                  |  | SO <sub>2</sub>  | 0.1            | 0.2   |
|                  |  | VOC              | 2.2            | 9.5   |
|                  |  | CO               | 4.3            | 18.89 |
|                  |  | NO <sub>x</sub>  | 1.8            | 7.5   |
|                  |  | 1,3-Butadiene*   | 0.01           | 0.02  |
|                  |  | Acrolein*        | 0.07           | 0.28  |
|                  |  | Formaldehyde*    | 0.64           | 2.76  |
|                  |  | Ammonia**        | 0.72           | 3.16  |
| 10               | Caterpillar G16CM34, 8,180 bhp, natural gas-fired Compressor Engine with Oxidizing Catalyst and Selective Catalytic Reduction (4SLB) (startup November 9, 2010)  | PM               | 0.1            | 0.1   |
|                  |  | PM <sub>10</sub> | 0.1            | 0.1   |
|                  |  | SO <sub>2</sub>  | 0.1            | 0.2   |
|                  |  | VOC              | 2.2            | 9.5   |
|                  |  | CO               | 4.3            | 18.8  |
|                  |  | NO <sub>x</sub>  | 1.8            | 7.5   |
|                  |  | 1,3-Butadiene*   | 0.01           | 0.02  |
|                  |  | Acrolein*        | 0.07           | 0.28  |
|                  |  | Formaldehyde*    | 0.64           | 2.76  |
|                  |  | Ammonia**        | 0.72           | 3.16  |

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| EMISSION SUMMARY |   |                  |                |      |
|------------------|---|------------------|----------------|------|
| Source Number    | Description   | Pollutant        | Emission Rates |      |
|                  |   |                  | lb/hr          | tpy  |
| 11               | Waukesha F11GSIU,<br>250 hp, natural gas-fired<br>Emergency Generator with<br>NSCR (4SRB)<br>(startup March 31, 2011) | PM               | 0.1            | 0.1  |
|                  |   | PM <sub>10</sub> | 0.1            | 0.1  |
|                  |   | SO <sub>2</sub>  | 0.1            | 0.1  |
|                  |   | VOC              | 0.2            | 0.1  |
|                  |   | CO               | 2.2            | 0.6  |
|                  |   | NO <sub>x</sub>  | 1.1            | 0.3  |
|                  |   | Acrolein*        | 0.01           | 0.01 |

\*HAPs included in the VOC totals. Other HAPs are not included in any other totals unless specifically stated. FEP – Russell is a major source of HAPs.

\*\*Air Contaminants such as ammonia, acetone, and certain halogenated solvents are not VOCs or HAPs.

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### **SECTION III: PERMIT HISTORY**

Permit #2205-AOP-R0, the initial Title V operating permit for Fayetteville Express Pipeline LLC (FEP) - Russell Compressor Station, was issued on March 30, 2010. The primary emission sources are:

1. SN-01 through SN-03 – Three Caterpillar Engines Model G3616;
2. SN-04 through SN-07 – Four Caterpillar Engines Model G16CM34;
3. SN-08 through SN-10 – Three Caterpillar Engines Model G16CM34 with SCR; and
4. SN-11 – One Waukesha Emergency backup Engine Model F11GSIU with NSCR.

The engines are subject to and shall comply with 40 CFR 60, Subpart JJJJ and 40 CFR 63, Subpart ZZZZ. Several Insignificant Activity items were also included. Total permitted annual emission rates include: 1.1 tpy PM/PM<sub>10</sub>, 1.8 tpy SO<sub>2</sub>, 92.7 tpy VOC, 158.6 tpy CO, 249.5 tpy NO<sub>x</sub>, 0.20 tpy 1,3-butadiene, 2.60 tpy acrolein, 33.03 tpy formaldehyde and 9.48 tpy ammonia.

Permit #2205-AOP-R1 was issued on February 7, 2011 to Fayetteville Express Pipeline LLC (FEP) - Russell Compressor Station. This permitting action modified the permit as follows:

1. Add an Insignificant Activity, Fugitive Emissions from Engine Blow-downs, IA, A-13;
2. Revise Specific Condition (SC) #8 to correct the pollutant to be tested as VOC, not CO;
3. Revise SC #15 to clarify that the uncontrolled NO<sub>x</sub> emission factor will be used to estimate the amount of NO<sub>x</sub> emitted during startup events/times; and
4. Revise SC #16 to add “or less” to the NO concentration limit, “14 ppm-vd or less”.

There are no emission changes.

Permit #2205-AOP-R2 was issued on February 7, 2011 to FEP - Russell Compressor Station. This permitting action amended the permit as follows: Correct a typographical error in Specific Condition (SC) #25, change “SN-04 through SN-08” to “SN-01 through SN-10”. There were no emission changes.

## SECTION IV: SPECIFIC CONDITIONS

SN-01 through SN-10

Natural Gas-fired Compressor Engines

### Source Description

The primary operation emission sources at Russell Compressor Station are as follows: ten (10) stationary, natural gas-fired, 4-stroke lean burn (4SLB), spark ignition (SI), reciprocating internal combustion engines (RICE) manufactured by Caterpillar (Cat). Three (3) engines are model G3616 (SN-01 through SN-03), each rated to deliver 4,735 horsepower (hp) at site conditions. Seven (7) engines are model G16CM34 (SN-04 through SN-10), each rated to deliver 8,180 hp at site conditions. All of the compressor engines are equipped with low emission combustion (LEC) control technology integral to their design. LEC technology achieves low NO<sub>x</sub> emissions by operating at high air-to-fuel ratios (AFR), thereby reducing the peak combustion temperature within each combustion cylinder. Three (3) Caterpillar Model G16CM34 engines (SN-08 through SN-10) are equipped with Selective Catalytic Reduction (SCR) systems to further reduce oxides of nitrogen (NO<sub>x</sub>) emissions. All compressor engines are equipped with an oxidation catalyst system to reduce emissions of carbon monoxide (CO) and volatile organic compounds (VOCs), including formaldehyde. An oxidation catalyst system converts CO and VOC hydrocarbons in the engine exhaust into carbon dioxide (CO<sub>2</sub>).

### Specific Conditions

- The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by compliance with Specific Conditions #5 and #6, Plant-wide Condition #7 (by burning pipeline quality natural gas as the only fuel), and by operating at or less than maximum capacity of the equipment. [Regulation 19 §19.501 et seq. and 40 CFR Part 52, Subpart E]

| SN | Description   | Pollutant        | lb/hr | tpy  |
|----|---|------------------|-------|------|
| 01 | Caterpillar G3616, 4,735 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB) | PM <sub>10</sub> | 0.1   | 0.1  |
|    |   | SO <sub>2</sub>  | 0.1   | 0.1  |
|    |   | VOC              | 2.0   | 8.7  |
|    |   | CO               | 2.1   | 8.8  |
|    |   | NO <sub>x</sub>  | 5.3   | 22.9 |
| 02 | Caterpillar G3616, 4,735 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB) | PM <sub>10</sub> | 0.1   | 0.1  |
|    |   | SO <sub>2</sub>  | 0.1   | 0.1  |
|    |   | VOC              | 2.0   | 8.7  |
|    |   | CO               | 2.1   | 8.8  |
|    |   | NO <sub>x</sub>  | 5.3   | 22.9 |

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| SN | Description  | Pollutant        | lb/hr | tpy  |
|----|--|------------------|-------|------|
| 03 | Caterpillar G3616, 4,735 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)  | PM <sub>10</sub> | 0.1   | 0.1  |
|    |  | SO <sub>2</sub>  | 0.1   | 0.1  |
|    |  | VOC              | 2.0   | 8.7  |
|    |  | CO               | 2.1   | 8.8  |
|    |  | NO <sub>x</sub>  | 5.3   | 22.9 |
| 04 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)                                      | PM <sub>10</sub> | 0.1   | 0.1  |
|    |  | SO <sub>2</sub>  | 0.1   | 0.2  |
|    |  | VOC              | 2.2   | 9.5  |
|    |  | CO               | 4.3   | 18.8 |
|    |  | NO <sub>x</sub>  | 9.1   | 39.5 |
| 05 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)                                      | PM <sub>10</sub> | 0.1   | 0.1  |
|    |  | SO <sub>2</sub>  | 0.1   | 0.2  |
|    |  | VOC              | 2.2   | 9.5  |
|    |  | CO               | 4.3   | 18.8 |
|    |  | NO <sub>x</sub>  | 9.1   | 39.5 |
| 06 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)                                      | PM <sub>10</sub> | 0.1   | 0.1  |
|    |  | SO <sub>2</sub>  | 0.1   | 0.2  |
|    |  | VOC              | 2.2   | 9.5  |
|    |  | CO               | 4.3   | 18.8 |
|    |  | NO <sub>x</sub>  | 9.1   | 39.5 |
| 07 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)                                      | PM <sub>10</sub> | 0.1   | 0.1  |
|    |  | SO <sub>2</sub>  | 0.1   | 0.2  |
|    |  | VOC              | 2.2   | 9.5  |
|    |  | CO               | 4.3   | 18.8 |
|    |  | NO <sub>x</sub>  | 9.1   | 39.5 |
| 08 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>and Selective Catalytic Reduction<br>(4SLB) | PM <sub>10</sub> | 0.1   | 0.1  |
|    |  | SO <sub>2</sub>  | 0.1   | 0.2  |
|    |  | VOC              | 2.2   | 9.5  |
|    |  | CO               | 4.3   | 18.8 |
|    |  | NO <sub>x</sub>  | 1.8   | 7.5  |
| 09 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>and Selective Catalytic Reduction<br>(4SLB) | PM <sub>10</sub> | 0.1   | 0.1  |
|    |  | SO <sub>2</sub>  | 0.1   | 0.2  |
|    |  | VOC              | 2.2   | 9.5  |
|    |  | CO               | 4.3   | 18.8 |
|    |  | NO <sub>x</sub>  | 1.8   | 7.5  |

| SN | Description  | Pollutant        | lb/hr | tpy  |
|----|--|------------------|-------|------|
| 10 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>and Selective Catalytic Reduction<br>(4SLB) | PM <sub>10</sub> | 0.1   | 0.1  |
|    |  | SO <sub>2</sub>  | 0.1   | 0.2  |
|    |  | VOC              | 2.2   | 9.5  |
|    |  | CO               | 4.3   | 18.8 |
|    |  | NO <sub>x</sub>  | 1.8   | 7.5  |

2. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by compliance with Plant-wide Condition #7 (by burning pipeline quality natural gas as the only fuel), and by operating at or less than maximum capacity of the equipment. [Regulation 18 §18.801 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]

| SN | Description   | Pollutant      | lb/hr | tpy  |
|----|---|----------------|-------|------|
| 01 | Caterpillar G3616, 4,735 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)   | PM             | 0.1   | 0.1  |
|    |   | 1,3-Butadiene  | 0.01  | 0.02 |
|    |   | Acrolein       | 0.05  | 0.21 |
|    |   | Formaldehyde   | 1.04  | 4.57 |
| 02 | Caterpillar G3616, 4,735 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)   | PM             | 0.1   | 0.1  |
|    |   | 1,3-Butadiene* | 0.01  | 0.02 |
|    |   | Acrolein*      | 0.05  | 0.21 |
|    |   | Formaldehyde*  | 1.04  | 4.57 |
| 03 | Caterpillar G3616, 4,735 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)   | PM             | 0.1   | 0.1  |
|    |   | 1,3-Butadiene* | 0.01  | 0.02 |
|    |   | Acrolein*      | 0.05  | 0.21 |
|    |   | Formaldehyde*  | 1.04  | 4.57 |
| 04 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB) | PM             | 0.1   | 0.1  |
|    |   | 1,3-Butadiene* | 0.01  | 0.02 |
|    |   | Acrolein*      | 0.07  | 0.28 |
|    |   | Formaldehyde*  | 0.64  | 2.76 |
| 05 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB) | PM             | 0.1   | 0.1  |
|    |   | 1,3-Butadiene* | 0.01  | 0.02 |
|    |   | Acrolein*      | 0.07  | 0.28 |
|    |   | Formaldehyde*  | 0.64  | 2.76 |
| 06 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB) | PM             | 0.1   | 0.1  |
|    |   | 1,3-Butadiene* | 0.01  | 0.02 |
|    |   | Acrolein*      | 0.07  | 0.28 |
|    |   | Formaldehyde*  | 0.64  | 2.76 |

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| SN | Description  | Pollutant      | lb/hr | tpy  |
|----|--|----------------|-------|------|
| 07 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>(4SLB)                                      | PM             | 0.1   | 0.1  |
|    |  | 1,3-Butadiene* | 0.01  | 0.02 |
|    |  | Acrolein*      | 0.07  | 0.28 |
|    |  | Formaldehyde*  | 0.64  | 2.76 |
| 08 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>and Selective Catalytic Reduction<br>(4SLB) | PM             | 0.1   | 0.1  |
|    |  | 1,3-Butadiene* | 0.01  | 0.02 |
|    |  | Acrolein*      | 0.07  | 0.28 |
|    |  | Formaldehyde*  | 0.64  | 2.76 |
|    |  | Ammonia**      | 0.72  | 3.16 |
| 09 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>and Selective Catalytic Reduction<br>(4SLB) | PM             | 0.1   | 0.1  |
|    |  | 1,3-Butadiene* | 0.01  | 0.02 |
|    |  | Acrolein*      | 0.07  | 0.28 |
|    |  | Formaldehyde*  | 0.64  | 2.76 |
|    |  | Ammonia**      | 0.72  | 3.16 |
| 10 | Caterpillar G16CM34, 8,180 bhp,<br>natural gas-fired Compressor<br>Engine with Oxidizing Catalyst<br>and Selective Catalytic Reduction<br>(4SLB) | PM             | 0.1   | 0.1  |
|    |  | 1,3-Butadiene* | 0.01  | 0.02 |
|    |  | Acrolein*      | 0.07  | 0.28 |
|    |  | Formaldehyde*  | 0.64  | 2.76 |
|    |  | Ammonia**      | 0.72  | 3.16 |

3. Visible emissions may not exceed the limits specified in the following table of this permit as measured by EPA Reference Method 9.

| SN            | Limit | Regulatory Citation |
|---------------|-------|---------------------|
| 01 through 10 | 5%    | §18.501 and A.C.A.  |

NSPS Subpart JJJJ Conditions for SN-01 through SN-10

4. SN-01 through SN-10 are non-certified, stationary, spark ignition (SI) reciprocating internal combustion engines (RICE) ordered on June 10, 2008. They are subject to and shall comply with 40 CFR Part 60, Subpart JJJJ - *Standards of Performance for Stationary Spark Ignition Internal Combustion Engines* (Appendix A). For the purposes of NSPS Subpart JJJJ, the date that construction commences is the date the engine is ordered by the permittee. The engines were ordered after the applicability “commence construction” date of June 12, 2006 and manufactured on or after July 1, 2007.  
 [Regulation 19 §19.304 and 40 CFR Part §60.4230(a)(4)(i), Subpart JJJJ]

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5. The permittee must comply with applicable emission limitations and standards used to permit hourly and annual rates for SN-01 through SN-10, specified for NO<sub>x</sub>, CO and VOC emissions based on control technology applied. The following table summarizes the not-to-exceed emission limits permitted for these sources. [Regulation 19 §19.501 and 40 CFR Part 52, Subpart E]

| Source No. | Description   | Pollutant       | Control Technology                  | SIP<br>Emission<br>Limits<br>(g/hp-hr) |
|------------|---|-----------------|-------------------------------------|--|
| 01 - 03    | Three (3) Caterpillar G3616, 4,735 bhp, natural gas-fired stationary SI RICE (4SLB)   | NO <sub>x</sub> | Low Emission Combustion (LEC)       | 0.50                                   |
|            |   | CO              | Oxidation Catalyst                  | 0.19                                   |
|            |   | VOC             |                                     | 0.19                                   |
| 04 - 07    | Four (4) Caterpillar G16CM34, 8,180 bhp, natural gas-fired stationary SI RICE (4SLB)  | NO <sub>x</sub> | LEC                                 | 0.50                                   |
|            |   | CO              | Oxidation Catalyst                  | 0.24                                   |
|            |   | VOC             |                                     | 0.12                                   |
| 08 - 10    | Three (3) Caterpillar G16CM34, 8,180 bhp, natural gas-fired stationary SI RICE (4SLB) | NO <sub>x</sub> | LEC & Selective Catalytic Reduction | 0.10                                   |
|            |   | CO              | Oxidation Catalyst                  | 0.24                                   |
|            |   | VOC             |                                     | 0.12                                   |

6. The permittee must comply with applicable NSPS JJJJ emission limitations and standards for SN-01 through SN-10 specified for NO<sub>x</sub>, CO and VOC emissions in the table below, based on an engine manufacture date after July 1, 2007 and before July 1, 2010. [§60.4230(a)(4)(i), Table 1 of 40 CFR 60, Subpart JJJJ]



| Source No. | Description   | Pollutant       | NSPS JJJJ Emission Limits Engine Manuf. Date after 07/01/2007 (g/hp-hr) |
|------------|---|-----------------|---|
| 01 - 03    | Three (3) Caterpillar G3616, 4,735 bhp, natural gas-fired stationary SI RICE (4SLB)   | NO <sub>x</sub> | 2.0   |
|            |   | CO              | 4.0   |
|            |   | VOC             | 1.0   |
| 04 - 07    | Four (4) Caterpillar G16CM34, 8,180 bhp, natural gas-fired stationary SI RICE (4SLB)  | NO <sub>x</sub> | 2.0   |
|            |   | CO              | 4.0   |
|            |   | VOC             | 1.0   |
| 08 - 10    | Three (3) Caterpillar G16CM34, 8,180 bhp, natural gas-fired stationary SI RICE (4SLB) | NO <sub>x</sub> | 2.0   |
|            |   | CO              | 4.0   |
|            |   | VOC             | 1.0   |

7. The permittee must operate and maintain all stationary SI ICE (SN-01 through SN-10) subject to 40 CFR Part 60, Subpart JJJJ in compliance with Specific Conditions #5 and #6 over the entire life of the engines. [Regulation 19 §19.304, 40 CFR §60.4233(e) and §60.4234]
8. The permittee must conduct an initial performance test on each engine (SN-01 through SN-10) subject to testing under 60 Subpart JJJJ to demonstrate compliance with the applicable pollutant emission standards of Specific Conditions #5, #6 and #7. Subsequent performance testing must be conducted every 8,760 hours or every 3 years, whichever comes first. EPA Reference Method 7E or 20 of 40 CFR Part 60 Appendix A shall be used to test for compliance with the NO<sub>x</sub> emission rate; EPA Reference Method 10, 10A, or 10B of 40 CFR Part 60 Appendix A shall be used to test for compliance with the CO emission rate; and EPA Reference Method 18 or 25A of 40 CFR Part 60 Appendix A shall be used to test for compliance with the VOC emission rate. Each performance test must be conducted according to Plant-wide Condition #3 and as specified in 40 CFR §60.8, §60.4244(a-g) and Table 2 of 40 CFR 60 Subpart JJJJ, summarized in (a) through (d) below: [Regulation 19 §19.702, 40 CFR Part 60, Appendix A, §60.8(a), Table 2 of 40 CFR 60, Subpart JJJJ, 40 CFR §60.4243(a)(2)(ii), and §60.4244(a-g)]
  - a. Each performance test must be conducted within 10 % of 100 % peak (or the highest achievable) load and must comply with the testing requirements listed in

- 40 CFR 60.8 and under the specific conditions that are specified by Table 2 of Subpart JJJJ of Part 60 - *Requirements for Performance Tests*;
- b. Performance tests may not be conducted during periods of startup, shutdown, or malfunction, as specified in 40 CFR §60.8(c). If any engine is non-operational when a performance test is due, the engine does not need to be started up just to test it, but will need to be tested immediately upon startup;
  - c. Three separate test runs must be conducted for each engine performance test as specified by §60.8(f). Each test run must be conducted within 10 % of 100 % peak (or the highest achievable) load and be at least 1 hour in duration; and
  - d. To determine compliance with the NO<sub>x</sub>, CO and VOC mass per unit output emission limitations, the measured concentrations must be converted using the Equations 1, 2, and 3 or 4, respectively, outlined in §60.4244(d-g) of Subpart JJJJ.
9. The permittee shall post and maintain clearly visible labels at the engines, SN-01 through SN-10, which identifies each engine as a distinct and separate emission source. [Regulation 19 §19.304 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
10. Each engine, SN-01 through SN-10, must be equipped with a non-resettable hour meter. The facility must keep records of the hours of operation of the engines recorded through the non-resettable hour meter in order to comply with Specific Condition #8. [Regulation 19 §19.304 and §19.705]
11. The permittee must submit to the Department a copy of the initial and subsequent performance tests for SN-01 and SN-10 in their entirety and operating hours of the engines as specified in Specific Condition #8, in accordance to Plant-wide Condition #3, at the address in General Provision #7, maintain a copy on-site in accordance with General Provision #6 and make available to Department personnel upon request. [Regulation 19 §19.304, §19.705 and 40 CFR §60.4245(a-d)]
12. For all non-certified stationary SI ICEs subject to NSPS Subpart JJJJ greater than or equal to 500 hp (SN-01 through SN-10), the permittee must keep an operating and maintenance plan (O&M Plan) and records for each engine of conducted maintenance and must, to the extent practicable, maintain and operate each engine in a manner consistent with good air pollution control practice for minimizing emissions. [Regulation 19 §19.304 and 40 CFR §60.4243(b)(2)(ii)]
13. The permittee must meet the following notification, reporting and recordkeeping requirements SN-01 through SN-10, according to Plant-wide Condition #3. The initial notification was submitted on April 15, 2010 in accordance with §60.7(a)(1). This notification is submitted one-time unless the equipment is modified. In addition, the permittee shall submit to the Department according to General Provision #7, maintain a copy on-site and make available to Department personnel upon request, a comprehensive report showing compliance with NSPS Subpart JJJJ. The notification must include the following information:

- a. All notifications submitted to comply with 40 CFR Part 60 Subpart JJJJ and all documentation supporting any notification;
- b. Maintenance conducted on each engine;
- c. Documentation that each engine meets the emission standard;
- d. Name and address of the permittee;
- e. The address of each affected source;
- f. Engine information including make, model, engine family, serial number, model year, maximum engine power, and engine displacement;
- g. Emission control equipment; and
- h. Fuel used.

[Regulation 19 §19.304 and 40 CFR §60.4245(a)(1,2,4) and (c)(1-5)]

#### Monitoring Requirements for Engines with SCR SN-08 through SN-10

14. The compressor engines (SN-08 through SN-10) are subject to and shall comply with all applicable provisions of Regulation 19 §19.304 and 40 CFR Part 52 Subpart E.  
[Regulation 19 §19.304 and 40 CFR Part 52 Subpart E]
15. The permittee shall operate each Selective Catalytic Reduction (SCR) unit whenever its engine is operating, except during startup. The permittee shall record all startup events, when the SCR is not operating, and account for these uncontrolled NO<sub>x</sub> emissions in the annual totals, using the uncontrolled NO<sub>x</sub> emission factor to estimate the amount of NO<sub>x</sub> emitted during those startup events/times. The permittee shall maintain a rolling 12-month total of NO<sub>x</sub> emissions, including startup NO<sub>x</sub> emissions, to verify that the annual emission rate of Specific Condition #1 has not been exceeded. The short term emission rates that are based on SCR in operation do not apply during start-up. [Regulation 19 §19.303, §19.304, 40 CFR Part 52 Subpart E and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
16. The permittee shall install, maintain and operate an electrochemical NO cell with data logger or other recording device to measure, monitor and record NO from each SCR outlet (SN-08 through SN-10), except during periods of startup when the SCR is not operating. The permittee shall maintain a NO concentration, as measured by this monitor, of 14 ppm-vd or less at the 12.8% O<sub>2</sub> dry basis for this engine condition. The NO concentration shall be recorded once every 15 minutes. These values shall be recorded, maintained on site and made available to Department personnel upon request. In the event the NO monitor or associated equipment malfunctions, the permittee shall follow the SSM Plan developed per Specific Condition #18(c). [Regulation 19 §19.703, 40 CFR Part 52 Subpart E and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
17. During the compliance testing required by Specific Condition #8, the permittee shall test at an NO concentration, of no more than 10 ppm at 15% O<sub>2</sub> as measured by the monitor in Specific Condition #16. The NO concentration of no more than 10 ppm-vd at 15% O<sub>2</sub> is equal to 14 ppm-vd at the 12.8% O<sub>2</sub> identified in the CAT spec sheet for its engine

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which was included in the permit application. [Regulation 19 §19.304 and 40 CFR Part 52 Subpart E]

18. For each SCR unit at SN-08, SN-09 and SN-10, the permittee shall:
  - a. Maintain records that summarize the number, duration, and cause of excursions or exceedances of limits as well as corrective action taken. [Regulation 19 §19.304]
  - b. Maintain records that summarize the number, duration, and cause of monitoring equipment downtime incidents, other than routine downtime for calibration checks. [Regulation 19 §19.304]
  - c. Maintain a SSM (startup, shutdown, malfunction) Plan in accordance with 40 CFR 63 Subpart ZZZZ. The Plan shall include provisions identifying procedures in the event the NO monitor malfunctions. The Plan shall also include corrective actions in the event the threshold is exceeded. [Regulation 19 §19.304]
  - d. Maintain records that describe the actions taken to implement a SSM Plan. Documentation shall be maintained to confirm that the plan was completed and reduced the likelihood of similar excursions or exceedances. [Regulation 19 §19.304]
  - e. Submit information pertaining to exceedances or excursions from permitted values in semi-annual reports in accordance with General Provision #7. [40 CFR §70.6(a)(3)(iii)(A)]

NESHAP Subpart ZZZZ Conditions for SN-01 through SN-10

19. SN-01 through SN-10 are 4SLB, stationary reciprocating internal combustion engines (RICE) located at FEP – Russell, a facility that is a major source of HAP emissions. These engines are subject to and shall comply with the provisions of 40 CFR Part 63, Subpart ZZZZ - *National Emission Standard for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines* (RICE) (Appendix B). Compliance with applicable emission limitations and operating limitations of 40 CFR 63, Subpart ZZZZ must occur upon startup, except as exempted in Specific Condition #20. [Regulation 19 §19.304 and 40 CFR Part §63.6580, §63.6590(a)(2)(i) and §63.6595(a)(3)]
20. For new, reconstructed, and rebuilt stationary RICE (SN-01 through SN-10), deviations from the emission or operating limitations that occur during the first (initial) 200 hours of operation from engine startup (engine burn-in period) are not violations of emission or operating limitations and therefore are not deviations of this permit. [40 CFR Part §63.6640(d)]
21. The permittee must comply with applicable notification, reporting and recordkeeping requirements of 40 CFR 63, Subpart ZZZZ. The initial and subsequent reports shall be submitted semi-annually in accordance to Plant-wide Condition #3, at the address in General Provision #7. The compliance report must contain the following information: [40 CFR §63.6650(c)(1-6)]

- a. Company name and address.
  - b. Statement by a responsible official, with that official's name, title, and signature, certifying the accuracy of the content of the report.
  - c. Date of report and beginning and ending dates of the reporting period.
  - d. If the permittee had a startup, shutdown, or malfunction during the reporting period, the compliance report must include the information in §63.10(d)(5)(i) and §63.6650(d)(1-2):
    - i. The total operating time of the stationary RICE at which the deviation occurred during the reporting period.
    - ii. Information on the number, duration, and cause of deviations (including unknown cause, if applicable), as applicable, and the corrective action taken.
  - e. If there are no deviations from any emission or operating limitations that apply to the permittee, a statement there were no deviations from the emission or operating limitations during the reporting period.
22. Compliance with applicable 40 CFR 63, Subpart ZZZZ emission limitations and operating limitations must be achieved at all times for SN-01 through SN-10 specified for CO or formaldehyde emissions in the table below, except during periods of startup, shutdown, and malfunction, except as exempted in 40 CFR Part §63.6640(d), Specific Condition #20. [Regulation 19 §19.304, Table 2a, Items 2a and 2b, to Subpart ZZZZ of Part 63 and 40 CFR §63.6605(a), Subpart ZZZZ]

| Source No. | NESHAP ZZZZ Emission Limits for New and Reconstructed 4SLB Stationary RICE ≥250 HP Located at a Major Source of HAP Emissions     |
|------------|---|
| 01 - 10    | a. reduce CO emissions by 93% or more   |
|            | or  |
|            | b. limit concentration of formaldehyde in the stationary RICE exhaust to 14 ppm-vd or less than [at] 15% O <sub>2</sub> dry basis |

23. The permittee must operate and maintain the stationary RICEs (SN-01 through SN-10), including air pollution control and monitoring equipment, in a manner consistent with good air pollution control practices for minimizing emissions at all times, including during startup, shutdown and malfunction. [40 CFR §63.6605(b)]
24. Applicable initial performance tests of SN-01 through SN-10 for carbon monoxide (CO) or formaldehyde must be conducted within 60 days after achieving the maximum production rate, but not later than 180 days after initial startup, using test methods, conditions and calculations to demonstrate compliance with the emissions limits of Items 2a and 2b of Table 2a of 40 CFR 63, Subpart ZZZZ. Initial performance tests of SN-01

through SN-10 for CO were conducted April 18-21, 2011. This condition was completed as required. [Regulation 19 §19.304, 40 CFR §63.6610 and §63.6620, Table 2a of 63 Subpart ZZZZ]

25. The permittee shall conduct performance tests annually for carbon monoxide (CO) or formaldehyde at the outlet of the control device of the compressor engines (SN-01 through SN-10) to demonstrate 40 CFR 63, Subpart ZZZZ compliance, as specified in Table 3 of Part 63, Subpart ZZZZ. The last performance test was conducted October 3-5, 2011. If the results of subsequent annual performance tests indicate any stationary RICEs (SN-01 through SN-10) is not in compliance with the CO or formaldehyde emission limitations according to 40 CFR 63, Subpart ZZZZ Table 3 item 1, or the test results deviate from any of the permitted operating limitations, semiannual performance tests must be resumed for the failed [out-of-compliance] engine. EPA Reference Method 10 for CO and EPA Reference Method 320 or 323 for formaldehyde shall be used as test methods, conditions, and calculations as noted in 40 CFR Part 63, Subpart ZZZZ, Table 4 item 3, or an alternative method may be used as approved by the Department prior to testing. Measurements to determine O<sub>2</sub> must be made at the same time as the measurements for CO or formaldehyde concentrations. The permittee shall test each engine (SN-01 through SN-10) within 90% of its permitted capacity. If any engine does not test within this range, the permittee shall be limited to operating within 10% above the tested rate for that engine. If the tested emission rate for any pollutant of any engine is in excess of the permitted emission rate, that engine shall be retested for both pollutants within 60 days of receipt by the facility of the testing results. Each initial and subsequent performance tests must be conducted according to the requirements in 40 CFR Part 63.7(e)(1) and under the specific conditions specified in Table 4 of Part 63, Subpart ZZZZ and Plant-wide Condition #3. Performance test records must be submitted in their entirety to the Department in accordance with General Provision #7 and maintained on-site in accordance with General Provision #6. [Regulation 19 §19.702, 40 CFR §63.6620(a-e), Tables 3 and 4 of Part 63 Subpart ZZZZ and 40 CFR Part 52, Subpart E]
26. The permittee must comply with applicable operating parameters for the oxidizing catalyst. For each 4SLB stationary Rice (SN-01 through SN-10) complying with the requirement to reduce CO and/or formaldehyde emissions and using an oxidation catalyst, the permittee must: [Regulation 19 §19.702 and Table 2b, Items 1a and 1b of Part 63 Subpart ZZZZ]
  - a. Maintain the catalyst so that the pressure drop across the catalyst does not change by more than 2 inches of water at 100% load plus or minus 10% from the pressure drop across the catalyst that was measured during the initial performance test; and
  - b. Maintain the temperature of the stationary RICE exhaust so that the catalyst inlet temperature is greater than or equal to 450°F and less than or equal to 1350°F.

SN-11

Emergency Generator

Source Description

Auxiliary equipment at the station includes one (1) 250 hp, natural gas-fired Waukesha F11GSIU 4-stroke rich burn (4SRB) engine for backup emergency power for building lights and computers. Part 60, Subpart JJJJ emission limits, which the emergency engine (SN-11) is subject to, require application of non-selective catalytic reduction system (NSCR; also referred to as three-way control) technology for control of NO<sub>x</sub>, CO and VOC, Subpart JJJJ, §60.4243(g).

Specific Conditions

27. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by compliance with Specific Conditions #30, #33 and #34 and Plant-wide Condition #7, by burning pipeline quality natural gas as fuel. [Regulation 19 §19.501 et seq. and 40 CFR Part 52, Subpart E]

| SN | Description   | Pollutant        | lb/hr | tpy |
|----|---|------------------|-------|-----|
| 11 | Waukesha F11GSIU, 250 hp,<br>4SRB, natural gas-fired<br>Emergency Generator with NSCR<br>(installed 2010) | PM <sub>10</sub> | 0.1   | 0.1 |
|    |   | SO <sub>2</sub>  | 0.1   | 0.1 |
|    |   | VOC              | 0.2   | 0.1 |
|    |   | CO               | 2.2   | 0.6 |
|    |   | NO <sub>x</sub>  | 1.1   | 0.3 |

28. The permittee shall not exceed the emission rates set forth in the following table. The permittee shall demonstrate compliance with this condition by compliance with Specific Condition #30 and Plant-wide Condition #7. [Regulation 18 §18.801 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]

| SN | Description   | Pollutant | lb/hr | tpy  |
|----|---|-----------|-------|------|
| 11 | Waukesha F11GSIU, 250 hp,<br>4SRB, natural gas-fired<br>Emergency Generator with NSCR | PM        | 0.1   | 0.1  |
|    |   | Acrolein  | 0.01  | 0.01 |

29. Visible emissions may not exceed the limits specified in the following table of this permit as measured by EPA Reference Method 9. The permittee shall demonstrate compliance with this condition by burning only pipeline quality natural gas as fuel, as defined in Plant-wide Condition #7.

| SN | Limit | Regulatory Citation |
|----|-------|---------------------|
| 11 | 5%    | §18.501 and A.C.A.  |

30. The permittee shall not operate the emergency generator (SN-11) more than 500 hours in any twelve month rolling period. The operating hours shall be automatically recorded by a non-resettable hourly operating meter on SN-11. The Department is requiring a non-resettable hour meter because the operating hours are limited. [Regulation 19 §19.705, A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
31. The permittee shall maintain monthly records to demonstrate compliance with Specific Condition #30. The permittee must document how many hours are spent for emergency use; including what classified the operation as emergency and how many hours are spent for non-emergency operation. The permittee shall update the records by the fifteenth day of the month following the month to which the records pertain. A twelve month rolling total and each individual month's data shall be maintained on-site, made available to Department personnel upon request and submitted in accordance with General Provision #7. [Regulation 19 §19.705, 40 CFR Part 52, Subpart E and §60.4245(b)]

#### NSPS Subpart JJJJ Conditions for SN-11

32. SN-11 is a non-certified, emergency-use stationary spark ignition (SI) internal combustion engines (ICE) with non-selective catalytic reduction (NSCR) device, not ordered as of June 10, 2008, that is subject to and shall comply with 40 CFR Part 60, Subpart JJJJ- *Standards of Performance for Stationary Spark Ignition Internal Combustion Engines* (Appendix A). The engine was ordered after the applicability "commence construction" date of June 12, 2006. The manufacture date for this engine is reasonably presumed to be after the applicability manufacture date of January 1, 2009. [Regulation 19 §19.304 and 40 CFR §60.4230(a)(4)(iv), Subpart JJJJ]
33. The permittee must comply with applicable emission standards for SN-11 specified for NO<sub>x</sub>, CO and VOC emissions in the table below. [Regulation 19 §19.501 et seq. and 40 CFR Part 52, Subpart E]

| Source No. | Description  | Pollutant       | Permit Emission Limits (g/hp-hr) |
|------------|--|-----------------|----------------------------------|
| 11         | Waukesha F11GSIU, 250 hp, 4SRB, natural gas-fired Emergency Generator w/NSCR | NO <sub>x</sub> | 2.00                             |
|            |  | CO              | 4.00                             |
|            |  | VOC             | 0.25                             |



34. The permittee must comply with applicable emission standards for SN-11 specified for NO<sub>x</sub>, CO and VOC emissions in Table 1 of Subpart JJJJ of Part 60. [Regulation 19 §19.501 et seq. and 40 CFR Part 52, Subpart E]

| Source No. | Description  | Pollutant       | NSPS JJJJ Emission Limits (g/hp-hr) |
|------------|--|-----------------|-------------------------------------|
| 11         | Waukesha F11GSIU, 250 hp, 4SRB, natural gas-fired Emergency Generator w/NSCR | NO <sub>x</sub> | 2.00                                |
|            |  | CO              | 4.00                                |
|            |  | VOC             | 1.00                                |

35. The permittee must operate and maintain emergency-use stationary spark ignition (SI) internal combustion engine SN-11 subject to 40 CFR Part 60 Subpart JJJJ in compliance Specific Conditions #33 and #34 over the entire life of the engine. [Regulation 19 §19.304 and 40 CFR §60.4234]
36. The permittee must conduct an initial performance test on SN-11 for VOC, CO and NO<sub>x</sub> according to Plant-wide Condition #3 within 1 year of engine startup to demonstrate compliance with the applicable pollutant emissions of Specific Conditions #33, #34 and #35. Subsequent performance testing is required for SN-11 every five years or whenever it is rebuilt or undergoes major repair or maintenance, whichever comes first. A rebuilt stationary SI ICE means an engine that has been rebuilt as that term is defined in 40 CFR §94.11(a). Each performance test must be conducted according to Plant-wide Condition #3 and as specified in 40 CFR Part §60.4244(a-f), summarized in (a) through (c) below: [Regulation 19 §19.304, 40 CFR §60.8(a) and §60.4243(b)(2)(i)]
- Each performance test must be conducted within 10 % of 100 % peak (or the highest achievable) load and must comply with the testing requirements listed in 40 CFR 60.8 and under the specific conditions that are specified by Table 2 of Subpart JJJJ of Part 60 - Requirements for Performance Tests;
  - Performance tests may not be conducted during periods of startup, shutdown, or malfunction, as specified in 40 CFR 60.8(c). If the engine is non-operational when a performance test is due, the engine does not need to be started up just to test it, but will need to be tested immediately upon startup; and
  - To determine compliance with the NO<sub>x</sub>, CO and VOC mass per unit output emission limitations, the measured concentrations must be converted using the Equations 1, 2, and 3 or 4, respectively, outlined in §60.4244 of Subpart JJJJ.
37. The permittee must submit to the Department a copy of the initial and subsequent performance tests, as specified in Specific Condition #36 in accordance to Plant-wide Condition #3, at the address in General Provision #7, maintain a copy on-site and make

available to Department personnel upon request. [Regulation 19 §19.304 and 40 CFR §60.4245(d)]

38. The permittee must keep a maintenance plan and records of conducted maintenance on SN-11 and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. [Regulation 19 §19.304 and 40 CFR §60.4243(b)(2)(i)]
39. The permittee shall use air-to-fuel ratio (AFR) controllers with the operation of three-way catalysts/non-selective catalytic reduction (SN-11). The AFR controller must be maintained and operated appropriately in order to ensure proper operation of the engine and control device to minimize emissions at all times. [Regulation 19 §19.303, A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311 and 40 CFR §60.4243(g)]
40. Within 1 year of completion of construction, the permittee must meet the following notification, reporting and recordkeeping requirements for SN-11. The permittee shall maintain a comprehensive report showing compliance with NSPS Subpart JJJJ for SN-11. The permittee shall submit this report to the Department according to General Provision #7, maintain a copy on-site and make available to Department personnel upon request. The report must include the following information, (a) through (c) below: [40 CFR §60.4245(a)(1,2,4)]
  - a. All notifications submitted to comply with 40 CFR Part 60 Subpart JJJJ and all documentation supporting any notification;
  - b. Maintenance conducted on each engine; and
  - c. Documentation that each engine meets the emission standard.

#### NESHAP Subpart ZZZZ Conditions for SN-11

41. SN-11 is a 4-stroke, rich burn (4SRB) emergency-use engine, with a site rating of less than 500 bhp, that is subject to the provisions of 40 CFR Part 63, Subpart ZZZZ - *National Emission Standard for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines* (RICE) (Appendix B). Compliance shall be achieved via compliance with the applicable requirements of 40 CFR Part 60, Subpart JJJJ - *Standards of Performance for Stationary Spark Ignition Internal Combustion Engines* (Appendix A) for spark ignition engines. [Regulation 19 §19.304 and 40 CFR §63.6590(c), Subpart ZZZZ]

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## **SECTION V: COMPLIANCE PLAN AND SCHEDULE**

Fayetteville Express Pipeline LLC - Russell Compressor Station will continue to operate in compliance with those identified regulatory provisions. The facility will examine and analyze future regulations that may apply and determine their applicability with any necessary action taken on a timely basis.

## SECTION VI: PLANTWIDE CONDITIONS

1. The permittee shall notify the Director in writing within thirty (30) days after commencing construction, completing construction, first placing the equipment and/or facility in operation, and reaching the equipment and/or facility target production rate. [Regulation 19 §19.704, 40 CFR Part 52, Subpart E, and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
2. If the permittee fails to start construction within eighteen months or suspends construction for eighteen months or more, the Director may cancel all or part of this permit. [Regulation 19 §19.410(B) and 40 CFR Part 52, Subpart E]
3. The permittee must test any equipment scheduled for testing, unless otherwise stated in the Specific Conditions of this permit or by any federally regulated requirements, within the following time frames: (1) new equipment or newly modified equipment within sixty (60) days of achieving the maximum production rate, but no later than 180 days after initial start-up of the permitted source or (2) operating equipment according to the time frames set forth by the Department or within 180 days of permit issuance if no date is specified. The permittee must notify the Department of the scheduled date of compliance testing at least fifteen (15) business days in advance of such test. The permittee shall submit the compliance test results to the Department within thirty (30) calendar days after completing the testing. [Regulation 19 §19.702 and/or Regulation 18 §18.1002 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
4. The permittee must provide:
  - a. Sampling ports adequate for applicable test methods;
  - b. Safe sampling platforms;
  - c. Safe access to sampling platforms; and
  - d. Utilities for sampling and testing equipment.

[Regulation 19 §19.702 and/or Regulation 18 §18.1002 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
5. The permittee must operate the equipment, control apparatus and emission monitoring equipment within the design limitations. The permittee shall maintain the equipment in good condition at all times. [Regulation 19 §19.303 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
6. This permit subsumes and incorporates all previously issued air permits for this facility. [Regulation 26 and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
7. The permittee shall only use pipeline quality natural gas to fire the compressor engines (SN-01 through SN-10) and generator (SN-11) located at this facility. Pipeline quality gas is defined as gas which contains less than 0.5 grains total sulfur (S) per 100 standard

cubic feet (scoff) of natural gas or less ( $\leq 0.5$  gr S/100 scoff). Additionally, pipeline quality natural gas must either be composed of at least 70 percent methane by volume or have a gross calorific value between 950 and 1100 BTU per standard cubic foot. Compliance with this condition may be demonstrated by a valid gas tariff, purchase contract, fuel analysis, or other appropriate documentation, or periodic testing. [40 CFR 70.6 and A.C.A. §8-4-203 as referenced by A.C.A. §8-4-304 and §8-4-311]

#### Title VI Provisions

8. The permittee must comply with the standards for labeling of products using ozone-depleting substances. [40 CFR Part 82, Subpart E]
  - a. All containers containing a class I or class II substance stored or transported, all products containing a class I substance, and all products directly manufactured with a class I substance must bear the required warning statement if it is being introduced to interstate commerce pursuant to §82.106.
  - b. The placement of the required warning statement must comply with the requirements pursuant to §82.108.
  - c. The form of the label bearing the required warning must comply with the requirements pursuant to §82.110.
  - d. No person may modify, remove, or interfere with the required warning statement except as described in §82.112.
9. The permittee must comply with the standards for recycling and emissions reduction, except as provided for MVACs in Subpart B. [40 CFR Part 82, Subpart F]
  - a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to §82.156.
  - b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to §82.158.
  - c. Persons performing maintenance, service repair, or disposal of appliances must be certified by an approved technician certification program pursuant to §82.161.
  - d. Persons disposing of small appliances, MVACs, and MVAC like appliances must comply with record keeping requirements pursuant to §82.166. ("MVAC like appliance" as defined at §82.152)
  - e. Persons owning commercial or industrial process refrigeration equipment must comply with leak repair requirements pursuant to §82.156.
  - f. Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to §82.166.
10. If the permittee manufactures, transforms, destroys, imports, or exports a class I or class II substance, the permittee is subject to all requirements as specified in 40 CFR Part 82, Subpart A, Production and Consumption Controls.

11. If the permittee performs a service on motor (fleet) vehicles when this service involves ozone depleting substance refrigerant (or regulated substitute substance) in the motor vehicle air conditioner (MVAC), the permittee is subject to all the applicable requirements as specified in 40 CFR part 82, Subpart B, Servicing of Motor Vehicle Air Conditioners.

The term "motor vehicle" as used in Subpart B does not include a vehicle in which final assembly of the vehicle has not been completed. The term "MVAC" as used in Subpart B does not include the air tight sealed refrigeration system used as refrigerated cargo, or the system used on passenger buses using HCFC 22 refrigerant.

12. The permittee can switch from any ozone depleting substance to any alternative listed in the Significant New Alternatives Program (SNAP) promulgated pursuant to 40 CFR Part 82, Subpart G.

#### Permit Shield

13. Compliance with the conditions of this permit shall be deemed compliance with all applicable requirements, as of the date of permit issuance, included in and specifically identified in the following table of this condition. The permit specifically identifies the following as applicable requirements based upon the information submitted by the permittee in an application dated April 1, 2009 and January 21, 2010.

#### Applicable Regulations

| Source No.    | Regulation              | Description   |
|---------------|-------------------------|---|
| Facility      | Arkansas Regulation 19  | Regulations of the Arkansas Plan of Implementation for Air Pollution Control                                      |
| Facility      | Arkansas Regulation 26  | Regulations of the Arkansas Operating Air Permit Program  |
| 01 through 11 | 40 CFR 60, Subpart JJJJ | Standards of Performance for Stationary Spark Ignition Internal Combustion Engines                                |
| 01 through 11 | 40 CFR 63, Subpart ZZZZ | National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines |

The permit specifically identifies the following as inapplicable based upon information submitted by the permittee in applications dated April 1, 2009 and January 21, 2010.

Inapplicable Regulations

| Source No. | Regulation             | Description  | Discussion   |
|------------|------------------------|--|--|
| Facility   | 40 CFR 60, Subpart K   | Standards of Performance for Storage Vessels for Petroleum Liquids for which Construction, Reconstruction, or Modification Commenced after June 11, 1973 and prior to May 19, 1978 | No storage vessels were constructed, reconstructed or modified after June 11, 1973 and prior to May 19, 1978   |
| Facility   | 40 CFR 60, Subpart Ki  | Standards of Performance for Storage Vessels for Petroleum Liquids for which Construction, Reconstruction, or Modification Commenced after May 18, 1978 and prior to July 23, 1984 | No storage vessels were constructed, reconstructed or modified after May 18, 1978 and prior to July 23, 1984   |
| Facility   | 40 CFR 60, Subpart Kb  | Standards of Performance for Volatile Organic Liquid Storage Vessels for which Construction, Reconstruction, or Modification Commenced after July 23, 1984                         | No storage vessels with capacity equal to or greater than 19,815 gallon threshold.   |
| Facility   | 40 CFR 63, Subpart HHH | National Emission Standards for Hazardous Air Pollutants from Natural Gas Transmission and Storage Facilities  | A compressor station that transports natural gas prior to the point of custody transfer or to a natural gas processing plant (if present) is not considered a part of the natural gas transmission and storage source category.<br><br>Additionally, there are no TEG Dehydrators. |

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| Source No. | Regulation | Description                     | Discussion  |
|------------|------------|---------------------------------|---|
| Facility   | 40 CFR 64  | Compliance Assurance Monitoring | CAM is not applicable for NO <sub>x</sub> because the potential uncontrolled emissions are less than 100 tpy (major source threshold). For other pollutants which CAM may be potentially be applicable, the exemption at §64.2(b)(i) applies, as NSPS JJJJ limits promulgated pursuant to CAA Section 111 after November 15, 1990 apply to CO emissions from the engines. |
| Facility   | 40 CFR 68  | Chemical Accident Prevention    | Compressor stations regulated by the Dept of Transportation are excluded from the Part 68 definition of “stationary sources” and are instead regulated under 49 CFR Part 192.   |



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## SECTION VII: INSIGNIFICANT ACTIVITIES

The following sources are insignificant activities. Any activity that has a state or federal applicable requirement shall be considered a significant activity even if this activity meets the criteria of §26.304 of Regulation 26 or listed in the table below. Insignificant activity determinations rely upon the information submitted by the permittee in an application dated April 1, August 31, September 4, 2009 and January 7 and 26, and October 22, 2010.

| Description   | Category |
|---|----------|
| One Storage Tank - 4,200 gal Engine Cooling Water                               | A-3      |
| One Storage Tank - 4,200 gal Used Cooling Water                                 | A-3      |
| One Storage Tank - 4,200 gal Used Lube Oil                                      | A-3      |
| One Storage Tank and Load-out Emissions - 12,600 gal Pipeline Fluids            | A-13     |
| One Storage Tank - 12,600 gal Lube Oil  | A-13     |
| One Storage Tank - 12,600 gal Waste Water with traces of oil                    | A-13     |
| Three (3) Storage Tanks – 5,000 gal Urea, each                                  | A-13     |
| Fugitive Emissions 1 - Equipment Leaks from valves, pumps, other and connectors | A-13     |
| Fugitive Emissions 2 – Engine Blow-downs  | A-13     |

## SECTION VIII: GENERAL PROVISIONS

1. Any terms or conditions included in this permit which specify and reference Arkansas Pollution Control & Ecology Commission Regulation 18 or the Arkansas Water and Air Pollution Control Act (A.C.A. §8-4-101 et seq.) as the sole origin of and authority for the terms or conditions are not required under the Clean Air Act or any of its applicable requirements, and are not federally enforceable under the Clean Air Act. Arkansas Pollution Control & Ecology Commission Regulation 18 was adopted pursuant to the Arkansas Water and Air Pollution Control Act (A.C.A. §8-4-101 et seq.). Any terms or conditions included in this permit which specify and reference Arkansas Pollution Control & Ecology Commission Regulation 18 or the Arkansas Water and Air Pollution Control Act (A.C.A. §8-4-101 et seq.) as the origin of and authority for the terms or conditions are enforceable under this Arkansas statute. [40 CFR 70.6(b)(2)]
2. This permit shall be valid for a period of five (5) years beginning on the date this permit becomes effective and ending five (5) years later. [40 CFR 70.6(a)(2) and Regulation 26 §26.701(B)]
3. The permittee must submit a complete application for permit renewal at least six (6) months before permit expiration. Permit expiration terminates the permittee's right to operate unless the permittee submitted a complete renewal application at least six (6) months before permit expiration. If the permittee submits a complete application, the existing permit will remain in effect until the Department takes final action on the renewal application. The Department will not necessarily notify the permittee when the permit renewal application is due. [Regulation 26 §26.406]
4. Where an applicable requirement of the Clean Air Act, as amended, 42 U.S.C. 7401, et seq. (Act) is more stringent than an applicable requirement of regulations promulgated under Title IV of the Act, the permit incorporates both provisions into the permit, and the Director or the Administrator can enforce both provisions. [40 CFR 70.6(a)(1)(ii) and Regulation 26 §26.701(A)(2)]
5. The permittee must maintain the following records of monitoring information as required by this permit.
  - a. The date, place as defined in this permit, and time of sampling or measurements;
  - b. The date(s) analyses performed;
  - c. The company or entity performing the analyses;
  - d. The analytical techniques or methods used;
  - e. The results of such analyses; and
  - f. The operating conditions existing at the time of sampling or measurement.

[40 CFR 70.6(a)(3)(ii)(A) and Regulation 26 §26.701(C)(2)]

6. The permittee must retain the records of all required monitoring data and support information for at least five (5) years from the date of the monitoring sample, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, and copies of all reports required by this permit. [40 CFR 70.6(a)(3)(ii)(B) and Regulation 26 §26.701(C)(2)(b)]
7. The permittee must submit reports of all required monitoring every six (6) months. If permit establishes no other reporting period, the reporting period shall end on the last day of the month six months after the issuance of the initial Title V permit and every six months thereafter. The report is due on the first day of the second month after the end of the reporting period. Although the reports are due every six months, each report shall contain a full year of data. The report must clearly identify all instances of deviations from permit requirements. A responsible official as defined in Regulation No. 26, §26.2 must certify all required reports. The permittee will send the reports to the address below:

Arkansas Department of Environmental Quality  
Air Division  
ATTN: Compliance Inspector Supervisor  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

[40 CFR 70.6(a)(3)(iii)(A) and Regulation 26 §26.701(C)(3)(a)]

8. The permittee shall report to the Department all deviations from permit requirements, including those attributable to upset conditions as defined in the permit.
  - a. For all upset conditions (as defined in Regulation 19, § 19.601), the permittee will make an initial report to the Department by the next business day after the discovery of the occurrence. The initial report may be made by telephone and shall include:
    - i. The facility name and location;
    - ii. The process unit or emission source deviating from the permit limit;
    - iii. The permit limit, including the identification of pollutants, from which deviation occurs;
    - iv. The date and time the deviation started;
    - v. The duration of the deviation;
    - vi. The average emissions during the deviation;
    - vii. The probable cause of such deviations;
    - viii. Any corrective actions or preventive measures taken or being taken to prevent such deviations in the future; and
    - ix. The name of the person submitting the report.

The permittee shall make a full report in writing to the Department within five (5) business days of discovery of the occurrence. The report must include, in addition to the information required by the initial report, a schedule of actions taken or planned to eliminate future occurrences and/or to minimize the amount the permit's limits were exceeded and to reduce the length of time the limits were exceeded. The permittee may submit a full report in writing (by facsimile, overnight courier, or other means) by the next business day after discovery of the occurrence, and the report will serve as both the initial report and full report.

- b. For all deviations, the permittee shall report such events in semi-annual reporting and annual certifications required in this permit. This includes all upset conditions reported in 8a above. The semi-annual report must include all the information as required by the initial and full reports required in 8a.

[Regulation 19 §19.601 and §19.602, Regulation 26 §26.701(C)(3)(b), and 40 CFR 70.6(a)(3)(iii)(B)]

- 9. If any provision of the permit or the application thereof to any person or circumstance is held invalid, such invalidity will not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end, provisions of this Regulation are declared to be separable and severable. [40 CFR 70.6(a)(5), Regulation 26 §26.701(E), and A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
- 10. The permittee must comply with all conditions of this Part 70 permit. Any permit noncompliance with applicable requirements as defined in Regulation 26 constitutes a violation of the Clean Air Act, as amended, 42 U.S.C. §7401, et seq. and is grounds for enforcement action; for permit termination, revocation and reissuance, for permit modification; or for denial of a permit renewal application. [40 CFR 70.6(a)(6)(i) and Regulation 26 §26.701(F)(1)]
- 11. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity to maintain compliance with the conditions of this permit. [40 CFR 70.6(a)(6)(ii) and Regulation 26 §26.701(F)(2)]
- 12. The Department may modify, revoke, reopen and reissue the permit or terminate the permit for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition. [40 CFR 70.6(a)(6)(iii) and Regulation 26 §26.701(F)(3)]
- 13. This permit does not convey any property rights of any sort, or any exclusive privilege. [40 CFR 70.6(a)(6)(iv) and Regulation 26 §26.701(F)(4)]

14. The permittee must furnish to the Director, within the time specified by the Director, any information that the Director may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee must also furnish to the Director copies of records required by the permit. For information the permittee claims confidentiality, the Department may require the permittee to furnish such records directly to the Director along with a claim of confidentiality. [40 CFR 70.6(a)(6)(v) and Regulation 26 §26.701(F)(5)]
15. The permittee must pay all permit fees in accordance with the procedures established in Regulation 9. [40 CFR 70.6(a)(7) and Regulation 26 §26.701(G)]
16. No permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading and other similar programs or processes for changes provided for elsewhere in this permit. [40 CFR 70.6(a)(8) and Regulation 26 §26.701(H)]
17. If the permit allows different operating scenarios, the permittee shall, contemporaneously with making a change from one operating scenario to another, record in a log at the permitted facility a record of the operational scenario. [40 CFR 70.6(a)(9)(i) and Regulation 26 §26.701(I)(1)]
18. The Administrator and citizens may enforce under the Act all terms and conditions in this permit, including any provisions designed to limit a source's potential to emit, unless the Department specifically designates terms and conditions of the permit as being federally unenforceable under the Act or under any of its applicable requirements. [40 CFR 70.6(b) and Regulation 26 §26.702(A) and (B)]
19. Any document (including reports) required by this permit must contain a certification by a responsible official as defined in Regulation 26, §26.2. [40 CFR 70.6(c)(1) and Regulation 26 §26.703(A)]
20. The permittee must allow an authorized representative of the Department, upon presentation of credentials, to perform the following: [40 CFR 70.6(c)(2) and Regulation 26 §26.703(B)]
  - a. Enter upon the permittee's premises where the permitted source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
  - b. Have access to and copy, at reasonable times, any records required under the conditions of this permit;
  - c. Inspect at reasonable times any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit; and

- d. As authorized by the Act, sample or monitor at reasonable times substances or parameters for assuring compliance with this permit or applicable requirements.
21. The permittee shall submit a compliance certification with the terms and conditions contained in the permit, including emission limitations, standards, or work practices. The permittee must submit the compliance certification annually. If the permit establishes no other reporting period, the reporting period shall end on the last day of the anniversary month of the initial Title V permit. The report is due on the first day of the second month after the end of the reporting period. The permittee must also submit the compliance certification to the Administrator as well as to the Department. All compliance certifications required by this permit must include the following: [40 CFR 70.6(c)(5) and Regulation 26 §26.703(E)(3)]
- a. The identification of each term or condition of the permit that is the basis of the certification;
  - b. The compliance status;
  - c. Whether compliance was continuous or intermittent;
  - d. The method(s) used for determining the compliance status of the source, currently and over the reporting period established by the monitoring requirements of this permit; and
  - e. Such other facts as the Department may require elsewhere in this permit or by §114(a)(3) and §504(b) of the Act.
22. Nothing in this permit will alter or affect the following: [Regulation 26 §26.704(C)]
- a. The provisions of Section 303 of the Act (emergency orders), including the authority of the Administrator under that section;
  - b. The liability of the permittee for any violation of applicable requirements prior to or at the time of permit issuance;
  - c. The applicable requirements of the acid rain program, consistent with §408(a) of the Act; or
  - d. The ability of EPA to obtain information from a source pursuant to §114 of the Act.
23. This permit authorizes only those pollutant emitting activities addressed in this permit. [A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311]
24. The permittee may request in writing and at least 15 days in advance of the deadline, an extension to any testing, compliance or other dates in this permit. No such extensions are authorized until the permittee receives written Department approval. The Department may grant such a request, at its discretion in the following circumstances:
- a. Such an extension does not violate a federal requirement;
  - b. The permittee demonstrates the need for the extension; and

- c. The permittee documents that all reasonable measures have been taken to meet the current deadline and documents reasons it cannot be met.

[Regulation 18 §18.314(A), Regulation 19 §19.416(A), Regulation 26 §26.1013(A), A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, and 40 CFR Part 52, Subpart E]

- 25. The permittee may request in writing and at least 30 days in advance, temporary emissions and/or testing that would otherwise exceed an emission rate, throughput requirement, or other limit in this permit. No such activities are authorized until the permittee receives written Department approval. Any such emissions shall be included in the facility's total emissions and reported as such. The Department may grant such a request, at its discretion under the following conditions:

- a. Such a request does not violate a federal requirement;
- b. Such a request is temporary in nature;
- c. Such a request will not result in a condition of air pollution;
- d. The request contains such information necessary for the Department to evaluate the request, including but not limited to, quantification of such emissions and the date/time such emission will occur;
- e. Such a request will result in increased emissions less than five tons of any individual criteria pollutant, one ton of any single HAP and 2.5 tons of total HAPs; and
- f. The permittee maintains records of the dates and results of such temporary emissions/testing.

[Regulation 18 §18.314(B), Regulation 19 §19.416(B), Regulation 26 §26.1013(B), A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, and 40 CFR Part 52, Subpart E]

- 26. The permittee may request in writing and at least 30 days in advance, an alternative to the specified monitoring in this permit. No such alternatives are authorized until the permittee receives written Department approval. The Department may grant such a request, at its discretion under the following conditions:

- a. The request does not violate a federal requirement;
- b. The request provides an equivalent or greater degree of actual monitoring to the current requirements; and
- c. Any such request, if approved, is incorporated in the next permit modification application by the permittee.

[Regulation 18 §18.314(C), Regulation 19 §19.416(C), Regulation 26 §26.1013(C), A.C.A. §8-4-203 as referenced by §8-4-304 and §8-4-311, and 40 CFR Part 52, Subpart E]

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**APPENDIX A**  
**40 CFR 60, Subpart JJJJ**

e-CFR Data is current as of January 5, 2012

## **Title 40: Protection of Environment**

### **PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES**

[Browse Previous](#) | [Browse Next](#)

#### **Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines**

**Source:** 73 FR 3591, Jan. 18, 2008, unless otherwise noted.

#### **What This Subpart Covers**

##### **§ 60.4230 Am I subject to this subpart?**

(a) The provisions of this subpart are applicable to manufacturers, owners, and operators of stationary spark ignition (SI) internal combustion engines (ICE) as specified in paragraphs (a)(1) through (6) of this section. For the purposes of this subpart, the date that construction commences is the date the engine is ordered by the owner or operator.

(1) Manufacturers of stationary SI ICE with a maximum engine power less than or equal to 19 kilowatt (KW) (25 horsepower (HP)) that are manufactured on or after July 1, 2008.

(2) Manufacturers of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) that are gasoline fueled or that are rich burn engines fueled by liquefied petroleum gas (LPG), where the date of manufacture is:

(i) On or after July 1, 2008; or

(ii) On or after January 1, 2009, for emergency engines.

(3) Manufacturers of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) that are not gasoline fueled and are not rich burn engines fueled by LPG, where the manufacturer participates in the voluntary manufacturer certification program described in this subpart and where the date of manufacture is:

(i) On or after July 1, 2007, for engines with a maximum engine power greater than or equal to 500 HP (except lean burn engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP);

(ii) On or after January 1, 2008, for lean burn engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP;

(iii) On or after July 1, 2008, for engines with a maximum engine power less than 500 HP; or

(iv) On or after January 1, 2009, for emergency engines.

(4) Owners and operators of stationary SI ICE that commence construction after June 12, 2006, where the stationary SI ICE are manufactured:

(i) On or after July 1, 2007, for engines with a maximum engine power greater than or equal to 500 HP (except lean burn engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP);

(ii) on or after January 1, 2008, for lean burn engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP;

- (iii) on or after July 1, 2008, for engines with a maximum engine power less than 500 HP; or
- (iv) on or after January 1, 2009, for emergency engines with a maximum engine power greater than 19 KW (25 HP).
- (5) Owners and operators of stationary SI ICE that are modified or reconstructed after June 12, 2006, and any person that modifies or reconstructs any stationary SI ICE after June 12, 2006.
- (6) The provisions of §60.4236 of this subpart are applicable to all owners and operators of stationary SI ICE that commence construction after June 12, 2006.
- (b) The provisions of this subpart are not applicable to stationary SI ICE being tested at an engine test cell/stand.
- (c) If you are an owner or operator of an area source subject to this subpart, you are exempt from the obligation to obtain a permit under 40 CFR part 70 or 40 CFR part 71, provided you are not required to obtain a permit under 40 CFR 70.3(a) or 40 CFR 71.3(a) for a reason other than your status as an area source under this subpart. Notwithstanding the previous sentence, you must continue to comply with the provisions of this subpart as applicable.
- (d) For the purposes of this subpart, stationary SI ICE using alcohol-based fuels are considered gasoline engines.
- (e) Stationary SI ICE may be eligible for exemption from the requirements of this subpart as described in 40 CFR part 1068, subpart C (or the exemptions described in 40 CFR parts 90 and 1048, for engines that would need to be certified to standards in those parts), except that owners and operators, as well as manufacturers, may be eligible to request an exemption for national security.
- (f) Owners and operators of facilities with internal combustion engines that are acting as temporary replacement units and that are located at a stationary source for less than 1 year and that have been properly certified as meeting the standards that would be applicable to such engine under the appropriate nonroad engine provisions, are not required to meet any other provisions under this subpart with regard to such engines.

[73 FR 3591, Jan. 18, 2008, as amended at 76 FR 37972, June 28, 2011]

### Emission Standards for Manufacturers

#### **§ 60.4231 What emission standards must I meet if I am a manufacturer of stationary SI internal combustion engines or equipment containing such engines?**

(a) Stationary SI internal combustion engine manufacturers must certify their stationary SI ICE with a maximum engine power less than or equal to 19 KW (25 HP) manufactured on or after July 1, 2008 to the certification emission standards and other requirements for new nonroad SI engines in 40 CFR part 90 or 1054, as follows:

| <b>If engine<br/>displacement is<br/>* * *</b> | <b>and<br/>manufacturing<br/>dates are * * *</b> | <b>the engine must meet<br/>emission standards<br/>and<br/>related requirements<br/>for<br/>nonhandheld engines<br/>under * * *</b> |
|--|--|---|
| (1) below 225 cc                               | July 1, 2008 to December 31, 2011                | 40 CFR part 90.   |
| (2) below 225 cc                               | January 1, 2012 or later                         | 40 CFR part 1054.   |

|                        |                                   |                   |
|------------------------|-----------------------------------|-------------------|
| (3) at or above 225 cc | July 1, 2008 to December 31, 2010 | 40 CFR part 90.   |
| (4) at or above 225 cc | January 1, 2011 or later          | 40 CFR part 1054. |

(b) Stationary SI internal combustion engine manufacturers must certify their stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) (except emergency stationary ICE with a maximum engine power greater than 25 HP and less than 130 HP) that use gasoline and that are manufactured on or after the applicable date in §60.4230(a)(2), or manufactured on or after the applicable date in §60.4230(a)(4) for emergency stationary ICE with a maximum engine power greater than or equal to 130 HP, to the certification emission standards and other requirements for new nonroad SI engines in 40 CFR part 1048. Stationary SI internal combustion engine manufacturers must certify their emergency stationary SI ICE with a maximum engine power greater than 25 HP and less than 130 HP that are manufactured on or after the applicable date in §60.4230(a)(4) to the Phase 1 emission standards in 40 CFR 90.103, applicable to class II engines, and other requirements for new nonroad SI engines in 40 CFR part 90. Stationary SI internal combustion engine manufacturers may certify their stationary SI ICE with a maximum engine power less than or equal to 30 KW (40 HP) with a total displacement less than or equal to 1,000 cubic centimeters (cc) to the certification emission standards and other requirements for new nonroad SI engines in 40 CFR part 90 or 1054, as appropriate.

(c) Stationary SI internal combustion engine manufacturers must certify their stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) (except emergency stationary ICE with a maximum engine power greater than 25 HP and less than 130 HP) that are rich burn engines that use LPG and that are manufactured on or after the applicable date in §60.4230(a)(2), or manufactured on or after the applicable date in §60.4230(a)(4) for emergency stationary ICE with a maximum engine power greater than or equal to 130 HP, to the certification emission standards and other requirements for new nonroad SI engines in 40 CFR part 1048. Stationary SI internal combustion engine manufacturers must certify their emergency stationary SI ICE with a maximum engine power greater than 25 HP and less than 130 HP that are manufactured on or after the applicable date in §60.4230(a)(4) to the Phase 1 emission standards in 40 CFR 90.103, applicable to class II engines, and other requirements for new nonroad SI engines in 40 CFR part 90. Stationary SI internal combustion engine manufacturers may certify their stationary SI ICE with a maximum engine power less than or equal to 30 KW (40 HP) with a total displacement less than or equal to 1,000 cc to the certification emission standards and other requirements for new nonroad SI engines in 40 CFR part 90 or 1054, as appropriate.

(d) Stationary SI internal combustion engine manufacturers who choose to certify their stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) and less than 75 KW (100 HP) (except gasoline and rich burn engines that use LPG and emergency stationary ICE with a maximum engine power greater than 25 HP and less than 130 HP) under the voluntary manufacturer certification program described in this subpart must certify those engines to the certification emission standards for new nonroad SI engines in 40 CFR part 1048. Stationary SI internal combustion engine manufacturers who choose to certify their emergency stationary SI ICE greater than 25 HP and less than 130 HP, must certify those engines to the Phase 1 emission standards in 40 CFR 90.103, applicable to class II engines, for new nonroad SI engines in 40 CFR part 90. Stationary SI internal combustion engine manufacturers may certify their stationary SI ICE with a maximum engine power less than or equal to 30 KW (40 HP) with a total displacement less than or equal to 1,000 cc to the certification emission standards for new nonroad SI engines in 40 CFR part 90 or 1054, as appropriate. For stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) and less than 75 KW (100 HP) (except gasoline and rich burn engines that use LPG and emergency stationary ICE with a maximum engine power greater than 25 HP and less than 130 HP) manufactured prior to January 1, 2011, manufacturers may choose to certify these engines to the standards in Table 1 to this subpart applicable to engines with a maximum engine power greater than or equal to 100 HP and less than 500 HP.

(e) Stationary SI internal combustion engine manufacturers who choose to certify their stationary SI ICE with a maximum engine power greater than or equal to 75 KW (100 HP) (except gasoline and rich burn engines that use LPG) under the voluntary manufacturer certification program described in this subpart must certify those engines to the emission standards in Table 1 to this subpart. Stationary SI internal combustion engine manufacturers may certify their stationary SI ICE with a maximum engine power greater than or equal to 75 KW (100 HP) that are lean burn engines that use LPG to the certification emission standards for new nonroad SI engines in 40 CFR part 1048. For stationary SI ICE with a maximum engine power greater than or equal to 100 HP (75 KW) and less than 500 HP (373 KW) manufactured prior to January 1, 2011, and for stationary SI ICE with a maximum engine power greater than or equal to 500 HP (373 KW) manufactured prior to July 1, 2010, manufacturers may choose to

certify these engines to the certification emission standards for new nonroad SI engines in 40 CFR part 1048 applicable to engines that are not severe duty engines.

(f) Manufacturers of equipment containing stationary SI internal combustion engines meeting the provisions of 40 CFR part 1054 must meet the provisions of 40 CFR part 1060, to the extent they apply to equipment manufacturers.

(g) Notwithstanding the requirements in paragraphs (a) through (c) of this section, stationary SI internal combustion engine manufacturers are not required to certify reconstructed engines; however manufacturers may elect to do so. The reconstructed engine must be certified to the emission standards specified in paragraphs (a) through (e) of this section that are applicable to the model year, maximum engine power and displacement of the reconstructed stationary SI ICE.

[73 FR 3591, Jan. 18, 2008, as amended by 73 FR 59175, Oct. 8, 2008; 76 FR 37973, June 28, 2011]

**§ 60.4232 How long must my engines meet the emission standards if I am a manufacturer of stationary SI internal combustion engines?**

Engines manufactured by stationary SI internal combustion engine manufacturers must meet the emission standards as required in §60.4231 during the certified emissions life of the engines.

**Emission Standards for Owners and Operators**

**§ 60.4233 What emission standards must I meet if I am an owner or operator of a stationary SI internal combustion engine?**

(a) Owners and operators of stationary SI ICE with a maximum engine power less than or equal to 19 KW (25 HP) manufactured on or after July 1, 2008, must comply with the emission standards in §60.4231(a) for their stationary SI ICE.

(b) Owners and operators of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) manufactured on or after the applicable date in §60.4230(a)(4) that use gasoline must comply with the emission standards in §60.4231(b) for their stationary SI ICE.

(c) Owners and operators of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) manufactured on or after the applicable date in §60.4230(a)(4) that are rich burn engines that use LPG must comply with the emission standards in §60.4231(c) for their stationary SI ICE.

(d) Owners and operators of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) and less than 75 KW (100 HP) (except gasoline and rich burn engines that use LPG) must comply with the emission standards for field testing in 40 CFR 1048.101(c) for their non-emergency stationary SI ICE and with the emission standards in Table 1 to this subpart for their emergency stationary SI ICE. Owners and operators of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) and less than 75 KW (100 HP) manufactured prior to January 1, 2011, that were certified to the standards in Table 1 to this subpart applicable to engines with a maximum engine power greater than or equal to 100 HP and less than 500 HP, may optionally choose to meet those standards.

(e) Owners and operators of stationary SI ICE with a maximum engine power greater than or equal to 75 KW (100 HP) (except gasoline and rich burn engines that use LPG) must comply with the emission standards in Table 1 to this subpart for their stationary SI ICE. For owners and operators of stationary SI ICE with a maximum engine power greater than or equal to 100 HP (except gasoline and rich burn engines that use LPG) manufactured prior to January 1, 2011 that were certified to the certification emission standards in 40 CFR part 1048 applicable to engines that are not severe duty engines, if such stationary SI ICE was certified to a carbon monoxide (CO) standard above the standard in Table 1 to this subpart, then the owners and operators may meet the CO certification (not field testing) standard for which the engine was certified.

(f) Owners and operators of any modified or reconstructed stationary SI ICE subject to this subpart must meet the requirements as specified in paragraphs (f)(1) through (5) of this section.

(1) Owners and operators of stationary SI ICE with a maximum engine power less than or equal to 19 KW (25 HP), that are modified or reconstructed after June 12, 2006, must comply with emission standards in §60.4231(a) for their stationary SI ICE. Engines with a date of manufacture prior to July 1, 2008 must comply with the emission standards specified in §60.4231(a) applicable to engines manufactured on July 1, 2008.

(2) Owners and operators of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) that are gasoline engines and are modified or reconstructed after June 12, 2006, must comply with the emission standards in §60.4231(b) for their stationary SI ICE. Engines with a date of manufacture prior to July 1, 2008 (or January 1, 2009 for emergency engines) must comply with the emission standards specified in §60.4231(b) applicable to engines manufactured on July 1, 2008 (or January 1, 2009 for emergency engines).

(3) Owners and operators of stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) that are rich burn engines that use LPG, that are modified or reconstructed after June 12, 2006, must comply with the same emission standards as those specified in §60.4231(c). Engines with a date of manufacture prior to July 1, 2008 (or January 1, 2009 for emergency engines) must comply with the emission standards specified in §60.4231(c) applicable to engines manufactured on July 1, 2008 (or January 1, 2009 for emergency engines).

(4) Owners and operators of stationary SI natural gas and lean burn LPG engines with a maximum engine power greater than 19 KW (25 HP), that are modified or reconstructed after June 12, 2006, must comply with the same emission standards as those specified in paragraph (d) or (e) of this section, except that such owners and operators of non-emergency engines and emergency engines greater than or equal to 130 HP must meet a nitrogen oxides ( $\text{NO}_x$ ) emission standard of 3.0 grams per HP-hour (g/HP-hr), a CO emission standard of 4.0 g/HP-hr (5.0 g/HP-hr for non-emergency engines less than 100 HP), and a volatile organic compounds (VOC) emission standard of 1.0 g/HP-hr, or a  $\text{NO}_x$  emission standard of 250 ppmvd at 15 percent oxygen ( $\text{O}_2$ ), a CO emission standard 540 ppmvd at 15 percent  $\text{O}_2$  (675 ppmvd at 15 percent  $\text{O}_2$  for non-emergency engines less than 100 HP), and a VOC emission standard of 86 ppmvd at 15 percent  $\text{O}_2$ , where the date of manufacture of the engine is:

(i) Prior to July 1, 2007, for non-emergency engines with a maximum engine power greater than or equal to 500 HP (except lean burn natural gas engines and LPG engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP);

(ii) Prior to July 1, 2008, for non-emergency engines with a maximum engine power less than 500 HP;

(iii) Prior to January 1, 2009, for emergency engines;

(iv) Prior to January 1, 2008, for non-emergency lean burn natural gas engines and LPG engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP.

(5) Owners and operators of stationary SI landfill/digester gas ICE engines with a maximum engine power greater than 19 KW (25 HP), that are modified or reconstructed after June 12, 2006, must comply with the same emission standards as those specified in paragraph (e) of this section for stationary landfill/digester gas engines. Engines with maximum engine power less than 500 HP and a date of manufacture prior to July 1, 2008 must comply with the emission standards specified in paragraph (e) of this section for stationary landfill/digester gas ICE with a maximum engine power less than 500 HP manufactured on July 1, 2008. Engines with a maximum engine power greater than or equal to 500 HP (except lean burn engines greater than or equal to 500 HP and less than 1,350 HP) and a date of manufacture prior to July 1, 2007 must comply with the emission standards specified in paragraph (e) of this section for stationary landfill/digester gas ICE with a maximum engine power greater than or equal to 500 HP (except lean burn engines greater than or equal to 500 HP and less than 1,350 HP) manufactured on July 1, 2007. Lean burn engines greater than or equal to 500 HP and less than 1,350 HP with a date of manufacture prior to January 1, 2008 must comply with the emission standards specified in paragraph (e) of this section for stationary landfill/digester gas ICE that are lean burn engines greater than or equal to 500 HP and less than 1,350 HP and manufactured on January 1, 2008.

(g) Owners and operators of stationary SI wellhead gas ICE engines may petition the Administrator for approval on a case-by-case basis to meet emission standards no less stringent than the emission standards that apply to stationary emergency SI engines greater than 25 HP and less than 130 HP due

to the presence of high sulfur levels in the fuel, as specified in Table 1 to this subpart. The request must, at a minimum, demonstrate that the fuel has high sulfur levels that prevent the use of aftertreatment controls and also that the owner has reasonably made all attempts possible to obtain an engine that will meet the standards without the use of aftertreatment controls. The petition must request the most stringent standards reasonably applicable to the engine using the fuel.

(h) Owners and operators of stationary SI ICE that are required to meet standards that reference 40 CFR 1048.101 must, if testing their engines in use, meet the standards in that section applicable to field testing, except as indicated in paragraph (e) of this section.

[73 FR 3591, Jan. 18, 2008, as amended at 76 FR 37973, June 28, 2011]

**§ 60.4234 How long must I meet the emission standards if I am an owner or operator of a stationary SI internal combustion engine?**

Owners and operators of stationary SI ICE must operate and maintain stationary SI ICE that achieve the emission standards as required in §60.4233 over the entire life of the engine.

**Other Requirements for Owners and Operators**

**§ 60.4235 What fuel requirements must I meet if I am an owner or operator of a stationary SI gasoline fired internal combustion engine subject to this subpart?**

Owners and operators of stationary SI ICE subject to this subpart that use gasoline must use gasoline that meets the per gallon sulfur limit in 40 CFR 80.195.

**§ 60.4236 What is the deadline for importing or installing stationary SI ICE produced in previous model years?**

(a) After July 1, 2010, owners and operators may not install stationary SI ICE with a maximum engine power of less than 500 HP that do not meet the applicable requirements in §60.4233.

(b) After July 1, 2009, owners and operators may not install stationary SI ICE with a maximum engine power of greater than or equal to 500 HP that do not meet the applicable requirements in §60.4233, except that lean burn engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP that do not meet the applicable requirements in §60.4233 may not be installed after January 1, 2010.

(c) For emergency stationary SI ICE with a maximum engine power of greater than 19 KW (25 HP), owners and operators may not install engines that do not meet the applicable requirements in §60.4233 after January 1, 2011.

(d) In addition to the requirements specified in §§60.4231 and 60.4233, it is prohibited to import stationary SI ICE less than or equal to 19 KW (25 HP), stationary rich burn LPG SI ICE, and stationary gasoline SI ICE that do not meet the applicable requirements specified in paragraphs (a), (b), and (c) of this section, after the date specified in paragraph (a), (b), and (c) of this section.

(e) The requirements of this section do not apply to owners and operators of stationary SI ICE that have been modified or reconstructed, and they do not apply to engines that were removed from one existing location and reinstalled at a new location.

**§ 60.4237 What are the monitoring requirements if I am an owner or operator of an emergency stationary SI internal combustion engine?**

(a) Starting on July 1, 2010, if the emergency stationary SI internal combustion engine that is greater than or equal to 500 HP that was built on or after July 1, 2010, does not meet the standards applicable to non-emergency engines, the owner or operator must install a non-resettable hour meter.

(b) Starting on January 1, 2011, if the emergency stationary SI internal combustion engine that is greater

than or equal to 130 HP and less than 500 HP that was built on or after January 1, 2011, does not meet the standards applicable to non-emergency engines, the owner or operator must install a non-resettable hour meter.

(c) If you are an owner or operator of an emergency stationary SI internal combustion engine that is less than 130 HP, was built on or after July 1, 2008, and does not meet the standards applicable to non-emergency engines, you must install a non-resettable hour meter upon startup of your emergency engine.

### **Compliance Requirements for Manufacturers**

#### **§ 60.4238 What are my compliance requirements if I am a manufacturer of stationary SI internal combustion engines ≤19 KW (25 HP) or a manufacturer of equipment containing such engines?**

Stationary SI internal combustion engine manufacturers who are subject to the emission standards specified in §60.4231(a) must certify their stationary SI ICE using the certification procedures required in 40 CFR part 90, subpart B, or 40 CFR part 1054, subpart C, as applicable, and must test their engines as specified in those parts. Manufacturers of equipment containing stationary SI internal combustion engines meeting the provisions of 40 CFR part 1054 must meet the provisions of 40 CFR part 1060, subpart C, to the extent they apply to equipment manufacturers.

[73 FR 59176, Oct. 8, 2008]

#### **§ 60.4239 What are my compliance requirements if I am a manufacturer of stationary SI internal combustion engines >19 KW (25 HP) that use gasoline or a manufacturer of equipment containing such engines?**

Stationary SI internal combustion engine manufacturers who are subject to the emission standards specified in §60.4231(b) must certify their stationary SI ICE using the certification procedures required in 40 CFR part 1048, subpart C, and must test their engines as specified in that part. Stationary SI internal combustion engine manufacturers who certify their stationary SI ICE with a maximum engine power less than or equal to 30 KW (40 HP) with a total displacement less than or equal to 1,000 cc to the certification emission standards and other requirements for new nonroad SI engines in 40 CFR part 90 or 40 CFR part 1054, and manufacturers of stationary SI emergency engines that are greater than 25 HP and less than 130 HP who meet the Phase 1 emission standards in 40 CFR 90.103, applicable to class II engines, must certify their stationary SI ICE using the certification procedures required in 40 CFR part 90, subpart B, or 40 CFR part 1054, subpart C, as applicable, and must test their engines as specified in those parts. Manufacturers of equipment containing stationary SI internal combustion engines meeting the provisions of 40 CFR part 1054 must meet the provisions of 40 CFR part 1060, subpart C, to the extent they apply to equipment manufacturers.

[73 FR 59176, Oct. 8, 2008]

#### **§ 60.4240 What are my compliance requirements if I am a manufacturer of stationary SI internal combustion engines >19 KW (25 HP) that are rich burn engines that use LPG or a manufacturer of equipment containing such engines?**

Stationary SI internal combustion engine manufacturers who are subject to the emission standards specified in §60.4231(c) must certify their stationary SI ICE using the certification procedures required in 40 CFR part 1048, subpart C, and must test their engines as specified in that part. Stationary SI internal combustion engine manufacturers who certify their stationary SI ICE with a maximum engine power less than or equal to 30 KW (40 HP) with a total displacement less than or equal to 1,000 cc to the certification emission standards and other requirements for new nonroad SI engines in 40 CFR part 90 or 40 CFR part 1054, and manufacturers of stationary SI emergency engines that are greater than 25 HP and less than 130 HP who meet the Phase 1 emission standards in 40 CFR 90.103, applicable to class II engines, must certify their stationary SI ICE using the certification procedures required in 40 CFR part 90, subpart B, or 40 CFR part 1054, subpart C, as applicable, and must test their engines as specified in those parts. Manufacturers of equipment containing stationary SI internal combustion engines meeting the provisions of 40 CFR part 1054 must meet the provisions of 40 CFR part 1060, subpart C, to the extent they apply to equipment manufacturers.



[73 FR 59176, Oct. 8, 2008]

**§ 60.4241 What are my compliance requirements if I am a manufacturer of stationary SI internal combustion engines participating in the voluntary certification program or a manufacturer of equipment containing such engines?**

(a) Manufacturers of stationary SI internal combustion engines with a maximum engine power greater than 19 KW (25 HP) that do not use gasoline and are not rich burn engines that use LPG can choose to certify their engines to the emission standards in §60.4231(d) or (e), as applicable, under the voluntary certification program described in this subpart. Manufacturers who certify their engines under the voluntary certification program must meet the requirements as specified in paragraphs (b) through (g) of this section. In addition, manufacturers of stationary SI internal combustion engines who choose to certify their engines under the voluntary certification program, must also meet the requirements as specified in §60.4247.

(b) Manufacturers of engines other than those certified to standards in 40 CFR part 90 or 40 CFR part 1054 must certify their stationary SI ICE using the certification procedures required in 40 CFR part 1048, subpart C, and must follow the same test procedures that apply to large SI nonroad engines under 40 CFR part 1048, but must use the D-1 cycle of International Organization of Standardization 8178-4: 1996(E) (incorporated by reference, see 40 CFR 60.17) or the test cycle requirements specified in Table 3 to 40 CFR 1048.505, except that Table 3 of 40 CFR 1048.505 applies to high load engines only. Stationary SI internal combustion engine manufacturers who certify their stationary SI ICE with a maximum engine power less than or equal to 30 KW (40 HP) with a total displacement less than or equal to 1,000 cc to the certification emission standards and other requirements for new nonroad SI engines in 40 CFR part 90 or 40 CFR part 1054, and manufacturers of emergency engines that are greater than 25 HP and less than 130 HP who meet the Phase 1 standards in 40 CFR 90.103, applicable to class II engines, must certify their stationary SI ICE using the certification procedures required in 40 CFR part 90, subpart B, or 40 CFR part 1054, subpart C, as applicable, and must test their engines as specified in those parts. Manufacturers of equipment containing stationary SI internal combustion engines meeting the provisions of 40 CFR part 1054 must meet the provisions of 40 CFR part 1060, subpart C, to the extent they apply to equipment manufacturers.

(c) Certification of stationary SI ICE to the emission standards specified in §60.4231(d) or (e), as applicable, is voluntary, but manufacturers who decide to certify are subject to all of the requirements indicated in this subpart with regard to the engines included in their certification. Manufacturers must clearly label their stationary SI engines as certified or non-certified engines.

(d) Manufacturers of natural gas fired stationary SI ICE who conduct voluntary certification of stationary SI ICE to the emission standards specified in §60.4231(d) or (e), as applicable, must certify their engines for operation using fuel that meets the definition of pipeline-quality natural gas. The fuel used for certifying stationary SI natural gas engines must meet the definition of pipeline-quality natural gas as described in §60.4248. In addition, the manufacturer must provide information to the owner and operator of the certified stationary SI engine including the specifications of the pipeline-quality natural gas to which the engine is certified and what adjustments the owner or operator must make to the engine when installed in the field to ensure compliance with the emission standards.

(e) Manufacturers of stationary SI ICE that are lean burn engines fueled by LPG who conduct voluntary certification of stationary SI ICE to the emission standards specified in §60.4231(d) or (e), as applicable, must certify their engines for operation using fuel that meets the specifications in 40 CFR 1065.720.

(f) Manufacturers may certify their engines for operation using gaseous fuels in addition to pipeline-quality natural gas; however, the manufacturer must specify the properties of that fuel and provide testing information showing that the engine will meet the emission standards specified in §60.4231(d) or (e), as applicable, when operating on that fuel. The manufacturer must also provide instructions for configuring the stationary engine to meet the emission standards on fuels that do not meet the pipeline-quality natural gas definition. The manufacturer must also provide information to the owner and operator of the certified stationary SI engine regarding the configuration that is most conducive to reduced emissions where the engine will be operated on gaseous fuels with different quality than the fuel that it was certified to.

(g) A stationary SI engine manufacturer may certify an engine family solely to the standards applicable to landfill/digester gas engines as specified in §60.4231(d) or (e), as applicable, but must certify their engines for operation using landfill/digester gas and must add a permanent label stating that the engine

is for use only in landfill/digester gas applications. The label must be added according to the labeling requirements specified in 40 CFR 1048.135(b).

(h) For purposes of this subpart, when calculating emissions of volatile organic compounds, emissions of formaldehyde should not be included.

(i) For engines being certified to the voluntary certification standards in Table 1 of this subpart, the VOC measurement shall be made by following the procedures in 40 CFR 1065.260 and 1065.265 in order to determine the total NMHC emissions by using a flame-ionization detector and non-methane cutter. As an alternative to the nonmethane cutter, manufacturers may use a gas chromatograph as allowed under 40 CFR 1065.267 and may measure ethane, as well as methane, for excluding such levels from the total VOC measurement.

[73 FR 3591, Jan. 18, 2008, as amended by 73 FR 59176, Oct. 8, 2008; 76 FR 37974, June 28, 2011]

**§ 60.4242 What other requirements must I meet if I am a manufacturer of stationary SI internal combustion engines or equipment containing stationary SI internal combustion engines or a manufacturer of equipment containing such engines?**

(a) Stationary SI internal combustion engine manufacturers must meet the provisions of 40 CFR part 90, 40 CFR part 1048, or 40 CFR part 1054, as applicable, as well as 40 CFR part 1068 for engines that are certified to the emission standards in 40 CFR part 1048 or 1054, except that engines certified pursuant to the voluntary certification procedures in §60.4241 are subject only to the provisions indicated in §60.4247 and are permitted to provide instructions to owners and operators allowing for deviations from certified configurations, if such deviations are consistent with the provisions of paragraphs §60.4241(c) through (f). Manufacturers of equipment containing stationary SI internal combustion engines meeting the provisions of 40 CFR part 1054 must meet the provisions of 40 CFR part 1060, as applicable. Labels on engines certified to 40 CFR part 1048 must refer to stationary engines, rather than or in addition to nonroad engines, as appropriate.

(b) An engine manufacturer certifying an engine family or families to standards under this subpart that are identical to standards applicable under 40 CFR part 90, 40 CFR part 1048, or 40 CFR part 1054 for that model year may certify any such family that contains both nonroad and stationary engines as a single engine family and/or may include any such family containing stationary engines in the averaging, banking and trading provisions applicable for such engines under those parts. This provision also applies to equipment or component manufacturers certifying to standards under 40 CFR part 1060.

(c) Manufacturers of engine families certified to 40 CFR part 1048 may meet the labeling requirements referred to in paragraph (a) of this section for stationary SI ICE by either adding a separate label containing the information required in paragraph (a) of this section or by adding the words "and stationary" after the word "nonroad" to the label.

(d) For all engines manufactured on or after January 1, 2011, and for all engines with a maximum engine power greater than 25 HP and less than 130 HP manufactured on or after July 1, 2008, a stationary SI engine manufacturer that certifies an engine family solely to the standards applicable to emergency engines must add a permanent label stating that the engines in that family are for emergency use only. The label must be added according to the labeling requirements specified in 40 CFR 1048.135(b).

(e) All stationary SI engines subject to mandatory certification that do not meet the requirements of this subpart must be labeled according to 40 CFR 1068.230 and must be exported under the provisions of 40 CFR 1068.230. Stationary SI engines subject to standards in 40 CFR part 90 may use the provisions in 40 CFR 90.909. Manufacturers of stationary engines with a maximum engine power greater than 25 HP that are not certified to standards and other requirements under 40 CFR part 1048 are subject to the labeling provisions of 40 CFR 1048.20 pertaining to excluded stationary engines.

(f) For manufacturers of gaseous-fueled stationary engines required to meet the warranty provisions in 40 CFR 90.1103 or 1054.120, we may establish an hour-based warranty period equal to at least the certified emissions life of the engines (in engine operating hours) if we determine that these engines are likely to operate for a number of hours greater than the applicable useful life within 24 months. We will not approve an alternate warranty under this paragraph (f) for nonroad engines. An alternate warranty period approved under this paragraph (f) will be the specified number of engine operating hours or two years, whichever comes first. The engine manufacturer shall request this alternate warranty period in its

application for certification or in an earlier submission. We may approve an alternate warranty period for an engine family subject to the following conditions:

- (1) The engines must be equipped with non-resettable hour meters.
- (2) The engines must be designed to operate for a number of hours substantially greater than the applicable certified emissions life.
- (3) The emission-related warranty for the engines may not be shorter than any published warranty offered by the manufacturer without charge for the engines. Similarly, the emission-related warranty for any component shall not be shorter than any published warranty offered by the manufacturer without charge for that component.

[73 FR 3591, Jan. 18, 2008, as amended by 73 FR 59177, Oct. 8, 2008]

### **Compliance Requirements for Owners and Operators**

#### **§ 60.4243 What are my compliance requirements if I am an owner or operator of a stationary SI internal combustion engine?**

(a) If you are an owner or operator of a stationary SI internal combustion engine that is manufactured after July 1, 2008, and must comply with the emission standards specified in §60.4233(a) through (c), you must comply by purchasing an engine certified to the emission standards in §60.4231(a) through (c), as applicable, for the same engine class and maximum engine power. In addition, you must meet one of the requirements specified in (a)(1) and (2) of this section.

(1) If you operate and maintain the certified stationary SI internal combustion engine and control device according to the manufacturer's emission-related written instructions, you must keep records of conducted maintenance to demonstrate compliance, but no performance testing is required if you are an owner or operator. You must also meet the requirements as specified in 40 CFR part 1068, subparts A through D, as they apply to you. If you adjust engine settings according to and consistent with the manufacturer's instructions, your stationary SI internal combustion engine will not be considered out of compliance.

(2) If you do not operate and maintain the certified stationary SI internal combustion engine and control device according to the manufacturer's emission-related written instructions, your engine will be considered a non-certified engine, and you must demonstrate compliance according to (a)(2)(i) through (iii) of this section, as appropriate.

(i) If you are an owner or operator of a stationary SI internal combustion engine less than 100 HP, you must keep a maintenance plan and records of conducted maintenance to demonstrate compliance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions, but no performance testing is required if you are an owner or operator.

(ii) If you are an owner or operator of a stationary SI internal combustion engine greater than or equal to 100 HP and less than or equal to 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test within 1 year of engine startup to demonstrate compliance.

(iii) If you are an owner or operator of a stationary SI internal combustion engine greater than 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test within 1 year of engine startup and conduct subsequent performance testing every 8,760 hours or 3 years, whichever comes first, thereafter to demonstrate compliance.

(b) If you are an owner or operator of a stationary SI internal combustion engine and must comply with the emission standards specified in §60.4233(d) or (e), you must demonstrate compliance according to one of the methods specified in paragraphs (b)(1) and (2) of this section.

(1) Purchasing an engine certified according to procedures specified in this subpart, for the same model year and demonstrating compliance according to one of the methods specified in paragraph (a) of this section.

(2) Purchasing a non-certified engine and demonstrating compliance with the emission standards specified in §60.4233(d) or (e) and according to the requirements specified in §60.4244, as applicable, and according to paragraphs (b)(2)(i) and (ii) of this section.

(i) If you are an owner or operator of a stationary SI internal combustion engine greater than 25 HP and less than or equal to 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test to demonstrate compliance.

(ii) If you are an owner or operator of a stationary SI internal combustion engine greater than 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test and conduct subsequent performance testing every 8,760 hours or 3 years, whichever comes first, thereafter to demonstrate compliance.

(c) If you are an owner or operator of a stationary SI internal combustion engine that must comply with the emission standards specified in §60.4233(f), you must demonstrate compliance according paragraph (b)(2)(i) or (ii) of this section, except that if you comply according to paragraph (b)(2)(i) of this section, you demonstrate that your non-certified engine complies with the emission standards specified in §60.4233(f).

(d) Emergency stationary ICE may be operated for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by Federal, State or local government, the manufacturer, the vendor, or the insurance company associated with the engine. Maintenance checks and readiness testing of such units is limited to 100 hours per year. There is no time limit on the use of emergency stationary ICE in emergency situations. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that Federal, State, or local standards require maintenance and testing of emergency ICE beyond 100 hours per year. Emergency stationary ICE may operate up to 50 hours per year in non-emergency situations, but those 50 hours are counted towards the 100 hours per year provided for maintenance and testing. The 50 hours per year for non-emergency situations cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity. For owners and operators of emergency engines, any operation other than emergency operation, maintenance and testing, and operation in non-emergency situations for 50 hours per year, as permitted in this section, is prohibited.

(e) Owners and operators of stationary SI natural gas fired engines may operate their engines using propane for a maximum of 100 hours per year as an alternative fuel solely during emergency operations, but must keep records of such use. If propane is used for more than 100 hours per year in an engine that is not certified to the emission standards when using propane, the owners and operators are required to conduct a performance test to demonstrate compliance with the emission standards of §60.4233.

(f) If you are an owner or operator of a stationary SI internal combustion engine that is less than or equal to 500 HP and you purchase a non-certified engine or you do not operate and maintain your certified stationary SI internal combustion engine and control device according to the manufacturer's written emission-related instructions, you are required to perform initial performance testing as indicated in this section, but you are not required to conduct subsequent performance testing unless the stationary engine is rebuilt or undergoes major repair or maintenance. A rebuilt stationary SI ICE means an engine that has been rebuilt as that term is defined in 40 CFR 94.11(a).

(g) It is expected that air-to-fuel ratio controllers will be used with the operation of three-way catalysts/non-selective catalytic reduction. The AFR controller must be maintained and operated appropriately in order to ensure proper operation of the engine and control device to minimize emissions at all times.

(h) If you are an owner/operator of an stationary SI internal combustion engine with maximum engine power greater than or equal to 500 HP that is manufactured after July 1, 2007 and before July 1, 2008, and must comply with the emission standards specified in sections 60.4233(b) or (c), you must comply by one of the methods specified in paragraphs (h)(1) through (h)(4) of this section.

(1) Purchasing an engine certified according to 40 CFR part 1048. The engine must be installed and configured according to the manufacturer's specifications.

(2) Keeping records of performance test results for each pollutant for a test conducted on a similar engine. The test must have been conducted using the same methods specified in this subpart and these methods must have been followed correctly.

(3) Keeping records of engine manufacturer data indicating compliance with the standards.

(4) Keeping records of control device vendor data indicating compliance with the standards.

(i) If you are an owner or operator of a modified or reconstructed stationary SI internal combustion engine and must comply with the emission standards specified in §60.4233(f), you must demonstrate compliance according to one of the methods specified in paragraphs (i)(1) or (2) of this section.

(1) Purchasing, or otherwise owning or operating, an engine certified to the emission standards in §60.4233(f), as applicable.

(2) Conducting a performance test to demonstrate initial compliance with the emission standards according to the requirements specified in §60.4244. The test must be conducted within 60 days after the engine commences operation after the modification or reconstruction.

[73 FR 3591, Jan. 18, 2008, as amended at 76 FR 37974, June 28, 2011]

### Testing Requirements for Owners and Operators

#### **§ 60.4244 What test methods and other procedures must I use if I am an owner or operator of a stationary SI internal combustion engine?**

Owners and operators of stationary SI ICE who conduct performance tests must follow the procedures in paragraphs (a) through (f) of this section.

(a) Each performance test must be conducted within 10 percent of 100 percent peak (or the highest achievable) load and according to the requirements in §60.8 and under the specific conditions that are specified by Table 2 to this subpart.

(b) You may not conduct performance tests during periods of startup, shutdown, or malfunction, as specified in §60.8(c). If your stationary SI internal combustion engine is non-operational, you do not need to startup the engine solely to conduct a performance test; however, you must conduct the performance test immediately upon startup of the engine.

(c) You must conduct three separate test runs for each performance test required in this section, as specified in §60.8(f). Each test run must be conducted within 10 percent of 100 percent peak (or the highest achievable) load and last at least 1 hour.

(d) To determine compliance with the  $\text{NO}_x$  mass per unit output emission limitation, convert the concentration of  $\text{NO}_x$  in the engine exhaust using Equation 1 of this section:

$$\text{ER} = \frac{C_a \times 1.912 \times 10^{-3} \times Q \times T}{\text{HP} \cdot \text{hr}} \quad (\text{Eq. 1})$$

Where:

ER = Emission rate of NO<sub>x</sub> in g/HP-hr.

C<sub>d</sub> = Measured NO<sub>x</sub> concentration in parts per million by volume (ppmv).

1.912×10<sup>-3</sup> = Conversion constant for ppm NO<sub>x</sub> to grams per standard cubic meter at 20 degrees Celsius.

Q = Stack gas volumetric flow rate, in standard cubic meter per hour, dry basis.

T = Time of test run, in hours.

HP-hr = Brake work of the engine, horsepower-hour (HP-hr).

(e) To determine compliance with the CO mass per unit output emission limitation, convert the concentration of CO in the engine exhaust using Equation 2 of this section:

$$ER = \frac{C_d \times 1.164 \times 10^{-3} \times Q \times T}{HP - hr} \quad (Eq. 2)$$

Where:

ER = Emission rate of CO in g/HP-hr.

C<sub>d</sub> = Measured CO concentration in ppmv.

1.164×10<sup>-3</sup> = Conversion constant for ppm CO to grams per standard cubic meter at 20 degrees Celsius.

Q = Stack gas volumetric flow rate, in standard cubic meters per hour, dry basis.

T = Time of test run, in hours.

HP-hr = Brake work of the engine, in HP-hr.

(f) For purposes of this subpart, when calculating emissions of VOC, emissions of formaldehyde should not be included. To determine compliance with the VOC mass per unit output emission limitation, convert the concentration of VOC in the engine exhaust using Equation 3 of this section:

$$ER = \frac{C_d \times 1.833 \times 10^{-3} \times Q \times T}{HP - hr} \quad (Eq. 3)$$

Where:

ER = Emission rate of VOC in g/HP-hr.

C<sub>d</sub> = VOC concentration measured as propane in ppmv.

1.833×10<sup>-3</sup> = Conversion constant for ppm VOC measured as propane, to grams per standard cubic meter at 20 degrees Celsius.

Q = Stack gas volumetric flow rate, in standard cubic meters per hour, dry basis.

T = Time of test run, in hours.

HP-hr = Brake work of the engine, in HP-hr.

(g) If the owner/operator chooses to measure VOC emissions using either Method 18 of 40 CFR part 60, appendix A, or Method 320 of 40 CFR part 63, appendix A, then it has the option of correcting the measured VOC emissions to account for the potential differences in measured values between these methods and Method 25A. The results from Method 18 and Method 320 can be corrected for response factor differences using Equations 4 and 5 of this section. The corrected VOC concentration can then be placed on a propane basis using Equation 6 of this section.

$$RF_i = \frac{C_{M_i}}{C_{A_i}} \quad (\text{Eq. 4})$$

Where:

RF<sub>i</sub>= Response factor of compound i when measured with EPA Method 25A.

C<sub>M<sub>i</sub></sub>= Measured concentration of compound i in ppmv as carbon.

C<sub>A<sub>i</sub></sub>= True concentration of compound i in ppmv as carbon.

$$C_{i_{\text{corr}}} = RF_i \times C_{i_{\text{meas}}} \quad (\text{Eq. 5})$$

Where:

C<sub>i<sub>corr</sub></sub>= Concentration of compound i corrected to the value that would have been measured by EPA Method 25A, ppmv as carbon.

C<sub>i<sub>meas</sub></sub>= Concentration of compound i measured by EPA Method 320, ppmv as carbon.

$$C_{Pq} = 0.6098 \times C_{i_{\text{corr}}} \quad (\text{Eq. 6})$$

Where:

C<sub>Peq</sub>= Concentration of compound i in mg of propane equivalent per DSCM.

## Notification, Reports, and Records for Owners and Operators

### § 60.4245 What are my notification, reporting, and recordkeeping requirements if I am an owner or operator of a stationary SI internal combustion engine?

Owners or operators of stationary SI ICE must meet the following notification, reporting and recordkeeping requirements.

(a) Owners and operators of all stationary SI ICE must keep records of the information in paragraphs (a) (1) through (4) of this section.

(1) All notifications submitted to comply with this subpart and all documentation supporting any notification.

(2) Maintenance conducted on the engine.

(3) If the stationary SI internal combustion engine is a certified engine, documentation from the manufacturer that the engine is certified to meet the emission standards and information as required in 40 CFR parts 90, 1048, 1054, and 1060, as applicable.

(4) If the stationary SI internal combustion engine is not a certified engine or is a certified engine operating in a non-certified manner and subject to §60.4243(a)(2), documentation that the engine meets the emission standards.

(b) For all stationary SI emergency ICE greater than or equal to 500 HP manufactured on or after July 1, 2010, that do not meet the standards applicable to non-emergency engines, the owner or operator of must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. For all stationary SI emergency ICE greater than or equal to 130 HP and less than 500 HP manufactured on or after July 1, 2011 that do not meet the standards applicable to non-emergency engines, the owner or operator of must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. For all stationary SI emergency ICE greater than 25 HP and less than 130 HP manufactured on or after July 1, 2008, that do not meet the standards applicable to non-emergency engines, the owner or operator of must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. The owner or operator must document how many hours are spent for emergency operation, including what classified the operation as emergency and how many hours are spent for non-emergency operation.

(c) Owners and operators of stationary SI ICE greater than or equal to 500 HP that have not been certified by an engine manufacturer to meet the emission standards in §60.4231 must submit an initial notification as required in §60.7(a)(1). The notification must include the information in paragraphs (c)(1) through (5) of this section.

(1) Name and address of the owner or operator;

(2) The address of the affected source;

(3) Engine information including make, model, engine family, serial number, model year, maximum engine power, and engine displacement;

(4) Emission control equipment; and

(5) Fuel used.

(d) Owners and operators of stationary SI ICE that are subject to performance testing must submit a copy of each performance test as conducted in §60.4244 within 60 days after the test has been completed.

[73 FR 3591, Jan. 18, 2008, as amended by 73 FR 59177, Oct. 8, 2008]

## **General Provisions**

### **§ 60.4246 What parts of the General Provisions apply to me?**

Table 3 to this subpart shows which parts of the General Provisions in §§60.1 through 60.19 apply to you.

## **Mobile Source Provisions**

### **§ 60.4247 What parts of the mobile source provisions apply to me if I am a manufacturer of stationary SI internal combustion engines or a manufacturer of equipment containing such engines?**

(a) Manufacturers certifying to emission standards in 40 CFR part 90, including manufacturers certifying emergency engines below 130 HP, must meet the provisions of 40 CFR part 90. Manufacturers certifying to emission standards in 40 CFR part 1054 must meet the provisions of 40 CFR part 1054. Manufacturers of equipment containing stationary SI internal combustion engines meeting the provisions of 40 CFR part 1054 must meet the provisions of 40 CFR part 1060 to the extent they apply to equipment manufacturers.



(b) Manufacturers required to certify to emission standards in 40 CFR part 1048 must meet the provisions of 40 CFR part 1048. Manufacturers certifying to emission standards in 40 CFR part 1048 pursuant to the voluntary certification program must meet the requirements in Table 4 to this subpart as well as the standards in 40 CFR 1048.101.

(c) For manufacturers of stationary SI internal combustion engines participating in the voluntary certification program and certifying engines to Table 1 to this subpart, Table 4 to this subpart shows which parts of the mobile source provisions in 40 CFR parts 1048, 1065, and 1068 apply to you. Compliance with the deterioration factor provisions under 40 CFR 1048.205(n) and 1048.240 will be required for engines built new on and after January 1, 2010. Prior to January 1, 2010, manufacturers of stationary internal combustion engines participating in the voluntary certification program have the option to develop their own deterioration factors based on an engineering analysis.

[73 FR 3591, Jan. 18, 2008, as amended by 73 FR 59177, Oct. 8, 2008]

## Definitions

### § 60.4248 What definitions apply to this subpart?

As used in this subpart, all terms not defined herein shall have the meaning given them in the CAA and in subpart A of this part.

*Certified emissions life* means the period during which the engine is designed to properly function in terms of reliability and fuel consumption, without being remanufactured, specified as a number of hours of operation or calendar years, whichever comes first. The values for certified emissions life for stationary SI ICE with a maximum engine power less than or equal to 19 KW (25 HP) are given in 40 CFR 90.105, 40 CFR 1054.107, and 40 CFR 1060.101, as appropriate. The values for certified emissions life for stationary SI ICE with a maximum engine power greater than 19 KW (25 HP) certified to 40 CFR part 1048 are given in 40 CFR 1048.101(g). The certified emissions life for stationary SI ICE with a maximum engine power greater than 75 KW (100 HP) certified under the voluntary manufacturer certification program of this subpart is 5,000 hours or 7 years, whichever comes first. You may request in your application for certification that we approve a shorter certified emissions life for an engine family. We may approve a shorter certified emissions life, in hours of engine operation but not in years, if we determine that these engines will rarely operate longer than the shorter certified emissions life. If engines identical to those in the engine family have already been produced and are in use, your demonstration must include documentation from such in-use engines. In other cases, your demonstration must include an engineering analysis of information equivalent to such in-use data, such as data from research engines or similar engine models that are already in production. Your demonstration must also include any overhaul interval that you recommend, any mechanical warranty that you offer for the engine or its components, and any relevant customer design specifications. Your demonstration may include any other relevant information. The certified emissions life value may not be shorter than any of the following:

- (i) 1,000 hours of operation.
- (ii) Your recommended overhaul interval.
- (iii) Your mechanical warranty for the engine.

*Certified stationary internal combustion engine* means an engine that belongs to an engine family that has a certificate of conformity that complies with the emission standards and requirements in this part, or of 40 CFR part 90, 40 CFR part 1048, or 40 CFR part 1054, as appropriate.

*Combustion turbine* means all equipment, including but not limited to the turbine, the fuel, air, lubrication and exhaust gas systems, control systems (except emissions control equipment), and any ancillary components and sub-components comprising any simple cycle combustion turbine, any regenerative/recuperative cycle combustion turbine, the combustion turbine portion of any cogeneration cycle combustion system, or the combustion turbine portion of any combined cycle steam/electric generating system.

*Compression ignition* means relating to a type of stationary internal combustion engine that is not a

spark ignition engine.

*Date of manufacture* means one of the following things:

- (1) For freshly manufactured engines and modified engines, date of manufacture means the date the engine is originally produced.
- (2) For reconstructed engines, date of manufacture means the date the engine was originally produced, except as specified in paragraph (3) of this definition.
- (3) Reconstructed engines are assigned a new date of manufacture if the fixed capital cost of the new and refurbished components exceeds 75 percent of the fixed capital cost of a comparable entirely new facility. An engine that is produced from a previously used engine block does not retain the date of manufacture of the engine in which the engine block was previously used if the engine is produced using all new components except for the engine block. In these cases, the date of manufacture is the date of reconstruction or the date the new engine is produced.

*Diesel fuel* means any liquid obtained from the distillation of petroleum with a boiling point of approximately 150 to 360 degrees Celsius. One commonly used form is number 2 distillate oil.

*Digester gas* means any gaseous by-product of wastewater treatment typically formed through the anaerobic decomposition of organic waste materials and composed principally of methane and carbon dioxide (CO<sub>2</sub>).

*Emergency stationary internal combustion engine* means any stationary internal combustion engine whose operation is limited to emergency situations and required testing and maintenance. Examples include stationary ICE used to produce power for critical networks or equipment (including power supplied to portions of a facility) when electric power from the local utility (or the normal power source, if the facility runs on its own power production) is interrupted, or stationary ICE used to pump water in the case of fire or flood, etc. Stationary SI ICE used for peak shaving are not considered emergency stationary ICE. Stationary ICE used to supply power to an electric grid or that supply power as part of a financial arrangement with another entity are not considered to be emergency engines.

*Engine manufacturer* means the manufacturer of the engine. See the definition of "manufacturer" in this section.

*Four-stroke engine* means any type of engine which completes the power cycle in two crankshaft revolutions, with intake and compression strokes in the first revolution and power and exhaust strokes in the second revolution.

*Freshly manufactured engine* means an engine that has not been placed into service. An engine becomes freshly manufactured when it is originally produced.

*Gasoline* means any fuel sold in any State for use in motor vehicles and motor vehicle engines, or nonroad or stationary engines, and commonly or commercially known or sold as gasoline.

*Installed* means the engine is placed and secured at the location where it is intended to be operated.

*Landfill gas* means a gaseous by-product of the land application of municipal refuse typically formed through the anaerobic decomposition of waste materials and composed principally of methane and CO<sub>2</sub>.

*Lean burn engine* means any two-stroke or four-stroke spark ignited engine that does not meet the definition of a rich burn engine.

*Liquefied petroleum gas* means any liquefied hydrocarbon gas obtained as a by-product in petroleum refining or natural gas production.

*Manufacturer* has the meaning given in section 216(1) of the Clean Air Act. In general, this term includes any person who manufactures a stationary engine for sale in the United States or otherwise introduces a new stationary engine into commerce in the United States. This includes importers who import stationary

engines for resale.

*Maximum engine power* means maximum engine power as defined in 40 CFR 1048.801.

*Model year* means the calendar year in which an engine is manufactured (see "date of manufacture"), except as follows:

(1) Model year means the annual new model production period of the engine manufacturer in which an engine is manufactured (see "date of manufacture"), if the annual new model production period is different than the calendar year and includes January 1 of the calendar year for which the model year is named. It may not begin before January 2 of the previous calendar year and it must end by December 31 of the named calendar year.

(2) For an engine that is converted to a stationary engine after being placed into service as a nonroad or other non-stationary engine, model year means the calendar year or new model production period in which the engine was manufactured (see "date of manufacture").

*Natural gas* means a naturally occurring mixture of hydrocarbon and non-hydrocarbon gases found in geologic formations beneath the Earth's surface, of which the principal constituent is methane. Natural gas may be field or pipeline quality.

*Other internal combustion engine* means any internal combustion engine, except combustion turbines, which is not a reciprocating internal combustion engine or rotary internal combustion engine.

*Pipeline-quality natural gas* means a naturally occurring fluid mixture of hydrocarbons (e.g., methane, ethane, or propane) produced in geological formations beneath the Earth's surface that maintains a gaseous state at standard atmospheric temperature and pressure under ordinary conditions, and which is provided by a supplier through a pipeline. Pipeline-quality natural gas must either be composed of at least 70 percent methane by volume or have a gross calorific value between 950 and 1,100 British thermal units per standard cubic foot.

*Rich burn engine* means any four-stroke spark ignited engine where the manufacturer's recommended operating air/fuel ratio divided by the stoichiometric air/fuel ratio at full load conditions is less than or equal to 1.1. Engines originally manufactured as rich burn engines, but modified prior to June 12, 2006, with passive emission control technology for NO<sub>x</sub> (such as pre-combustion chambers) will be considered lean burn engines. Also, existing engines where there are no manufacturer's recommendations regarding air/fuel ratio will be considered a rich burn engine if the excess oxygen content of the exhaust at full load conditions is less than or equal to 2 percent.

*Rotary internal combustion engine* means any internal combustion engine which uses rotary motion to convert heat energy into mechanical work.

*Spark ignition* means relating to either: a gasoline-fueled engine; or any other type of engine with a spark plug (or other sparking device) and with operating characteristics significantly similar to the theoretical Otto combustion cycle. Spark ignition engines usually use a throttle to regulate intake air flow to control power during normal operation. Dual-fuel engines in which a liquid fuel (typically diesel fuel) is used for compression ignition and gaseous fuel (typically natural gas) is used as the primary fuel at an annual average ratio of less than 2 parts diesel fuel to 100 parts total fuel on an energy equivalent basis are spark ignition engines.

*Stationary internal combustion engine* means any internal combustion engine, except combustion turbines, that converts heat energy into mechanical work and is not mobile. Stationary ICE differ from mobile ICE in that a stationary internal combustion engine is not a nonroad engine as defined at 40 CFR 1068.30 (excluding paragraph (2)(ii) of that definition), and is not used to propel a motor vehicle, aircraft, or a vehicle used solely for competition. Stationary ICE include reciprocating ICE, rotary ICE, and other ICE, except combustion turbines.

*Stationary internal combustion engine test cell/stand* means an engine test cell/stand, as defined in 40 CFR part 63, subpart P, that tests stationary ICE.

*Stoichiometric* means the theoretical air-to-fuel ratio required for complete combustion.

*Subpart* means 40 CFR part 60, subpart JJJJ.

*Two-stroke engine* means a type of engine which completes the power cycle in single crankshaft revolution by combining the intake and compression operations into one stroke and the power and exhaust operations into a second stroke. This system requires auxiliary scavenging and inherently runs lean of stoichiometric.

*Volatile organic compounds* means volatile organic compounds as defined in 40 CFR 51.100(s).

*Voluntary certification program* means an optional engine certification program that manufacturers of stationary SI internal combustion engines with a maximum engine power greater than 19 KW (25 HP) that do not use gasoline and are not rich burn engines that use LPG can choose to participate in to certify their engines to the emission standards in §60.4231(d) or (e), as applicable.

[73 FR 3591, Jan. 18, 2008, as amended by 73 FR 59177, Oct. 8, 2008; 76 FR 37974, June 28, 2011]

**Table 1 to Subpart JJJJ of Part 60—NO<sub>x</sub>, CO, and VOC Emission Standards for Stationary Non-Emergency SI Engines ≥100 HP (Except Gasoline and Rich Burn LPG), Stationary SI Landfill/Digester Gas Engines, and Stationary Emergency Engines >25 HP**

| Engine type and fuel  | Maximum engine power | Manufacture date | Emission standards <sup>a</sup> |     |                  |                             |     |                  |
|---|----------------------|------------------|---------------------------------|-----|------------------|-----------------------------|-----|------------------|
|   |                      |                  | g/HP-hr                         |     |                  | ppmvd at 15% O <sub>2</sub> |     |                  |
|   |                      |                  | NO <sub>x</sub>                 | CO  | VOC <sup>d</sup> | NO <sub>x</sub>             | CO  | VOC <sup>d</sup> |
| Non-Emergency SI Natural Gas <sup>b</sup> and Non-Emergency SI Lean Burn LPG <sup>b</sup>       | 100≤HP<500           | 7/1/2008         | 2.0                             | 4.0 | 1.0              | 160                         | 540 | 86               |
|   |                      | 1/1/2011         | 1.0                             | 2.0 | 0.7              | 82                          | 270 | 60               |
| Non-Emergency SI Lean Burn Natural Gas and LPG  | 500≤HP<1,350         | 1/1/2008         | 2.0                             | 4.0 | 1.0              | 160                         | 540 | 86               |
|   |                      | 7/1/2010         | 1.0                             | 2.0 | 0.7              | 82                          | 270 | 60               |
| Non-Emergency SI Natural Gas and Non-Emergency SI Lean Burn LPG (except lean burn 500≤HP<1,350) | HP≥500               | 7/1/2007         | 2.0                             | 4.0 | 1.0              | 160                         | 540 | 86               |
|   | HP≥500               | 7/1/2010         | 1.0                             | 2.0 | 0.7              | 82                          | 270 | 60               |
| Landfill/Digester   | HP<500               | 7/1/2008         | 3.0                             | 5.0 | 1.0              | 220                         | 610 | 80               |

|  |              |          |                 |     |     |     |     |     |
|--|--------------|----------|-----------------|-----|-----|-----|-----|-----|
| Gas (except lean burn<br>500≤HP<1,350) |              |          |                 |     |     |     |     |     |
|  |              | 1/1/2011 | 2.0             | 5.0 | 1.0 | 150 | 610 | 80  |
|  | HP≥500       | 7/1/2007 | 3.0             | 5.0 | 1.0 | 220 | 610 | 80  |
|  |              | 7/1/2010 | 2.0             | 5.0 | 1.0 | 150 | 610 | 80  |
| Landfill/Digester<br>Gas Lean Burn     | 500≤HP<1,350 | 1/1/2008 | 3.0             | 5.0 | 1.0 | 220 | 610 | 80  |
|  |              | 7/1/2010 | 2.0             | 5.0 | 1.0 | 150 | 610 | 80  |
| Emergency                              | 25<HP<130    | 1/1/2009 | <sup>c</sup> 10 | 387 | N/A | N/A | N/A | N/A |
|  | HP≥130       |          | 2.0             | 4.0 | 1.0 | 160 | 540 | 86  |

<sup>a</sup>Owners and operators of stationary non-certified SI engines may choose to comply with the emission standards in units of either g/HP-hr or ppmvd at 15 percent O<sub>2</sub>.

<sup>b</sup>Owners and operators of new or reconstructed non-emergency lean burn SI stationary engines with a site rating of greater than or equal to 250 brake HP located at a major source that are meeting the requirements of 40 CFR part 63, subpart ZZZZ, Table 2a do not have to comply with the CO emission standards of Table 1 of this subpart.

<sup>c</sup>The emission standards applicable to emergency engines between 25 HP and 130 HP are in terms of NO<sub>x</sub> + HC.

<sup>d</sup>For purposes of this subpart, when calculating emissions of volatile organic compounds, emissions of formaldehyde should not be included.

[76 FR 37975, June 28, 2011]

#### Table 2 to Subpart JJJJ of Part 60—Requirements for Performance Tests

As stated in §60.4244, you must comply with the following requirements for performance tests within 10 percent of 100 percent peak (or the highest achievable) load:

| For each   | Complying with the requirement to   | You must  | Using  | According to the following requirements   |
|--|---|---|--|---|
| 1. Stationary SI internal combustion engine demonstrating compliance according to §60.4244 | a. limit the concentration of NO <sub>x</sub> in the stationary SI internal combustion engine exhaust | i. Select the sampling port location and the number of traverse points; | (1) Method 1 or 1A of 40 CFR part 60, Appendix A or ASTM Method D6522–00 (2005) <sup>a</sup> | (a) If using a control device, the sampling site must be located at the outlet of the control device. |
|  |   | ii. Determine the O <sub>2</sub> concentration                          | (2) Method 3, 3A, or 3B <sup>b</sup> of 40 CFR part 60,                                      | (b) Measurements to determine O <sub>2</sub> concentration  |

|  |  |  |  |  |
|--|--|--|--|--|
|  |  | of the stationary internal combustion engine exhaust at the sampling port location;  | appendix A or ASTM Method D6522-00 (2005) <sup>a</sup>   | must be made at the same time as the measurements for NO <sub>x</sub> concentration.                                       |
|  |  | iii. If necessary, determine the exhaust flowrate of the stationary internal combustion engine exhaust;                            | (3) Method 2 or 19 of 40 CFR part 60   |  |
|  |  | iv. If necessary, measure moisture content of the stationary internal combustion engine exhaust at the sampling port location; and | (4) Method 4 of 40 CFR part 60, appendix A, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03 (incorporated by reference, see §60.17)  | (c) Measurements to determine moisture must be made at the same time as the measurement for NO <sub>x</sub> concentration. |
|  |  | v. Measure NO <sub>x</sub> at the exhaust of the stationary internal combustion engine   | (5) Method 7E of 40 CFR part 60, appendix A, Method D6522-00 (2005) <sup>a</sup> , Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03 (incorporated by reference, see §60.17) | (d) Results of this test consist of the average of the three 1-hour or longer runs.  |
|  | b. limit the concentration of CO in the stationary SI internal | i. Select the sampling port location and the number of traverse points;  | (1) Method 1 or 1A of 40 CFR part 60, Appendix A or ASTM   | (a) If using a control device, the sampling site must be located at the outlet of the                                      |

|  |                           |  |   |  |
|--|---------------------------|--|---|--|
|  | combustion engine exhaust |  | Method D6522-00 (2005) <sup>a</sup>   | control device.  |
|  |                           | ii. Determine the O <sub>2</sub> concentration of the stationary internal combustion engine exhaust at the sampling port location; | (2) Method 3, 3A, or 3B <sup>b</sup> of 40 CFR part 60, appendix A or ASTM Method D6522-00 (2005) <sup>a</sup>  | (b) Measurements to determine O <sub>2</sub> concentration must be made at the same time as the measurements for CO concentration. |
|  |                           | iii. If necessary, determine the exhaust flowrate of the stationary internal combustion engine exhaust;                            | (3) Method 2 or 19 of 40 CFR part 60  |  |
|  |                           | iv. If necessary, measure moisture content of the stationary internal combustion engine exhaust at the sampling port location; and | (4) Method 4 of 40 CFR part 60, appendix A, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03 (incorporated by reference, see §60.17)                   | (c) Measurements to determine moisture must be made at the same time as the measurement for CO concentration.                      |
|  |                           | v. Measure CO at the exhaust of the stationary internal combustion engine  | (5) Method 10 of 40 CFR part 60, appendix A, ASTM Method D6522-00 (2005) <sup>a</sup> , Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03 (incorporated | (d) Results of this test consist of the average of the three 1-hour or longer runs.  |

|  |   |  |   |   |
|--|---|--|---|---|
|  |   |  | by reference, see §60.17)   |   |
|  | c. limit the concentration of VOC in the stationary SI internal combustion engine exhaust | i. Select the sampling port location and the number of traverse points;  | (1) Method 1 or 1A of 40 CFR part 60, Appendix A  | (a) If using a control device, the sampling site must be located at the outlet of the control device.                               |
|  |   | ii. Determine the O <sub>2</sub> concentration of the stationary internal combustion engine exhaust at the sampling port location; | (2) Method 3, 3A, or 3B <sup>b</sup> of 40 CFR part 60, appendix A or ASTM Method D6522–00 (2005) <sup>a</sup>                                  | (b) Measurements to determine O <sub>2</sub> concentration must be made at the same time as the measurements for VOC concentration. |
|  |   | iii. If necessary, determine the exhaust flowrate of the stationary internal combustion engine exhaust;                            | (3) Method 2 or 19 of 40 CFR part 60  |   |
|  |   | iv. If necessary, measure moisture content of the stationary internal combustion engine exhaust at the sampling port location; and | (4) Method 4 of 40 CFR part 60, appendix A, Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03 (incorporated by reference, see §60.17) | (c) Measurements to determine moisture must be made at the same time as the measurement for VOC concentration.                      |
|  |   | v. Measure VOC at the exhaust of the stationary internal combustion engine   | (5) Methods 25A and 18 of 40 CFR part 60, appendix A, Method 25A with the use of a methane  | (d) Results of this test consist of the average of the three 1-hour or longer runs.   |



|  |  |  |  |  |
|--|--|--|--|--|
|  |  |  | cutter as described in 40 CFR 1065.265, Method 18 or 40 CFR part 60, appendix A <sup>c,d</sup> , Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03 (incorporated by reference, see §60.17) |  |
|--|--|--|--|--|

[76 FR 37975, June 28, 2011]

**Table 3 to Subpart JJJJ of Part 60—Applicability of General Provisions to Subpart JJJJ**

[As stated in §60.4246, you must comply with the following applicable General Provisions]

| <b>General provisions citation</b> | <b>Subject of citation</b>                      | <b>Applies to subpart</b> | <b>Explanation</b>   |
|------------------------------------|---|---------------------------|--|
| §60.1                              | General applicability of the General Provisions | Yes                       |  |
| §60.2                              | Definitions                                     | Yes                       | Additional terms defined in §60.4248.  |
| §60.3                              | Units and abbreviations                         | Yes                       |  |
| §60.4                              | Address   | Yes                       |  |
| §60.5                              | Determination of construction or modification   | Yes                       |  |
| §60.6                              | Review of plans                                 | Yes                       |  |
| §60.7                              | Notification and Recordkeeping                  | Yes                       | Except that §60.7 only applies as specified in §60.4245.   |
| §60.8                              | Performance tests                               | Yes                       | Except that §60.8 only applies to owners and operators who are subject to performance testing in subpart JJJJ. |
| §60.9                              | Availability of                                 | Yes                       |  |

|        |  |     |   |
|--------|--|-----|---|
|        | information  |     |   |
| §60.10 | State Authority  | Yes |   |
| §60.11 | Compliance with standards and maintenance requirements | Yes | Requirements are specified in subpart JJJJ. |
| §60.12 | Circumvention  | Yes |   |
| §60.13 | Monitoring requirements                                | No  |   |
| §60.14 | Modification   | Yes |   |
| §60.15 | Reconstruction   | Yes |   |
| §60.16 | Priority list  | Yes |   |
| §60.17 | Incorporations by reference                            | Yes |   |
| §60.18 | General control device requirements                    | No  |   |
| §60.19 | General notification and reporting requirements        | Yes |   |

**Table 4 to Subpart JJJJ of Part 60—Applicability of Mobile Source Provisions for Manufacturers Participating in the Voluntary Certification Program and Certifying Stationary SI ICE to Emission Standards in Table 1 of Subpart JJJJ**

[As stated in §60.4247, you must comply with the following applicable mobile source provisions if you are a manufacturer participating in the voluntary certification program and certifying stationary SI ICE to emission standards in Table 1 of subpart JJJJ]

| <b>Mobile source provisions citation</b> | <b>Subject of citation</b>                  | <b>Applies to subpart</b> | <b>Explanation</b>                      |
|--|---|---------------------------|---|
| 1048 subpart A                           | Overview and Applicability                  | Yes                       |   |
| 1048 subpart B                           | Emission Standards and Related Requirements | Yes                       | Except for the specific sections below. |
| 1048.101                                 | Exhaust Emission Standards                  | No                        |   |
| 1048.105                                 | Evaporative Emission Standards              | No                        |   |
| 1048.110                                 | Diagnosing Malfunctions                     | No                        |   |
| 1048.140                                 | Certifying Blue Sky Series Engines          | No                        |   |
| 1048.145                                 | Interim Provisions                          | No                        |   |
| 1048 subpart C                           | Certifying Engine Families                  | Yes                       | Except for the specific sections below. |
| 1048.205(b)                              | AECD reporting                              | Yes                       |   |

|                        |   |     |   |
|------------------------|---|-----|---|
| 1048.205(c)            | OBD Requirements  | No  |   |
| 1048.205(n)            | Deterioration Factors   | Yes | Except as indicated in 60.4247(c).      |
| 1048.205(p)(1)         | Deterioration Factor Discussion   | Yes |   |
| 1048.205(p)(2)         | Liquid Fuels as they require  | No  |   |
| 1048.240(b)(c)(d)      | Deterioration Factors   | Yes |   |
| 1048 subpart D         | Testing Production-Line Engines   | Yes |   |
| 1048 subpart E         | Testing In-Use Engines  | No  |   |
| 1048 subpart F         | Test Procedures   | Yes |   |
| 1065.5(a)(4)           | Raw sampling (refers reader back to the specific emissions regulation for guidance) | Yes |   |
| 1048 subpart G         | Compliance Provisions   | Yes |   |
| 1048 subpart H         | Reserved  |     |   |
| 1048 subpart I         | Definitions and Other Reference Information   | Yes |   |
| 1048 appendix I and II | Yes   |     |   |
| 1065 (all subparts)    | Engine Testing Procedures   | Yes | Except for the specific section below.  |
| 1065.715               | Test Fuel Specifications for Natural Gas  | No  |   |
| 1068 (all subparts)    | General Compliance Provisions for Nonroad Programs                                  | Yes | Except for the specific sections below. |
| 1068.245               | Hardship Provisions for Unusual Circumstances                                       | No  |   |
| 1068.250               | Hardship Provisions for Small-Volume Manufacturers                                  | No  |   |
| 1068.255               | Hardship Provisions for Equipment Manufacturers and Secondary Engine Manufacturers  | No  |   |

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**APPENDIX B**  
**40 CFR 63, Subpart ZZZZ**

e-CFR Data is current as of January 5, 2012

## **Title 40: Protection of Environment**

PART 63—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS FOR SOURCE CATEGORIES (CONTINUED)

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### **Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines**

**Source:** 69 FR 33506, June 15, 2004, unless otherwise noted.

#### **What This Subpart Covers**

#### **§ 63.6580 What is the purpose of subpart ZZZZ?**

Subpart ZZZZ establishes national emission limitations and operating limitations for hazardous air pollutants (HAP) emitted from stationary reciprocating internal combustion engines (RICE) located at major and area sources of HAP emissions. This subpart also establishes requirements to demonstrate initial and continuous compliance with the emission limitations and operating limitations.

[73 FR 3603, Jan. 18, 2008]

#### **§ 63.6585 Am I subject to this subpart?**

You are subject to this subpart if you own or operate a stationary RICE at a major or area source of HAP emissions, except if the stationary RICE is being tested at a stationary RICE test cell/stand.

(a) A stationary RICE is any internal combustion engine which uses reciprocating motion to convert heat energy into mechanical work and which is not mobile. Stationary RICE differ from mobile RICE in that a stationary RICE is not a non-road engine as defined at 40 CFR 1068.30, and is not used to propel a motor vehicle or a vehicle used solely for competition.

(b) A major source of HAP emissions is a plant site that emits or has the potential to emit any single HAP at a rate of 10 tons (9.07 megagrams) or more per year or any combination of HAP at a rate of 25 tons (22.68 megagrams) or more per year, except that for oil and gas production facilities, a major source of HAP emissions is determined for each surface site.

(c) An area source of HAP emissions is a source that is not a major source.

(d) If you are an owner or operator of an area source subject to this subpart, your status as an entity subject to a standard or other requirements under this subpart does not subject you to the obligation to obtain a permit under 40 CFR part 70 or 71, provided you are not required to obtain a permit under 40 CFR 70.3(a) or 40 CFR 71.3(a) for a reason other than your status as an area source under this subpart. Notwithstanding the previous sentence, you must continue to comply with the provisions of this subpart as applicable.

(e) If you are an owner or operator of a stationary RICE used for national security purposes, you may be eligible to request an exemption from the requirements of this subpart as described in 40 CFR part 1068, subpart C.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3603, Jan. 18, 2008]

#### **§ 63.6590 What parts of my plant does this subpart cover?**

This subpart applies to each affected source.

(a) *Affected source.* An affected source is any existing, new, or reconstructed stationary RICE located at a major or area source of HAP emissions, excluding stationary RICE being tested at a stationary RICE test cell/stand.

(1) *Existing stationary RICE.*

(i) For stationary RICE with a site rating of more than 500 brake horsepower (HP) located at a major source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before December 19, 2002.

(ii) For stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before June 12, 2006.

(iii) For stationary RICE located at an area source of HAP emissions, a stationary RICE is existing if you commenced construction or reconstruction of the stationary RICE before June 12, 2006.

(iv) A change in ownership of an existing stationary RICE does not make that stationary RICE a new or reconstructed stationary RICE.

(2) *New stationary RICE.* (i) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions is new if you commenced construction of the stationary RICE on or after December 19, 2002.

(ii) A stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions is new if you commenced construction of the stationary RICE on or after June 12, 2006.

(iii) A stationary RICE located at an area source of HAP emissions is new if you commenced construction of the stationary RICE on or after June 12, 2006.

(3) *Reconstructed stationary RICE.* (i) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after December 19, 2002.

(ii) A stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after June 12, 2006.

(iii) A stationary RICE located at an area source of HAP emissions is reconstructed if you meet the definition of reconstruction in §63.2 and reconstruction is commenced on or after June 12, 2006.

(b) *Stationary RICE subject to limited requirements.* (1) An affected source which meets either of the criteria in paragraphs (b)(1)(i) through (ii) of this section does not have to meet the requirements of this subpart and of subpart A of this part except for the initial notification requirements of §63.6645(f).

(i) The stationary RICE is a new or reconstructed emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions.

(ii) The stationary RICE is a new or reconstructed limited use stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions.

(2) A new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis must meet the initial notification requirements of §63.6645(f) and the requirements of §§63.6625(c), 63.6650(g), and 63.6655(c). These stationary RICE do not have to meet the emission limitations and operating limitations of this subpart.

(3) The following stationary RICE do not have to meet the requirements of this subpart and of subpart A of this part, including initial notification requirements:

- (i) Existing spark ignition 2 stroke lean burn (2SLB) stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;
- (ii) Existing spark ignition 4 stroke lean burn (4SLB) stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;
- (iii) Existing emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;
- (iv) Existing limited use stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions;
- (v) Existing stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis;
- (vi) Existing residential emergency stationary RICE located at an area source of HAP emissions;
- (vii) Existing commercial emergency stationary RICE located at an area source of HAP emissions; or
- (viii) Existing institutional emergency stationary RICE located at an area source of HAP emissions.

(c) *Stationary RICE subject to Regulations under 40 CFR Part 60.* An affected source that meets any of the criteria in paragraphs (c)(1) through (7) of this section must meet the requirements of this part by meeting the requirements of 40 CFR part 60 subpart IIII, for compression ignition engines or 40 CFR part 60 subpart JJJJ, for spark ignition engines. No further requirements apply for such engines under this part.

- (1) A new or reconstructed stationary RICE located at an area source;
- (2) A new or reconstructed 2SLB stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;
- (3) A new or reconstructed 4SLB stationary RICE with a site rating of less than 250 brake HP located at a major source of HAP emissions;
- (4) A new or reconstructed spark ignition 4 stroke rich burn (4SRB) stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;
- (5) A new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions which combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis;
- (6) A new or reconstructed emergency or limited use stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions;
- (7) A new or reconstructed compression ignition (CI) stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3604, Jan. 18, 2008; 75 FR 9674, Mar. 3, 2010; 75 FR 37733, June 30, 2010; 75 FR 51588, Aug. 20, 2010]

#### **§ 63.6595 When do I have to comply with this subpart?**

(a) *Affected sources.* (1) If you have an existing stationary RICE, excluding existing non-emergency CI stationary RICE, with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the applicable emission limitations and operating limitations no later than June 15, 2007. If you have an existing non-emergency CI stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, an existing stationary CI RICE with a

site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, or an existing stationary CI RICE located at an area source of HAP emissions, you must comply with the applicable emission limitations and operating limitations no later than May 3, 2013. If you have an existing stationary SI RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, or an existing stationary SI RICE located at an area source of HAP emissions, you must comply with the applicable emission limitations and operating limitations no later than October 19, 2013.

(2) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions before August 16, 2004, you must comply with the applicable emission limitations and operating limitations in this subpart no later than August 16, 2004.

(3) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions after August 16, 2004, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(4) If you start up your new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions before January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart no later than January 18, 2008.

(5) If you start up your new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions after January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(6) If you start up your new or reconstructed stationary RICE located at an area source of HAP emissions before January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart no later than January 18, 2008.

(7) If you start up your new or reconstructed stationary RICE located at an area source of HAP emissions after January 18, 2008, you must comply with the applicable emission limitations and operating limitations in this subpart upon startup of your affected source.

(b) *Area sources that become major sources.* If you have an area source that increases its emissions or its potential to emit such that it becomes a major source of HAP, the compliance dates in paragraphs (b) (1) and (2) of this section apply to you.

(1) Any stationary RICE for which construction or reconstruction is commenced after the date when your area source becomes a major source of HAP must be in compliance with this subpart upon startup of your affected source.

(2) Any stationary RICE for which construction or reconstruction is commenced before your area source becomes a major source of HAP must be in compliance with the provisions of this subpart that are applicable to RICE located at major sources within 3 years after your area source becomes a major source of HAP.

(c) If you own or operate an affected source, you must meet the applicable notification requirements in §63.6645 and in 40 CFR part 63, subpart A.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3604, Jan. 18, 2008; 75 FR 9675, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010]

## Emission and Operating Limitations

**§ 63.6600 What emission limitations and operating limitations must I meet if I own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions?**



Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

(a) If you own or operate an existing, new, or reconstructed spark ignition 4SRB stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 1a to this subpart and the operating limitations in Table 1b to this subpart which apply to you.

(b) If you own or operate a new or reconstructed 2SLB stationary RICE with a site rating of more than 500 brake HP located at major source of HAP emissions, a new or reconstructed 4SLB stationary RICE with a site rating of more than 500 brake HP located at major source of HAP emissions, or a new or reconstructed CI stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 2a to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

(c) If you own or operate any of the following stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the emission limitations in Tables 1a, 2a, 2c, and 2d to this subpart or operating limitations in Tables 1b and 2b to this subpart: an existing 2SLB stationary RICE; an existing 4SLB stationary RICE; a stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis; an emergency stationary RICE; or a limited use stationary RICE.

(d) If you own or operate an existing non-emergency stationary CI RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 2c to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 9675, Mar. 3, 2010]

**§ 63.6601 What emission limitations must I meet if I own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 brake HP and less than or equal to 500 brake HP located at a major source of HAP emissions?**

Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart. If you own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at major source of HAP emissions manufactured on or after January 1, 2008, you must comply with the emission limitations in Table 2a to this subpart and the operating limitations in Table 2b to this subpart which apply to you.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 9675, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010]

**§ 63.6602 What emission limitations must I meet if I own or operate an existing stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions?**

If you own or operate an existing stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions, you must comply with the emission limitations in Table 2c to this subpart which apply to you. Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

[75 FR 51589, Aug. 20, 2010]

**§ 63.6603 What emission limitations and operating limitations must I meet if I own or operate an existing stationary RICE located at an area source of HAP emissions?**

Compliance with the numerical emission limitations established in this subpart is based on the results of

testing the average of three 1-hour runs using the testing requirements and procedures in §63.6620 and Table 4 to this subpart.

(a) If you own or operate an existing stationary RICE located at an area source of HAP emissions, you must comply with the requirements in Table 2d to this subpart and the operating limitations in Table 1b and Table 2b to this subpart that apply to you.

(b) If you own or operate an existing stationary non-emergency CI RICE greater than 300 HP located at area sources in areas of Alaska not accessible by the Federal Aid Highway System (FAHS) you do not have to meet the numerical CO emission limitations specified in Table 2d to this subpart. Existing stationary non-emergency CI RICE greater than 300 HP located at area sources in areas of Alaska not accessible by the FAHS must meet the management practices that are shown for stationary non-emergency CI RICE less than or equal to 300 HP in Table 2d to this subpart.

[75 FR 9675, Mar. 3, 2010, as amended at 75 FR 51589, Aug. 20, 2010; 76 FR 12866, Mar. 9, 2011]

**§ 63.6604 What fuel requirements must I meet if I own or operate an existing stationary CI RICE?**

If you own or operate an existing non-emergency, non-black start CI stationary RICE with a site rating of more than 300 brake HP with a displacement of less than 30 liters per cylinder that uses diesel fuel, you must use diesel fuel that meets the requirements in 40 CFR 80.510(b) for nonroad diesel fuel. Existing non-emergency CI stationary RICE located in Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, or at area sources in areas of Alaska not accessible by the FAHS are exempt from the requirements of this section.

[75 FR 51589, Aug. 20, 2010]

**General Compliance Requirements**

**§ 63.6605 What are my general requirements for complying with this subpart?**

(a) You must be in compliance with the emission limitations and operating limitations in this subpart that apply to you at all times.

(b) At all times you must operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. The general duty to minimize emissions does not require you to make any further efforts to reduce emissions if levels required by this standard have been achieved. Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the source.

[75 FR 9675, Mar. 3, 2010]

**Testing and Initial Compliance Requirements**

**§ 63.6610 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions?**

If you own or operate a stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions you are subject to the requirements of this section.

(a) You must conduct the initial performance test or other initial compliance demonstrations in Table 4 to this subpart that apply to you within 180 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions in §63.7(a)(2).

(b) If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004 and own or operate stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you must demonstrate initial compliance with either the proposed emission limitations or the promulgated emission limitations no later than February 10, 2005 or no later than 180 days after startup of the source, whichever is later, according to §63.7(a)(2)(ix).

(c) If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004 and own or operate stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, and you chose to comply with the proposed emission limitations when demonstrating initial compliance, you must conduct a second performance test to demonstrate compliance with the promulgated emission limitations by December 13, 2007 or after startup of the source, whichever is later, according to §63.7(a)(2)(ix).

(d) An owner or operator is not required to conduct an initial performance test on units for which a performance test has been previously conducted, but the test must meet all of the conditions described in paragraphs (d)(1) through (5) of this section.

(1) The test must have been conducted using the same methods specified in this subpart, and these methods must have been followed correctly.

(2) The test must not be older than 2 years.

(3) The test must be reviewed and accepted by the Administrator.

(4) Either no process or equipment changes must have been made since the test was performed, or the owner or operator must be able to demonstrate that the results of the performance test, with or without adjustments, reliably demonstrate compliance despite process or equipment changes.

(5) The test must be conducted at any load condition within plus or minus 10 percent of 100 percent load.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3605, Jan. 18, 2008]

**§ 63.6611 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate a new or reconstructed 4SLB SI stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions?**

If you own or operate a new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions, you must conduct an initial performance test within 240 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions specified in Table 4 to this subpart, as appropriate.

[73 FR 3605, Jan. 18, 2008, as amended at 75 FR 51589, Aug. 20, 2010]

**§ 63.6612 By what date must I conduct the initial performance tests or other initial compliance demonstrations if I own or operate an existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing stationary RICE located at an area source of HAP emissions?**

If you own or operate an existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing stationary RICE located at an area source of HAP emissions you are subject to the requirements of this section.

(a) You must conduct any initial performance test or other initial compliance demonstration according to Tables 4 and 5 to this subpart that apply to you within 180 days after the compliance date that is specified for your stationary RICE in §63.6595 and according to the provisions in §63.7(a)(2).

(b) An owner or operator is not required to conduct an initial performance test on a unit for which a

performance test has been previously conducted, but the test must meet all of the conditions described in paragraphs (b)(1) through (4) of this section.

(1) The test must have been conducted using the same methods specified in this subpart, and these methods must have been followed correctly.

(2) The test must not be older than 2 years.

(3) The test must be reviewed and accepted by the Administrator.

(4) Either no process or equipment changes must have been made since the test was performed, or the owner or operator must be able to demonstrate that the results of the performance test, with or without adjustments, reliably demonstrate compliance despite process or equipment changes.

[75 FR 9676, Mar. 3, 2010, as amended at 75 FR 51589, Aug. 20, 2010]

#### **§ 63.6615 When must I conduct subsequent performance tests?**

If you must comply with the emission limitations and operating limitations, you must conduct subsequent performance tests as specified in Table 3 of this subpart.

#### **§ 63.6620 What performance tests and other procedures must I use?**

(a) You must conduct each performance test in Tables 3 and 4 of this subpart that applies to you.

(b) Each performance test must be conducted according to the requirements that this subpart specifies in Table 4 to this subpart. If you own or operate a non-operational stationary RICE that is subject to performance testing, you do not need to start up the engine solely to conduct the performance test. Owners and operators of a non-operational engine can conduct the performance test when the engine is started up again.

(c) [Reserved]

(d) You must conduct three separate test runs for each performance test required in this section, as specified in §63.7(e)(3). Each test run must last at least 1 hour.

(e)(1) You must use Equation 1 of this section to determine compliance with the percent reduction requirement:

$$\frac{C_i - C_o}{C_i} \times 100 = R \quad (\text{Eq. 1})$$

Where:

$C_i$  = concentration of CO or formaldehyde at the control device inlet,

$C_o$  = concentration of CO or formaldehyde at the control device outlet, and

R = percent reduction of CO or formaldehyde emissions.

(2) You must normalize the carbon monoxide (CO) or formaldehyde concentrations at the inlet and outlet of the control device to a dry basis and to 15 percent oxygen, or an equivalent percent carbon dioxide (CO<sub>2</sub>). If pollutant concentrations are to be corrected to 15 percent oxygen and CO<sub>2</sub> concentration is measured in lieu of oxygen concentration measurement, a CO<sub>2</sub> correction factor is needed. Calculate the CO<sub>2</sub> correction factor as described in paragraphs (e)(2)(i) through (iii) of this section.

(i) Calculate the fuel-specific  $F_o$  value for the fuel burned during the test using values obtained from Method 19, section 5.2, and the following equation:

$$F_o = \frac{0.209 F_d}{F_c} \quad (\text{Eq. 2})$$

Where:

$F_o$  = Fuel factor based on the ratio of oxygen volume to the ultimate  $\text{CO}_2$  volume produced by the fuel at zero percent excess air.

0.209 = Fraction of air that is oxygen, percent/100.

$F_d$  = Ratio of the volume of dry effluent gas to the gross calorific value of the fuel from Method 19,  $\text{dsm}^3/\text{J}$  ( $\text{dscf}/10^6 \text{ Btu}$ ).

$F_c$  = Ratio of the volume of  $\text{CO}_2$  produced to the gross calorific value of the fuel from Method 19,  $\text{dsm}^3/\text{J}$  ( $\text{dscf}/10^6 \text{ Btu}$ ).

(ii) Calculate the  $\text{CO}_2$  correction factor for correcting measurement data to 15 percent oxygen, as follows:

$$X_{co_2} = \frac{5.9}{F_o} \quad (\text{Eq. 3})$$

Where:

$X_{co_2}$  =  $\text{CO}_2$  correction factor, percent.

5.9 = 20.9 percent  $\text{O}_2$  - 15 percent  $\text{O}_2$ , the defined  $\text{O}_2$  correction value, percent.

(iii) Calculate the  $\text{NO}_x$  and  $\text{SO}_2$  gas concentrations adjusted to 15 percent  $\text{O}_2$  using  $\text{CO}_2$  as follows:

$$C_{adj} = C_d \frac{X_{co_2}}{\% \text{CO}_2} \quad (\text{Eq. 4})$$

Where:

$\% \text{CO}_2$  = Measured  $\text{CO}_2$  concentration measured, dry basis, percent.

(f) If you comply with the emission limitation to reduce CO and you are not using an oxidation catalyst, if you comply with the emission limitation to reduce formaldehyde and you are not using NSCR, or if you comply with the emission limitation to limit the concentration of formaldehyde in the stationary RICE exhaust and you are not using an oxidation catalyst or NSCR, you must petition the Administrator for operating limitations to be established during the initial performance test and continuously monitored thereafter; or for approval of no operating limitations. You must not conduct the initial performance test until after the petition has been approved by the Administrator.

(g) If you petition the Administrator for approval of operating limitations, your petition must include the information described in paragraphs (g)(1) through (5) of this section.

(1) Identification of the specific parameters you propose to use as operating limitations;

(2) A discussion of the relationship between these parameters and HAP emissions, identifying how HAP emissions change with changes in these parameters, and how limitations on these parameters will serve to limit HAP emissions;

(3) A discussion of how you will establish the upper and/or lower values for these parameters which will establish the limits on these parameters in the operating limitations;

(4) A discussion identifying the methods you will use to measure and the instruments you will use to monitor these parameters, as well as the relative accuracy and precision of these methods and instruments; and

(5) A discussion identifying the frequency and methods for recalibrating the instruments you will use for monitoring these parameters.

(h) If you petition the Administrator for approval of no operating limitations, your petition must include the information described in paragraphs (h)(1) through (7) of this section.

(1) Identification of the parameters associated with operation of the stationary RICE and any emission control device which could change intentionally ( e.g., operator adjustment, automatic controller adjustment, etc.) or unintentionally ( e.g., wear and tear, error, etc.) on a routine basis or over time;

(2) A discussion of the relationship, if any, between changes in the parameters and changes in HAP emissions;

(3) For the parameters which could change in such a way as to increase HAP emissions, a discussion of whether establishing limitations on the parameters would serve to limit HAP emissions;

(4) For the parameters which could change in such a way as to increase HAP emissions, a discussion of how you could establish upper and/or lower values for the parameters which would establish limits on the parameters in operating limitations;

(5) For the parameters, a discussion identifying the methods you could use to measure them and the instruments you could use to monitor them, as well as the relative accuracy and precision of the methods and instruments;

(6) For the parameters, a discussion identifying the frequency and methods for recalibrating the instruments you could use to monitor them; and

(7) A discussion of why, from your point of view, it is infeasible or unreasonable to adopt the parameters as operating limitations.

(i) The engine percent load during a performance test must be determined by documenting the calculations, assumptions, and measurement devices used to measure or estimate the percent load in a specific application. A written report of the average percent load determination must be included in the notification of compliance status. The following information must be included in the written report: the engine model number, the engine manufacturer, the year of purchase, the manufacturer's site-rated brake horsepower, the ambient temperature, pressure, and humidity during the performance test, and all assumptions that were made to estimate or calculate percent load during the performance test must be clearly explained. If measurement devices such as flow meters, kilowatt meters, beta analyzers, stain gauges, etc. are used, the model number of the measurement device, and an estimate of its accurate in percentage of true value must be provided.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9676, Mar. 3, 2010]

**§ 63.6625 What are my monitoring, installation, collection, operation, and maintenance requirements?**

(a) If you elect to install a CEMS as specified in Table 5 of this subpart, you must install, operate, and maintain a CEMS to monitor CO and either oxygen or CO<sub>2</sub> at both the inlet and the outlet of the control device according to the requirements in paragraphs (a)(1) through (4) of this section.

- (1) Each CEMS must be installed, operated, and maintained according to the applicable performance specifications of 40 CFR part 60, appendix B.
  - (2) You must conduct an initial performance evaluation and an annual relative accuracy test audit (RATA) of each CEMS according to the requirements in §63.8 and according to the applicable performance specifications of 40 CFR part 60, appendix B as well as daily and periodic data quality checks in accordance with 40 CFR part 60, appendix F, procedure 1.
  - (3) As specified in §63.8(c)(4)(ii), each CEMS must complete a minimum of one cycle of operation (sampling, analyzing, and data recording) for each successive 15-minute period. You must have at least two data points, with each representing a different 15-minute period, to have a valid hour of data.
  - (4) The CEMS data must be reduced as specified in §63.8(g)(2) and recorded in parts per million or parts per billion (as appropriate for the applicable limitation) at 15 percent oxygen or the equivalent CO<sub>2</sub> concentration.
- (b) If you are required to install a continuous parameter monitoring system (CPMS) as specified in Table 5 of this subpart, you must install, operate, and maintain each CPMS according to the requirements in paragraphs (b)(1) through (5) of this section. For an affected source that is complying with the emission limitations and operating limitations on March 9, 2011, the requirements in paragraph (b) of this section are applicable September 6, 2011.
- (1) You must prepare a site-specific monitoring plan that addresses the monitoring system design, data collection, and the quality assurance and quality control elements outlined in paragraphs (b)(1)(i) through (v) of this section and in §63.8(d). As specified in §63.8(f)(4), you may request approval of monitoring system quality assurance and quality control procedures alternative to those specified in paragraphs (b)(1) through (5) of this section in your site-specific monitoring plan.
  - (i) The performance criteria and design specifications for the monitoring system equipment, including the sample interface, detector signal analyzer, and data acquisition and calculations;
  - (ii) Sampling interface ( *e.g.*, thermocouple) location such that the monitoring system will provide representative measurements;
  - (iii) Equipment performance evaluations, system accuracy audits, or other audit procedures;
  - (iv) Ongoing operation and maintenance procedures in accordance with provisions in §63.8(c)(1) and (c)(3); and
  - (v) Ongoing reporting and recordkeeping procedures in accordance with provisions in §63.10(c), (e)(1), and (e)(2)(i).
- (2) You must install, operate, and maintain each CPMS in continuous operation according to the procedures in your site-specific monitoring plan.
  - (3) The CPMS must collect data at least once every 15 minutes (see also §63.6635).
  - (4) For a CPMS for measuring temperature range, the temperature sensor must have a minimum tolerance of 2.8 degrees Celsius (5 degrees Fahrenheit) or 1 percent of the measurement range, whichever is larger.
  - (5) You must conduct the CPMS equipment performance evaluation, system accuracy audits, or other audit procedures specified in your site-specific monitoring plan at least annually.
  - (6) You must conduct a performance evaluation of each CPMS in accordance with your site-specific monitoring plan.
- (c) If you are operating a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must monitor and record your fuel usage daily with separate fuel meters to measure the volumetric flow rate of each fuel.

In addition, you must operate your stationary RICE in a manner which reasonably minimizes HAP emissions.

(d) If you are operating a new or reconstructed emergency 4SLB stationary RICE with a site rating of greater than or equal to 250 and less than or equal to 500 brake HP located at a major source of HAP emissions, you must install a non-resettable hour meter prior to the startup of the engine.

(e) If you own or operate any of the following stationary RICE, you must operate and maintain the stationary RICE and after-treatment control device (if any) according to the manufacturer's emission-related written instructions or develop your own maintenance plan which must provide to the extent practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions:

(1) An existing stationary RICE with a site rating of less than 100 HP located at a major source of HAP emissions;

(2) An existing emergency or black start stationary RICE with a site rating of less than or equal to 500 HP located at a major source of HAP emissions;

(3) An existing emergency or black start stationary RICE located at an area source of HAP emissions;

(4) An existing non-emergency, non-black start stationary CI RICE with a site rating less than or equal to 300 HP located at an area source of HAP emissions;

(5) An existing non-emergency, non-black start 2SLB stationary RICE located at an area source of HAP emissions;

(6) An existing non-emergency, non-black start landfill or digester gas stationary RICE located at an area source of HAP emissions;

(7) An existing non-emergency, non-black start 4SLB stationary RICE with a site rating less than or equal to 500 HP located at an area source of HAP emissions;

(8) An existing non-emergency, non-black start 4SRB stationary RICE with a site rating less than or equal to 500 HP located at an area source of HAP emissions;

(9) An existing, non-emergency, non-black start 4SLB stationary RICE with a site rating greater than 500 HP located at an area source of HAP emissions that is operated 24 hours or less per calendar year; and

(10) An existing, non-emergency, non-black start 4SRB stationary RICE with a site rating greater than 500 HP located at an area source of HAP emissions that is operated 24 hours or less per calendar year.

(f) If you own or operate an existing emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions or an existing emergency stationary RICE located at an area source of HAP emissions, you must install a non-resettable hour meter if one is not already installed.

(g) If you own or operate an existing non-emergency, non-black start CI engine greater than or equal to 300 HP that is not equipped with a closed crankcase ventilation system, you must comply with either paragraph (g)(1) or paragraph (g)(2) of this section. Owners and operators must follow the manufacturer's specified maintenance requirements for operating and maintaining the open or closed crankcase ventilation systems and replacing the crankcase filters, or can request the Administrator to approve different maintenance requirements that are as protective as manufacturer requirements. Existing CI engines located at area sources in areas of Alaska not accessible by the FAHS do not have to meet the requirements of paragraph (g) of this section.

(1) Install a closed crankcase ventilation system that prevents crankcase emissions from being emitted to the atmosphere, or

(2) Install an open crankcase filtration emission control system that reduces emissions from the



crankcase by filtering the exhaust stream to remove oil mist, particulates, and metals.

(h) If you operate a new, reconstructed, or existing stationary engine, you must minimize the engine's time spent at idle during startup and minimize the engine's startup time to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the emission standards applicable to all times other than startup in Tables 1a, 2a, 2c, and 2d to this subpart apply.

(i) If you own or operate a stationary CI engine that is subject to the work, operation or management practices in items 1 or 2 of Table 2c to this subpart or in items 1 or 4 of Table 2d to this subpart, you have the option of utilizing an oil analysis program in order to extend the specified oil change requirement in Tables 2c and 2d to this subpart. The oil analysis must be performed at the same frequency specified for changing the oil in Table 2c or 2d to this subpart. The analysis program must at a minimum analyze the following three parameters: Total Base Number, viscosity, and percent water content. The condemning limits for these parameters are as follows: Total Base Number is less than 30 percent of the Total Base Number of the oil when new; viscosity of the oil has changed by more than 20 percent from the viscosity of the oil when new; or percent water content (by volume) is greater than 0.5. If all of these condemning limits are not exceeded, the engine owner or operator is not required to change the oil. If any of the limits are exceeded, the engine owner or operator must change the oil within 2 days of receiving the results of the analysis; if the engine is not in operation when the results of the analysis are received, the engine owner or operator must change the oil within 2 days or before commencing operation, whichever is later. The owner or operator must keep records of the parameters that are analyzed as part of the program, the results of the analysis, and the oil changes for the engine. The analysis program must be part of the maintenance plan for the engine.

(j) If you own or operate a stationary SI engine that is subject to the work, operation or management practices in items 6, 7, or 8 of Table 2c to this subpart or in items 5, 6, 7, 9, or 11 of Table 2d to this subpart, you have the option of utilizing an oil analysis program in order to extend the specified oil change requirement in Tables 2c and 2d to this subpart. The oil analysis must be performed at the same frequency specified for changing the oil in Table 2c or 2d to this subpart. The analysis program must at a minimum analyze the following three parameters: Total Acid Number, viscosity, and percent water content. The condemning limits for these parameters are as follows: Total Acid Number increases by more than 3.0 milligrams of potassium hydroxide (KOH) per gram from Total Acid Number of the oil when new; viscosity of the oil has changed by more than 20 percent from the viscosity of the oil when new; or percent water content (by volume) is greater than 0.5. If all of these condemning limits are not exceeded, the engine owner or operator is not required to change the oil. If any of the limits are exceeded, the engine owner or operator must change the oil within 2 days of receiving the results of the analysis; if the engine is not in operation when the results of the analysis are received, the engine owner or operator must change the oil within 2 days or before commencing operation, whichever is later. The owner or operator must keep records of the parameters that are analyzed as part of the program, the results of the analysis, and the oil changes for the engine. The analysis program must be part of the maintenance plan for the engine.

[69 FR 33506, June 15, 2004, as amended at 73 FR 3606, Jan. 18, 2008; 75 FR 9676, Mar. 3, 2010; 75 FR 51589, Aug. 20, 2010; 76 FR 12866, Mar. 9, 2011]

#### **§ 63.6630 How do I demonstrate initial compliance with the emission limitations and operating limitations?**

(a) You must demonstrate initial compliance with each emission and operating limitation that applies to you according to Table 5 of this subpart.

(b) During the initial performance test, you must establish each operating limitation in Tables 1b and 2b of this subpart that applies to you.

(c) You must submit the Notification of Compliance Status containing the results of the initial compliance demonstration according to the requirements in §63.6645.

#### **Continuous Compliance Requirements**

#### **§ 63.6635 How do I monitor and collect data to demonstrate continuous compliance?**

(a) If you must comply with emission and operating limitations, you must monitor and collect data

according to this section.

(b) Except for monitor malfunctions, associated repairs, required performance evaluations, and required quality assurance or control activities, you must monitor continuously at all times that the stationary RICE is operating. A monitoring malfunction is any sudden, infrequent, not reasonably preventable failure of the monitoring to provide valid data. Monitoring failures that are caused in part by poor maintenance or careless operation are not malfunctions.

(c) You may not use data recorded during monitoring malfunctions, associated repairs, and required quality assurance or control activities in data averages and calculations used to report emission or operating levels. You must, however, use all the valid data collected during all other periods.

[69 FR 33506, June 15, 2004, as amended at 76 FR 12867, Mar. 9, 2011]

**§ 63.6640 How do I demonstrate continuous compliance with the emission limitations and operating limitations?**

(a) You must demonstrate continuous compliance with each emission limitation and operating limitation in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you according to methods specified in Table 6 to this subpart.

(b) You must report each instance in which you did not meet each emission limitation or operating limitation in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you. These instances are deviations from the emission and operating limitations in this subpart. These deviations must be reported according to the requirements in §63.6650. If you change your catalyst, you must reestablish the values of the operating parameters measured during the initial performance test. When you reestablish the values of your operating parameters, you must also conduct a performance test to demonstrate that you are meeting the required emission limitation applicable to your stationary RICE.

(c) [Reserved]

(d) For new, reconstructed, and rebuilt stationary RICE, deviations from the emission or operating limitations that occur during the first 200 hours of operation from engine startup (engine burn-in period) are not violations. Rebuilt stationary RICE means a stationary RICE that has been rebuilt as that term is defined in 40 CFR 94.11(a).

(e) You must also report each instance in which you did not meet the requirements in Table 8 to this subpart that apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing emergency stationary RICE, an existing limited use stationary RICE, or an existing stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart, except for the initial notification requirements: a new or reconstructed stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new or reconstructed emergency stationary RICE, or a new or reconstructed limited use stationary RICE.

(f) *Requirements for emergency stationary RICE.* (1) If you own or operate an existing emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions, a new or reconstructed emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that was installed on or after June 12, 2006, or an existing emergency stationary RICE located at an area source of HAP emissions, you must operate the emergency stationary RICE according to the requirements in paragraphs (f)(1)(i) through (iii) of this section. Any operation other than emergency operation, maintenance and testing, and operation in non-emergency situations for 50 hours per year, as described in paragraphs (f)(1)(i) through (iii) of this section, is prohibited. If you do not operate the engine according to the requirements in paragraphs (f)(1)

(i) through (iii) of this section, the engine will not be considered an emergency engine under this subpart and will need to meet all requirements for non-emergency engines.

(i) There is no time limit on the use of emergency stationary RICE in emergency situations.

(ii) You may operate your emergency stationary RICE for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by Federal, State or local government, the manufacturer, the vendor, or the insurance company associated with the engine. Maintenance checks and readiness testing of such units is limited to 100 hours per year. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that Federal, State, or local standards require maintenance and testing of emergency RICE beyond 100 hours per year.

(iii) You may operate your emergency stationary RICE up to 50 hours per year in non-emergency situations, but those 50 hours are counted towards the 100 hours per year provided for maintenance and testing. The 50 hours per year for non-emergency situations cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity; except that owners and operators may operate the emergency engine for a maximum of 15 hours per year as part of a demand response program if the regional transmission organization or equivalent balancing authority and transmission operator has determined there are emergency conditions that could lead to a potential electrical blackout, such as unusually low frequency, equipment overload, capacity or energy deficiency, or unacceptable voltage level. The engine may not be operated for more than 30 minutes prior to the time when the emergency condition is expected to occur, and the engine operation must be terminated immediately after the facility is notified that the emergency condition is no longer imminent. The 15 hours per year of demand response operation are counted as part of the 50 hours of operation per year provided for non-emergency situations. The supply of emergency power to another entity or entities pursuant to financial arrangement is not limited by this paragraph (f)(1)(iii), as long as the power provided by the financial arrangement is limited to emergency power.

(2) If you own or operate an emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that was installed prior to June 12, 2006, you must operate the engine according to the conditions described in paragraphs (f)(2)(i) through (iii) of this section. If you do not operate the engine according to the requirements in paragraphs (f)(2)(i) through (iii) of this section, the engine will not be considered an emergency engine under this subpart and will need to meet all requirements for non-emergency engines.

(i) There is no time limit on the use of emergency stationary RICE in emergency situations.

(ii) You may operate your emergency stationary RICE for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by the manufacturer, the vendor, or the insurance company associated with the engine. Required testing of such units should be minimized, but there is no time limit on the use of emergency stationary RICE in emergency situations and for routine testing and maintenance.

(iii) You may operate your emergency stationary RICE for an additional 50 hours per year in non-emergency situations. The 50 hours per year for non-emergency situations cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity.

[69 FR 33506, June 15, 2004, as amended at 71 FR 20467, Apr. 20, 2006; 73 FR 3606, Jan. 18, 2008; 75 FR 9676, Mar. 3, 2010; 75 FR 51591, Aug. 20, 2010]

## **Notifications, Reports, and Records**

### **§ 63.6645 What notifications must I submit and when?**

(a) You must submit all of the notifications in §§63.7(b) and (c), 63.8(e), (f)(4) and (f)(6), 63.9(b) through (e), and (g) and (h) that apply to you by the dates specified if you own or operate any of the following;

(1) An existing stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions.

(2) An existing stationary RICE located at an area source of HAP emissions.

(3) A stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions.

(4) A new or reconstructed 4SLB stationary RICE with a site rating of greater than or equal to 250 HP located at a major source of HAP emissions.

(5) This requirement does not apply if you own or operate an existing stationary RICE less than 100 HP, an existing stationary emergency RICE, or an existing stationary RICE that is not subject to any numerical emission standards.

(b) As specified in §63.9(b)(2), if you start up your stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions before the effective date of this subpart, you must submit an Initial Notification not later than December 13, 2004.

(c) If you start up your new or reconstructed stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions on or after August 16, 2004, you must submit an Initial Notification not later than 120 days after you become subject to this subpart.

(d) As specified in §63.9(b)(2), if you start up your stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions before the effective date of this subpart and you are required to submit an initial notification, you must submit an Initial Notification not later than July 16, 2008.

(e) If you start up your new or reconstructed stationary RICE with a site rating of equal to or less than 500 brake HP located at a major source of HAP emissions on or after March 18, 2008 and you are required to submit an initial notification, you must submit an Initial Notification not later than 120 days after you become subject to this subpart.

(f) If you are required to submit an Initial Notification but are otherwise not affected by the requirements of this subpart, in accordance with §63.6590(b), your notification should include the information in §63.9(b)(2)(i) through (v), and a statement that your stationary RICE has no additional requirements and explain the basis of the exclusion (for example, that it operates exclusively as an emergency stationary RICE if it has a site rating of more than 500 brake HP located at a major source of HAP emissions).

(g) If you are required to conduct a performance test, you must submit a Notification of Intent to conduct a performance test at least 60 days before the performance test is scheduled to begin as required in §63.7(b)(1).

(h) If you are required to conduct a performance test or other initial compliance demonstration as specified in Tables 4 and 5 to this subpart, you must submit a Notification of Compliance Status according to §63.9(h)(2)(ii).

(1) For each initial compliance demonstration required in Table 5 to this subpart that does not include a performance test, you must submit the Notification of Compliance Status before the close of business on the 30th day following the completion of the initial compliance demonstration.

(2) For each initial compliance demonstration required in Table 5 to this subpart that includes a performance test conducted according to the requirements in Table 3 to this subpart, you must submit the Notification of Compliance Status, including the performance test results, before the close of business on the 60th day following the completion of the performance test according to §63.10(d)(2).

[73 FR 3606, Jan. 18, 2008, as amended at 75 FR 9677, Mar. 3, 2010; 75 FR 51591, Aug. 20, 2010]

#### **§ 63.6650 What reports must I submit and when?**

- (a) You must submit each report in Table 7 of this subpart that applies to you.
- (b) Unless the Administrator has approved a different schedule for submission of reports under §63.10 (a), you must submit each report by the date in Table 7 of this subpart and according to the requirements in paragraphs (b)(1) through (b)(9) of this section.
- (1) For semiannual Compliance reports, the first Compliance report must cover the period beginning on the compliance date that is specified for your affected source in §63.6595 and ending on June 30 or December 31, whichever date is the first date following the end of the first calendar half after the compliance date that is specified for your source in §63.6595.
- (2) For semiannual Compliance reports, the first Compliance report must be postmarked or delivered no later than July 31 or January 31, whichever date follows the end of the first calendar half after the compliance date that is specified for your affected source in §63.6595.
- (3) For semiannual Compliance reports, each subsequent Compliance report must cover the semiannual reporting period from January 1 through June 30 or the semiannual reporting period from July 1 through December 31.
- (4) For semiannual Compliance reports, each subsequent Compliance report must be postmarked or delivered no later than July 31 or January 31, whichever date is the first date following the end of the semiannual reporting period.
- (5) For each stationary RICE that is subject to permitting regulations pursuant to 40 CFR part 70 or 71, and if the permitting authority has established dates for submitting semiannual reports pursuant to 40 CFR 70.6(a)(3)(iii)(A) or 40 CFR 71.6 (a)(3)(iii)(A), you may submit the first and subsequent Compliance reports according to the dates the permitting authority has established instead of according to the dates in paragraphs (b)(1) through (b)(4) of this section.
- (6) For annual Compliance reports, the first Compliance report must cover the period beginning on the compliance date that is specified for your affected source in §63.6595 and ending on December 31.
- (7) For annual Compliance reports, the first Compliance report must be postmarked or delivered no later than January 31 following the end of the first calendar year after the compliance date that is specified for your affected source in §63.6595.
- (8) For annual Compliance reports, each subsequent Compliance report must cover the annual reporting period from January 1 through December 31.
- (9) For annual Compliance reports, each subsequent Compliance report must be postmarked or delivered no later than January 31.
- (c) The Compliance report must contain the information in paragraphs (c)(1) through (6) of this section.
- (1) Company name and address.
- (2) Statement by a responsible official, with that official's name, title, and signature, certifying the accuracy of the content of the report.
- (3) Date of report and beginning and ending dates of the reporting period.
- (4) If you had a malfunction during the reporting period, the compliance report must include the number, duration, and a brief description for each type of malfunction which occurred during the reporting period and which caused or may have caused any applicable emission limitation to be exceeded. The report must also include a description of actions taken by an owner or operator during a malfunction of an affected source to minimize emissions in accordance with §63.6605(b), including actions taken to correct a malfunction.
- (5) If there are no deviations from any emission or operating limitations that apply to you, a statement that there were no deviations from the emission or operating limitations during the reporting period.

(6) If there were no periods during which the continuous monitoring system (CMS), including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), a statement that there were no periods during which the CMS was out-of-control during the reporting period.

(d) For each deviation from an emission or operating limitation that occurs for a stationary RICE where you are not using a CMS to comply with the emission or operating limitations in this subpart, the Compliance report must contain the information in paragraphs (c)(1) through (4) of this section and the information in paragraphs (d)(1) and (2) of this section.

(1) The total operating time of the stationary RICE at which the deviation occurred during the reporting period.

(2) Information on the number, duration, and cause of deviations (including unknown cause, if applicable), as applicable, and the corrective action taken.

(e) For each deviation from an emission or operating limitation occurring for a stationary RICE where you are using a CMS to comply with the emission and operating limitations in this subpart, you must include information in paragraphs (c)(1) through (4) and (e)(1) through (12) of this section.

(1) The date and time that each malfunction started and stopped.

(2) The date, time, and duration that each CMS was inoperative, except for zero (low-level) and high-level checks.

(3) The date, time, and duration that each CMS was out-of-control, including the information in §63.8(c)(8).

(4) The date and time that each deviation started and stopped, and whether each deviation occurred during a period of malfunction or during another period.

(5) A summary of the total duration of the deviation during the reporting period, and the total duration as a percent of the total source operating time during that reporting period.

(6) A breakdown of the total duration of the deviations during the reporting period into those that are due to control equipment problems, process problems, other known causes, and other unknown causes.

(7) A summary of the total duration of CMS downtime during the reporting period, and the total duration of CMS downtime as a percent of the total operating time of the stationary RICE at which the CMS downtime occurred during that reporting period.

(8) An identification of each parameter and pollutant (CO or formaldehyde) that was monitored at the stationary RICE.

(9) A brief description of the stationary RICE.

(10) A brief description of the CMS.

(11) The date of the latest CMS certification or audit.

(12) A description of any changes in CMS, processes, or controls since the last reporting period.

(f) Each affected source that has obtained a title V operating permit pursuant to 40 CFR part 70 or 71 must report all deviations as defined in this subpart in the semiannual monitoring report required by 40 CFR 70.6 (a)(3)(iii)(A) or 40 CFR 71.6(a)(3)(iii)(A). If an affected source submits a Compliance report pursuant to Table 7 of this subpart along with, or as part of, the semiannual monitoring report required by 40 CFR 70.6(a)(3)(iii)(A) or 40 CFR 71.6(a)(3)(iii)(A), and the Compliance report includes all required information concerning deviations from any emission or operating limitation in this subpart, submission of the Compliance report shall be deemed to satisfy any obligation to report the same deviations in the semiannual monitoring report. However, submission of a Compliance report shall not otherwise affect any obligation the affected source may have to report deviations from permit requirements to the permit

authority.

(g) If you are operating as a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must submit an annual report according to Table 7 of this subpart by the date specified unless the Administrator has approved a different schedule, according to the information described in paragraphs (b)(1) through (b)(5) of this section. You must report the data specified in (g)(1) through (g)(3) of this section.

(1) Fuel flow rate of each fuel and the heating values that were used in your calculations. You must also demonstrate that the percentage of heat input provided by landfill gas or digester gas is equivalent to 10 percent or more of the total fuel consumption on an annual basis.

(2) The operating limits provided in your federally enforceable permit, and any deviations from these limits.

(3) Any problems or errors suspected with the meters.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9677, Mar. 3, 2010]

### **§ 63.6655 What records must I keep?**

(a) If you must comply with the emission and operating limitations, you must keep the records described in paragraphs (a)(1) through (a)(5), (b)(1) through (b)(3) and (c) of this section.

(1) A copy of each notification and report that you submitted to comply with this subpart, including all documentation supporting any Initial Notification or Notification of Compliance Status that you submitted, according to the requirement in §63.10(b)(2)(xiv).

(2) Records of the occurrence and duration of each malfunction of operation ( *i.e.*, process equipment) or the air pollution control and monitoring equipment.

(3) Records of performance tests and performance evaluations as required in §63.10(b)(2)(viii).

(4) Records of all required maintenance performed on the air pollution control and monitoring equipment.

(5) Records of actions taken during periods of malfunction to minimize emissions in accordance with §63.6605(b), including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.

(b) For each CEMS or CPMS, you must keep the records listed in paragraphs (b)(1) through (3) of this section.

(1) Records described in §63.10(b)(2)(vi) through (xi).

(2) Previous ( *i.e.*, superseded) versions of the performance evaluation plan as required in §63.8(d)(3).

(3) Requests for alternatives to the relative accuracy test for CEMS or CPMS as required in §63.8(f)(6) (i), if applicable.

(c) If you are operating a new or reconstructed stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, you must keep the records of your daily fuel usage monitors.

(d) You must keep the records required in Table 6 of this subpart to show continuous compliance with each emission or operating limitation that applies to you.

(e) You must keep records of the maintenance conducted on the stationary RICE in order to demonstrate that you operated and maintained the stationary RICE and after-treatment control device (if any) according to your own maintenance plan if you own or operate any of the following stationary RICE;

(1) An existing stationary RICE with a site rating of less than 100 brake HP located at a major source of HAP emissions.

(2) An existing stationary emergency RICE.

(3) An existing stationary RICE located at an area source of HAP emissions subject to management practices as shown in Table 2d to this subpart.

(f) If you own or operate any of the stationary RICE in paragraphs (f)(1) or (2) of this section, you must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. The owner or operator must document how many hours are spent for emergency operation, including what classified the operation as emergency and how many hours are spent for non-emergency operation. If the engines are used for demand response operation, the owner or operator must keep records of the notification of the emergency situation, and the time the engine was operated as part of demand response.

(1) An existing emergency stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions that does not meet the standards applicable to non-emergency engines.

(2) An existing emergency stationary RICE located at an area source of HAP emissions that does not meet the standards applicable to non-emergency engines.

[69 FR 33506, June 15, 2004, as amended at 75 FR 9678, Mar. 3, 2010; 75 FR 51592, Aug. 20, 2010]

#### **§ 63.6660 In what form and how long must I keep my records?**

(a) Your records must be in a form suitable and readily available for expeditious review according to §63.10(b)(1).

(b) As specified in §63.10(b)(1), you must keep each record for 5 years following the date of each occurrence, measurement, maintenance, corrective action, report, or record.

(c) You must keep each record readily accessible in hard copy or electronic form for at least 5 years after the date of each occurrence, measurement, maintenance, corrective action, report, or record, according to §63.10(b)(1).

[69 FR 33506, June 15, 2004, as amended at 75 FR 9678, Mar. 3, 2010]

#### **Other Requirements and Information**

#### **§ 63.6665 What parts of the General Provisions apply to me?**

Table 8 to this subpart shows which parts of the General Provisions in §§63.1 through 63.15 apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with any of the requirements of the General Provisions specified in Table 8: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing stationary RICE that combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, an existing emergency stationary RICE, or an existing limited use stationary RICE. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in the General Provisions specified in Table 8 except for the initial notification requirements: A new stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new emergency stationary RICE, or a new limited use stationary RICE.

[75 FR 9678, Mar. 3, 2010]



**§ 63.6670 Who implements and enforces this subpart?**

(a) This subpart is implemented and enforced by the U.S. EPA, or a delegated authority such as your State, local, or tribal agency. If the U.S. EPA Administrator has delegated authority to your State, local, or tribal agency, then that agency (as well as the U.S. EPA) has the authority to implement and enforce this subpart. You should contact your U.S. EPA Regional Office to find out whether this subpart is delegated to your State, local, or tribal agency.

(b) In delegating implementation and enforcement authority of this subpart to a State, local, or tribal agency under 40 CFR part 63, subpart E, the authorities contained in paragraph (c) of this section are retained by the Administrator of the U.S. EPA and are not transferred to the State, local, or tribal agency.

(c) The authorities that will not be delegated to State, local, or tribal agencies are:

(1) Approval of alternatives to the non-opacity emission limitations and operating limitations in §63.6600 under §63.6(g).

(2) Approval of major alternatives to test methods under §63.7(e)(2)(ii) and (f) and as defined in §63.90.

(3) Approval of major alternatives to monitoring under §63.8(f) and as defined in §63.90.

(4) Approval of major alternatives to recordkeeping and reporting under §63.10(f) and as defined in §63.90.

(5) Approval of a performance test which was conducted prior to the effective date of the rule, as specified in §63.6610(b).

**§ 63.6675 What definitions apply to this subpart?**

Terms used in this subpart are defined in the Clean Air Act (CAA); in 40 CFR 63.2, the General Provisions of this part; and in this section as follows:

*Area source* means any stationary source of HAP that is not a major source as defined in part 63.

*Associated equipment* as used in this subpart and as referred to in section 112(n)(4) of the CAA, means equipment associated with an oil or natural gas exploration or production well, and includes all equipment from the well bore to the point of custody transfer, except glycol dehydration units, storage vessels with potential for flash emissions, combustion turbines, and stationary RICE.

*Black start engine* means an engine whose only purpose is to start up a combustion turbine.

*CAA* means the Clean Air Act (42 U.S.C. 7401 *et seq.*, as amended by Public Law 101–549, 104 Stat. 2399).

*Commercial emergency stationary RICE* means an emergency stationary RICE used in commercial establishments such as office buildings, hotels, stores, telecommunications facilities, restaurants, financial institutions such as banks, doctor's offices, and sports and performing arts facilities.

*Compression ignition* means relating to a type of stationary internal combustion engine that is not a spark ignition engine.

*Custody transfer* means the transfer of hydrocarbon liquids or natural gas: After processing and/or treatment in the producing operations, or from storage vessels or automatic transfer facilities or other such equipment, including product loading racks, to pipelines or any other forms of transportation. For the purposes of this subpart, the point at which such liquids or natural gas enters a natural gas processing plant is a point of custody transfer.

*Deviation* means any instance in which an affected source subject to this subpart, or an owner or operator of such a source:

- (1) Fails to meet any requirement or obligation established by this subpart, including but not limited to any emission limitation or operating limitation;
- (2) Fails to meet any term or condition that is adopted to implement an applicable requirement in this subpart and that is included in the operating permit for any affected source required to obtain such a permit; or
- (3) Fails to meet any emission limitation or operating limitation in this subpart during malfunction, regardless of whether or not such failure is permitted by this subpart.
- (4) Fails to satisfy the general duty to minimize emissions established by §63.6(e)(1)(i).

*Diesel engine* means any stationary RICE in which a high boiling point liquid fuel injected into the combustion chamber ignites when the air charge has been compressed to a temperature sufficiently high for auto-ignition. This process is also known as compression ignition.

*Diesel fuel* means any liquid obtained from the distillation of petroleum with a boiling point of approximately 150 to 360 degrees Celsius. One commonly used form is fuel oil number 2. Diesel fuel also includes any non-distillate fuel with comparable physical and chemical properties ( e.g. biodiesel) that is suitable for use in compression ignition engines.

*Digester gas* means any gaseous by-product of wastewater treatment typically formed through the anaerobic decomposition of organic waste materials and composed principally of methane and CO<sub>2</sub>.

*Dual-fuel engine* means any stationary RICE in which a liquid fuel (typically diesel fuel) is used for compression ignition and gaseous fuel (typically natural gas) is used as the primary fuel.

*Emergency stationary RICE* means any stationary internal combustion engine whose operation is limited to emergency situations and required testing and maintenance. Examples include stationary RICE used to produce power for critical networks or equipment (including power supplied to portions of a facility) when electric power from the local utility (or the normal power source, if the facility runs on its own power production) is interrupted, or stationary RICE used to pump water in the case of fire or flood, etc. Stationary RICE used for peak shaving are not considered emergency stationary RICE. Stationary RICE used to supply power to an electric grid or that supply non-emergency power as part of a financial arrangement with another entity are not considered to be emergency engines, except as permitted under §63.6640(f). All emergency stationary RICE must comply with the requirements specified in §63.6640(f) in order to be considered emergency stationary RICE. If the engine does not comply with the requirements specified in §63.6640(f), then it is not considered to be an emergency stationary RICE under this subpart.

*Engine startup* means the time from initial start until applied load and engine and associated equipment reaches steady state or normal operation. For stationary engine with catalytic controls, engine startup means the time from initial start until applied load and engine and associated equipment, including the catalyst, reaches steady state or normal operation.

*Four-stroke engine* means any type of engine which completes the power cycle in two crankshaft revolutions, with intake and compression strokes in the first revolution and power and exhaust strokes in the second revolution.

*Gaseous fuel* means a material used for combustion which is in the gaseous state at standard atmospheric temperature and pressure conditions.

*Gasoline* means any fuel sold in any State for use in motor vehicles and motor vehicle engines, or nonroad or stationary engines, and commonly or commercially known or sold as gasoline.

*Glycol dehydration unit* means a device in which a liquid glycol (including, but not limited to, ethylene glycol, diethylene glycol, or triethylene glycol) absorbent directly contacts a natural gas stream and absorbs water in a contact tower or absorption column (absorber). The glycol contacts and absorbs water vapor and other gas stream constituents from the natural gas and becomes "rich" glycol. This glycol is then regenerated in the glycol dehydration unit reboiler. The "lean" glycol is then recycled.

*Hazardous air pollutants (HAP)* means any air pollutants listed in or pursuant to section 112(b) of the CAA.

*Institutional emergency stationary RICE* means an emergency stationary RICE used in institutional establishments such as medical centers, nursing homes, research centers, institutions of higher education, correctional facilities, elementary and secondary schools, libraries, religious establishments, police stations, and fire stations.

*ISO standard day conditions* means 288 degrees Kelvin (15 degrees Celsius), 60 percent relative humidity and 101.3 kilopascals pressure.

*Landfill gas* means a gaseous by-product of the land application of municipal refuse typically formed through the anaerobic decomposition of waste materials and composed principally of methane and CO<sub>2</sub>.

*Lean burn engine* means any two-stroke or four-stroke spark ignited engine that does not meet the definition of a rich burn engine.

*Limited use stationary RICE* means any stationary RICE that operates less than 100 hours per year.

*Liquefied petroleum gas* means any liquefied hydrocarbon gas obtained as a by-product in petroleum refining of natural gas production.

*Liquid fuel* means any fuel in liquid form at standard temperature and pressure, including but not limited to diesel, residual/crude oil, kerosene/naphtha (jet fuel), and gasoline.

*Major Source*, as used in this subpart, shall have the same meaning as in §63.2, except that:

(1) Emissions from any oil or gas exploration or production well (with its associated equipment (as defined in this section)) and emissions from any pipeline compressor station or pump station shall not be aggregated with emissions from other similar units, to determine whether such emission points or stations are major sources, even when emission points are in a contiguous area or under common control;

(2) For oil and gas production facilities, emissions from processes, operations, or equipment that are not part of the same oil and gas production facility, as defined in §63.1271 of subpart HHH of this part, shall not be aggregated;

(3) For production field facilities, only HAP emissions from glycol dehydration units, storage vessel with the potential for flash emissions, combustion turbines and reciprocating internal combustion engines shall be aggregated for a major source determination; and

(4) Emissions from processes, operations, and equipment that are not part of the same natural gas transmission and storage facility, as defined in §63.1271 of subpart HHH of this part, shall not be aggregated.

*Malfunction* means any sudden, infrequent, and not reasonably preventable failure of air pollution control equipment, process equipment, or a process to operate in a normal or usual manner which causes, or has the potential to cause, the emission limitations in an applicable standard to be exceeded. Failures that are caused in part by poor maintenance or careless operation are not malfunctions.

*Natural gas* means a naturally occurring mixture of hydrocarbon and non-hydrocarbon gases found in geologic formations beneath the Earth's surface, of which the principal constituent is methane. Natural gas may be field or pipeline quality.

*Non-selective catalytic reduction (NSCR)* means an add-on catalytic nitrogen oxides (NO<sub>x</sub>) control device for rich burn engines that, in a two-step reaction, promotes the conversion of excess oxygen, NO<sub>x</sub>, CO, and volatile organic compounds (VOC) into CO<sub>2</sub>, nitrogen, and water.

*Oil and gas production facility* as used in this subpart means any grouping of equipment where

hydrocarbon liquids are processed, upgraded ( *i.e.*, remove impurities or other constituents to meet contract specifications), or stored prior to the point of custody transfer; or where natural gas is processed, upgraded, or stored prior to entering the natural gas transmission and storage source category. For purposes of a major source determination, facility (including a building, structure, or installation) means oil and natural gas production and processing equipment that is located within the boundaries of an individual surface site as defined in this section. Equipment that is part of a facility will typically be located within close proximity to other equipment located at the same facility. Pieces of production equipment or groupings of equipment located on different oil and gas leases, mineral fee tracts, lease tracts, subsurface or surface unit areas, surface fee tracts, surface lease tracts, or separate surface sites, whether or not connected by a road, waterway, power line or pipeline, shall not be considered part of the same facility. Examples of facilities in the oil and natural gas production source category include, but are not limited to, well sites, satellite tank batteries, central tank batteries, a compressor station that transports natural gas to a natural gas processing plant, and natural gas processing plants.

*Oxidation catalyst* means an add-on catalytic control device that controls CO and VOC by oxidation.

*Peaking unit or engine* means any standby engine intended for use during periods of high demand that are not emergencies.

*Percent load* means the fractional power of an engine compared to its maximum manufacturer's design capacity at engine site conditions. Percent load may range between 0 percent to above 100 percent.

*Potential to emit* means the maximum capacity of a stationary source to emit a pollutant under its physical and operational design. Any physical or operational limitation on the capacity of the stationary source to emit a pollutant, including air pollution control equipment and restrictions on hours of operation or on the type or amount of material combusted, stored, or processed, shall be treated as part of its design if the limitation or the effect it would have on emissions is federally enforceable. For oil and natural gas production facilities subject to subpart HH of this part, the potential to emit provisions in §63.760(a) may be used. For natural gas transmission and storage facilities subject to subpart HHH of this part, the maximum annual facility gas throughput for storage facilities may be determined according to §63.1270(a)(1) and the maximum annual throughput for transmission facilities may be determined according to §63.1270(a)(2).

*Production field facility* means those oil and gas production facilities located prior to the point of custody transfer.

*Production well* means any hole drilled in the earth from which crude oil, condensate, or field natural gas is extracted.

*Propane* means a colorless gas derived from petroleum and natural gas, with the molecular structure  $C_3H_8$ .

*Residential emergency stationary RICE* means an emergency stationary RICE used in residential establishments such as homes or apartment buildings.

*Responsible official* means responsible official as defined in 40 CFR 70.2.

*Rich burn engine* means any four-stroke spark ignited engine where the manufacturer's recommended operating air/fuel ratio divided by the stoichiometric air/fuel ratio at full load conditions is less than or equal to 1.1. Engines originally manufactured as rich burn engines, but modified prior to December 19, 2002 with passive emission control technology for  $NO_x$  (such as pre-combustion chambers) will be considered lean burn engines. Also, existing engines where there are no manufacturer's recommendations regarding air/fuel ratio will be considered a rich burn engine if the excess oxygen content of the exhaust at full load conditions is less than or equal to 2 percent.

*Site-rated HP* means the maximum manufacturer's design capacity at engine site conditions.

*Spark ignition* means relating to either: A gasoline-fueled engine; or any other type of engine with a spark plug (or other sparking device) and with operating characteristics significantly similar to the theoretical Otto combustion cycle. Spark ignition engines usually use a throttle to regulate intake air flow

to control power during normal operation. Dual-fuel engines in which a liquid fuel (typically diesel fuel) is used for CI and gaseous fuel (typically natural gas) is used as the primary fuel at an annual average ratio of less than 2 parts diesel fuel to 100 parts total fuel on an energy equivalent basis are spark ignition engines.

*Stationary reciprocating internal combustion engine (RICE)* means any reciprocating internal combustion engine which uses reciprocating motion to convert heat energy into mechanical work and which is not mobile. Stationary RICE differ from mobile RICE in that a stationary RICE is not a non-road engine as defined at 40 CFR 1068.30, and is not used to propel a motor vehicle or a vehicle used solely for competition.

*Stationary RICE test cell/stand* means an engine test cell/stand, as defined in subpart P of this part, that tests stationary RICE.

*Stoichiometric* means the theoretical air-to-fuel ratio required for complete combustion.

*Storage vessel with the potential for flash emissions* means any storage vessel that contains a hydrocarbon liquid with a stock tank gas-to-oil ratio equal to or greater than 0.31 cubic meters per liter and an American Petroleum Institute gravity equal to or greater than 40 degrees and an actual annual average hydrocarbon liquid throughput equal to or greater than 79,500 liters per day. Flash emissions occur when dissolved hydrocarbons in the fluid evolve from solution when the fluid pressure is reduced.

*Subpart* means 40 CFR part 63, subpart ZZZZ.

*Surface site* means any combination of one or more graded pad sites, gravel pad sites, foundations, platforms, or the immediate physical location upon which equipment is physically affixed.

*Two-stroke engine* means a type of engine which completes the power cycle in single crankshaft revolution by combining the intake and compression operations into one stroke and the power and exhaust operations into a second stroke. This system requires auxiliary scavenging and inherently runs lean of stoichiometric.

[69 FR 33506, June 15, 2004, as amended at 71 FR 20467, Apr. 20, 2006; 73 FR 3607, Jan. 18, 2008; 75 FR 9679, Mar. 3, 2010; 75 FR 51592, Aug. 20, 2010; 76 FR 12867, Mar. 9, 2011]

**Table 1 to Subpart ZZZZ of Part 63—Emission Limitations for Existing, New, and Reconstructed Spark Ignition, 4SRB Stationary RICE >500 HP Located at a Major Source of HAP Emissions**

As stated in §§63.6600 and 63.6640, you must comply with the following emission limitations at 100 percent load plus or minus 10 percent for existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions:

| For each . . .          | You must meet the following emission limitation, except during periods of startup . . .   | During periods of startup you must . . .  |
|-------------------------|---|---|
| 1. 4SRB stationary RICE | a. Reduce formaldehyde emissions by 76 percent or more. If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004, you may reduce formaldehyde emissions by 75 percent or more until June 15, 2007 or | Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply. <sup>1</sup> |
|                         | b. Limit the concentration of   |   |

|  |   |  |
|--|---|--|
|  | formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent O <sub>2</sub> |  |
|--|---|--|

<sup>1</sup> Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[75 FR 9679, Mar. 3, 2010, as amended at 75 FR 51592, Aug. 20, 2010]

**Table 1bto Subpart ZZZZ of Part 63—Operating Limitations for Existing, New, and Reconstructed Spark Ignition 4SRB Stationary RICE >500 HP Located at a Major Source of HAP Emissions and Existing Spark Ignition 4SRB Stationary RICE >500 HP Located at an Area Source of HAP Emissions**

As stated in §§63.6600, 63.6603, 63.6630 and 63.6640, you must comply with the following operating limitations for existing, new and reconstructed 4SRB stationary RICE >500 HP located at a major source of HAP emissions and existing 4SRB stationary RICE >500 HP located at an area source of HAP emissions that operate more than 24 hours per calendar year:

| For each . . .  | You must meet the following operating limitation . . .   |
|---|--|
| 1. 4SRB stationary RICE complying with the requirement to reduce formaldehyde emissions by 76 percent or more (or by 75 percent or more, if applicable) and using NSCR; or<br>4SRB stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent O <sub>2</sub> and using NSCR; or<br>4SRB stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 2.7 ppmvd or less at 15 percent O <sub>2</sub> and using NSCR. | a. Maintain your catalyst so that the pressure drop across the catalyst does not change by more than 2 inches of water at 100 percent load plus or minus 10 percent from the pressure drop across the catalyst measured during the initial performance test; and<br>b. Maintain the temperature of your stationary RICE exhaust so that the catalyst inlet temperature is greater than or equal to 750 °F and less than or equal to 1250 °F. |
| 2. 4SRB stationary RICE complying with the requirement to reduce formaldehyde emissions by 76 percent or more (or by 75 percent or more, if applicable) and not using NSCR; or<br>4SRB stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust to 350 ppbvd or less at 15 percent  | Comply with any operating limitations approved by the Administrator.   |

|   |  |
|---|--|
| O <sub>2</sub> and not using NSCR; or<br>4SRB stationary RICE complying<br>with the requirement to limit the<br>concentration of formaldehyde in<br>the stationary RICE exhaust to 2.7<br>ppmvd or less at 15 percent O <sub>2</sub><br>and not using NSCR. |  |
|---|--|

[76 FR 12867, Mar. 9, 2011]

**Table 2ato Subpart ZZZZ of Part 63—Emission Limitations for New and Reconstructed 2SLB and Compression Ignition Stationary RICE >500 HP and New and Reconstructed 4SLB Stationary RICE ≥250 HP Located at a Major Source of HAP Emissions**

As stated in §§63.6600 and 63.6640, you must comply with the following emission limitations for new and reconstructed lean burn and new and reconstructed compression ignition stationary RICE at 100 percent load plus or minus 10 percent:

| <b>For each . . .</b>   | <b>You must meet the following emission limitation, except during periods of startup . . .</b>   | <b>During periods of startup you must . . .</b>   |
|-------------------------|--|---|
| 1. 2SLB stationary RICE | a. Reduce CO emissions by 58 percent or more; or<br>b. Limit concentration of formaldehyde in the stationary RICE exhaust to 12 ppmvd or less at 15 percent O <sub>2</sub> . If you commenced construction or reconstruction between December 19, 2002 and June 15, 2004, you may limit concentration of formaldehyde to 17 ppmvd or less at 15 percent O <sub>2</sub> until June 15, 2007 | Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply. <sup>1</sup> |
| 2. 4SLB stationary RICE | a. Reduce CO emissions by 93 percent or more; or   |   |
|                         | b. Limit concentration of formaldehyde in the stationary RICE exhaust to 14 ppmvd or less at 15 percent O <sub>2</sub>   |   |
| 3. CI stationary RICE   | a. Reduce CO emissions by 70 percent or more; or   |   |
|                         | b. Limit concentration of formaldehyde in the stationary RICE exhaust to 580 ppbvd or less at 15 percent O <sub>2</sub>  |   |

<sup>1</sup>Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[75 FR 9680, Mar. 3, 2010]

**Table 2bto Subpart ZZZZ of Part 63— Operating Limitations for New and Reconstructed 2SLB and Compression Ignition Stationary RICE >500 HP Located at a Major Source of HAP Emissions, New and Reconstructed 4SLB Stationary RICE ≥250 HP Located at a Major Source of HAP Emissions, Existing Compression Ignition Stationary RICE >500 HP, and Existing 4SLB Stationary RICE >500 HP Located at an Area Source of HAP Emissions**

As stated in §§63.6600, 63.6601, 63.6603, 63.6630, and 63.6640, you must comply with the following operating limitations for new and reconstructed 2SLB and compression ignition stationary RICE located at a major source of HAP emissions; new and reconstructed 4SLB stationary RICE ≥250 HP located at a major source of HAP emissions; existing compression ignition stationary RICE >500 HP; and existing 4SLB stationary RICE >500 HP located at an area source of HAP emissions that operate more than 24 hours per calendar year:



| For each . . .   | You must meet the following operating limitation . . .  |
|--|---|
| 1. 2SLB and 4SLB stationary RICE and CI stationary RICE complying with the requirement to reduce CO emissions and using an oxidation catalyst; or 2SLB and 4SLB stationary RICE and CI stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust and using an oxidation catalyst; or 4SLB stationary RICE and CI stationary RICE complying with the requirement to limit the concentration of CO in the stationary RICE exhaust and using an oxidation catalyst             | a. maintain your catalyst so that the pressure drop across the catalyst does not change by more than 2 inches of water at 100 percent load plus or minus 10 percent from the pressure drop across the catalyst that was measured during the initial performance test; and<br>b. maintain the temperature of your stationary RICE exhaust so that the catalyst inlet temperature is greater than or equal to 450 °F and less than or equal to 1350 ° F. <sup>1</sup> |
| 2. 2SLB and 4SLB stationary RICE and CI stationary RICE complying with the requirement to reduce CO emissions and not using an oxidation catalyst; or 2SLB and 4SLB stationary RICE and CI stationary RICE complying with the requirement to limit the concentration of formaldehyde in the stationary RICE exhaust and not using an oxidation catalyst; or 4SLB stationary RICE and CI stationary RICE complying with the requirement to limit the concentration of CO in the stationary RICE exhaust and not using an oxidation catalyst | Comply with any operating limitations approved by the Administrator.  |

<sup>1</sup> Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.8(g) for a different temperature range.

[75 FR 51593, Aug. 20, 2010, as amended at 76 FR 12867, Mar. 9, 2011]

**Table 2cto Subpart ZZZZ of Part 63—Requirements for Existing Compression Ignition Stationary RICE Located at a Major Source of HAP Emissions and Existing Spark Ignition Stationary RICE ≤500 HP Located at a Major Source of HAP Emissions**

As stated in §§63.6600, 63.6602, and 63.6640, you must comply with the following requirements for existing compression ignition stationary RICE located at a major source of HAP emissions and existing spark ignition stationary RICE ≤500 HP located at a major source of HAP emissions:

|  | You must meet the following requirement, except |  |
|--|---|--|
|--|---|--|

| For each . . .   | during periods of startup . . .   | During periods of startup you must . . .  |
|--|---|---|
| 1. Emergency stationary CI RICE and black start stationary CI RICE. <sup>1</sup> | a. Change oil and filter every 500 hours of operation or annually, whichever comes first; <sup>2</sup><br>b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first;<br>c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup> | Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply. <sup>3</sup> |
| 2. Non-Emergency, non-black start stationary CI RICE <100 HP                     | a. Change oil and filter every 1,000 hours of operation or annually, whichever comes first; <sup>2</sup>  |   |
|  | b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first;   |   |
|  | c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup>  |   |
| 3. Non-Emergency, non-black start CI stationary RICE 100≤HP≤300 HP               | Limit concentration of CO in the stationary RICE exhaust to 230 ppmvd or less at 15 percent O <sub>2</sub>  |   |
| 4. Non-Emergency, non-black start CI stationary RICE 300<HP≤500                  | a. Limit concentration of CO in the stationary RICE exhaust to 49 ppmvd or less at 15 percent O <sub>2</sub> ; or   |   |
|  | b. Reduce CO emissions by 70 percent or more.   |   |
| 5. Non-Emergency, non-black start stationary CI RICE                             | a. Limit concentration of CO in the stationary RICE exhaust to 23   |   |

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|--|--|--|
| >500 HP  | ppmvd or less at 15 percent O <sub>2</sub> ; or  |  |
|  | b. Reduce CO emissions by 70 percent or more.  |  |
| 6. Emergency stationary SI RICE and black start stationary SI RICE. <sup>1</sup>               | a. Change oil and filter every 500 hours of operation or annually, whichever comes first; <sup>2</sup>                                   |  |
|  | b. Inspect spark plugs every 1,000 hours of operation or annually, whichever comes first;  |  |
|  | c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup>   |  |
| 7. Non-Emergency, non-black start stationary SI RICE <100 HP that are not 2SLB stationary RICE | a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first; <sup>2</sup>                                 |  |
|  | b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first;  |  |
|  | c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary. <sup>3</sup> |  |
| 8. Non-Emergency, non-black start 2SLB stationary SI RICE <100 HP                              | a. Change oil and filter every 4,320 hours of operation or annually, whichever comes first; <sup>2</sup>                                 |  |
|  | b. Inspect spark plugs every 4,320 hours of operation or annually, whichever comes first;  |  |
|  | c. Inspect all hoses and belts every 4,320 hours of operation or   |  |

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|---|---|--|
|   | annually, whichever comes first, and replace as necessary. <sup>3</sup>   |  |
| 9. Non-emergency, non-black start<br>2SLB stationary<br>RICE 100≤HP≤500                               | Limit concentration of CO in the stationary RICE exhaust to 225 ppmvd or less at 15 percent O <sub>2</sub>            |  |
| 10. Non-emergency, non-black start<br>4SLB stationary<br>RICE 100≤HP≤500                              | Limit concentration of CO in the stationary RICE exhaust to 47 ppmvd or less at 15 percent O <sub>2</sub>             |  |
| 11. Non-emergency, non-black start<br>4SRB stationary<br>RICE 100≤HP≤500                              | Limit concentration of formaldehyde in the stationary RICE exhaust to 10.3 ppmvd or less at 15 percent O <sub>2</sub> |  |
| 12. Non-emergency, non-black start<br>landfill or digester<br>gas-fired stationary<br>RICE 100≤HP≤500 | Limit concentration of CO in the stationary RICE exhaust to 177 ppmvd or less at 15 percent O <sub>2</sub>            |  |

<sup>1</sup>If an emergency engine is operating during an emergency and it is not possible to shut down the engine in order to perform the work practice requirements on the schedule required in Table 2c of this subpart, or if performing the work practice on the required schedule would otherwise pose an unacceptable risk under Federal, State, or local law, the work practice can be delayed until the emergency is over or the unacceptable risk under Federal, State, or local law has abated. The work practice should be performed as soon as practicable after the emergency has ended or the unacceptable risk under Federal, State, or local law has abated. Sources must report any failure to perform the work practice on the schedule required and the Federal, State or local law under which the risk was deemed unacceptable.

<sup>2</sup>Sources have the option to utilize an oil analysis program as described in §63.6625(i) in order to extend the specified oil change requirement in Table 2c of this subpart.

<sup>3</sup>Sources can petition the Administrator pursuant to the requirements of 40 CFR 63.6(g) for alternative work practices.

[75 FR 51593, Aug. 20, 2010]

**Table 2d to Subpart ZZZZ of Part 63— Requirements for Existing Stationary RICE Located at Area Sources of HAP Emissions**

As stated in §§63.6603 and 63.6640, you must comply with the following requirements for existing stationary RICE located at area sources of HAP emissions:

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|  | <b>You must meet the</b> |  |
|--|--------------------------|--|

| For each . . .  | following requirement, except during periods of startup . . .  | During periods of startup you must . . .   |
|---|--|--|
| 1. Non-Emergency, non-black start CI stationary RICE $\leq 300$ HP              | a. Change oil and filter every 1,000 hours of operation or annually, whichever comes first; <sup>1</sup>   | Minimize the engine's time spent at idle and minimize the engine's startup time at startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply. |
|   | b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first;<br>c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. |  |
| 2. Non-Emergency, non-black start CI stationary RICE $300 < \text{HP} \leq 500$ | a. Limit concentration of CO in the stationary RICE exhaust to 49 ppmvd at 15 percent O <sub>2</sub> ; or  |  |
|   | b. Reduce CO emissions by 70 percent or more.  |  |
| 3. Non-Emergency, non-black start CI stationary RICE $> 500$ HP                 | a. Limit concentration of CO in the stationary RICE exhaust to 23 ppmvd at 15 percent O <sub>2</sub> ; or  |  |
|   | b. Reduce CO emissions by 70 percent or more.  |  |

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| 4. Emergency stationary CI RICE and black start stationary CI RICE. <sup>2</sup>  | a. Change oil and filter every 500 hours of operation or annually, whichever comes first; <sup>1</sup>   |  |
|   | b. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first; and  |  |
|   | c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary.  |  |
| 5. Emergency stationary SI RICE; black start stationary SI RICE; non-emergency, non-black start 4SLB stationary RICE >500 HP that operate 24 hours or less per calendar year; non-emergency, non-black start 4SRB stationary RICE >500 HP that operate 24 hours or less per calendar year. <sup>2</sup> | a. Change oil and filter every 500 hours of operation or annually, whichever comes first; <sup>1</sup><br>b. Inspect spark plugs every 1,000 hours of operation or annually, whichever comes first; and<br>c. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. |  |
| 6. Non-emergency, non-black start 2SLB stationary RICE  | a. Change oil and filter every 4,320 hours of operation or annually, whichever comes first; <sup>1</sup>   |  |
|   | b. Inspect spark plugs every 4,320 hours of operation or annually,   |  |

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|  | whichever comes first; and  |  |
|  | c. Inspect all hoses and belts every 4,320 hours of operation or annually, whichever comes first, and replace as necessary. |  |
| 7. Non-emergency, non-black start 4SLB stationary RICE ≤500 HP | a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first; <sup>1</sup>                    |  |
|  | b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first; and                               |  |
|  | c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary. |  |
| 8. Non-emergency, non-black start 4SLB stationary RICE >500 HP | a. Limit concentration of CO in the stationary RICE exhaust to 47 ppmvd at 15 percent O <sub>2</sub> ; or                   |  |
|  | b. Reduce CO emissions by 93 percent or more.   |  |
| 9. Non-emergency, non-black start 4SRB stationary RICE ≤500 HP | a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first; <sup>1</sup>                    |  |
|  | b. Inspect spark plugs every 1,440  |  |

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|---|---|--|
|   | hours of operation or annually, whichever comes first; and  |  |
|   | c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary. |  |
| 10. Non-emergency, non-black start 4SRB stationary RICE >500 HP                   | a. Limit concentration of formaldehyde in the stationary RICE exhaust to 2.7 ppmvd at 15 percent O <sub>2</sub> ; or        |  |
|   | b. Reduce formaldehyde emissions by 76 percent or more.   |  |
| 11. Non-emergency, non-black start landfill or digester gas-fired stationary RICE | a. Change oil and filter every 1,440 hours of operation or annually, whichever comes first; <sup>1</sup>                    |  |
|   | b. Inspect spark plugs every 1,440 hours of operation or annually, whichever comes first; and                               |  |
|   | c. Inspect all hoses and belts every 1,440 hours of operation or annually, whichever comes first, and replace as necessary. |  |

<sup>1</sup> Sources have the option to utilize an oil analysis program as described in §63.6625(i) in order to extend the specified oil change requirement in Table 2d of this subpart.

<sup>2</sup> If an emergency engine is operating during an emergency and it is not possible to shut down the



engine in order to perform the management practice requirements on the schedule required in Table 2d of this subpart, or if performing the management practice on the required schedule would otherwise pose an unacceptable risk under Federal, State, or local law, the management practice can be delayed until the emergency is over or the unacceptable risk under Federal, State, or local law has abated. The management practice should be performed as soon as practicable after the emergency has ended or the unacceptable risk under Federal, State, or local law has abated. Sources must report any failure to perform the management practice on the schedule required and the Federal, State or local law under which the risk was deemed unacceptable.

[75 FR 51595, Aug. 20, 2010]

**Table 3 to Subpart ZZZZ of Part 63—Subsequent Performance Tests**

As stated in §§63.6615 and 63.6620, you must comply with the following subsequent performance test requirements:

| <b>For each . . .</b>  | <b>Complying with the requirement to . . .</b>                         | <b>You must . . .</b>  |
|--|--|--|
| 1. New or reconstructed 2SLB stationary RICE with a brake horsepower >500 located at major sources; new or reconstructed 4SLB stationary RICE with a brake horsepower $\geq 250$ located at major sources; and new or reconstructed CI stationary RICE with a brake horsepower >500 located at major sources   | Reduce CO emissions and not using a CEMS                               | Conduct subsequent performance tests semiannually. <sup>1</sup>                          |
| 2. 4SRB stationary RICE with a brake horsepower $\geq 5,000$ located at major sources  | Reduce formaldehyde emissions  | Conduct subsequent performance tests semiannually. <sup>1</sup>                          |
| 3. Stationary RICE with a brake horsepower >500 located at major sources and new or reconstructed 4SLB stationary RICE with a brake horsepower $250 \leq \text{HP} \leq 500$ located at major sources  | Limit the concentration of formaldehyde in the stationary RICE exhaust | Conduct subsequent performance tests semiannually. <sup>1</sup>                          |
| 4. Existing non-emergency, non-black start CI stationary RICE with a brake horsepower >500 that are not limited use stationary RICE; existing non-emergency, non-black start 4SLB and 4SRB stationary RICE located at an area source of HAP emissions with a brake horsepower >500 that are operated more than 24 hours per calendar year that are not limited use stationary RICE | Limit or reduce CO or formaldehyde emissions                           | Conduct subsequent performance tests every 8,760 hrs. or 3 years, whichever comes first. |
| 5. Existing non-emergency, non-black   | Limit or reduce  | Conduct  |

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|--|------------------------------|--|
| start CI stationary RICE with a brake horsepower >500 that are limited use stationary RICE; existing non-emergency, non-black start 4SLB and 4SRB stationary RICE located at an area source of HAP emissions with a brake horsepower >500 that are operated more than 24 hours per calendar year and are limited use stationary RICE | CO or formaldehyde emissions | subsequent performance tests every 8,760 hrs. or 5 years, whichever comes first. |
|--|------------------------------|--|

<sup>1</sup>After you have demonstrated compliance for two consecutive tests, you may reduce the frequency of subsequent performance tests to annually. If the results of any subsequent annual performance test indicate the stationary RICE is not in compliance with the CO or formaldehyde emission limitation, or you deviate from any of your operating limitations, you must resume semiannual performance tests.

[75 FR 51596, Aug. 20, 2010]

**Table 4 to Subpart ZZZZ of Part 63—Requirements for Performance Tests**

As stated in §§63.6610, 63.6611, 63.6612, 63.6620, and 63.6640, you must comply with the following requirements for performance tests for stationary RICE:

| <b>For each . . .</b>                 | <b>Complying with the requirement to . . .</b> | <b>You must . . .</b>  | <b>Using . . .</b>                          | <b>According to the following requirements . . .</b>  |
|---------------------------------------|--|--|---|---|
| 1. 2SLB, 4SLB, and CI stationary RICE | a. Reduce CO emissions                         | i. Measure the O <sub>2</sub> at the inlet and outlet of the control device; and | (1) Portable CO and O <sub>2</sub> analyzer | (a) Using ASTM D6522–00 (2005) <sup>a</sup> (incorporated by reference, see §63.14). Measurements to determine O <sub>2</sub> must be made at the same time as the measurements for CO concentration. |
|                                       |  | ii. Measure the CO at the inlet and the outlet of the control device             | (1) Portable CO and O <sub>2</sub> analyzer | (a) Using ASTM D6522–00 (2005) <sup>ab</sup> (incorporated by reference, see §63.14) or Method 10 of 40 CFR appendix A.   |

|                         |                                  |  |   |  |
|-------------------------|----------------------------------|--|---|--|
|                         |                                  |  |   | The CO concentration must be at 15 percent O <sub>2</sub> , dry basis.   |
| 2. 4SRB stationary RICE | a. Reduce formaldehyde emissions | i. Select the sampling port location and the number of traverse points; and      | (1) Method 1 or 1A of 40 CFR part 60, appendix A §63.7(d)(1)(i)   | (a) Sampling sites must be located at the inlet and outlet of the control device.  |
|                         |                                  | ii. Measure O <sub>2</sub> at the inlet and outlet of the control device; and    | (1) Method 3 or 3A or 3B of 40 CFR part 60, appendix A, or ASTM Method D6522–00m (2005)   | (a) Measurements to determine O <sub>2</sub> concentration must be made at the same time as the measurements for formaldehyde concentration.                     |
|                         |                                  | iii. Measure moisture content at the inlet and outlet of the control device; and | (1) Method 4 of 40 CFR part 60, appendix A, or Test Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348–03   | (a) Measurements to determine moisture content must be made at the same time and location as the measurements for formaldehyde concentration.                    |
|                         |                                  | iv. Measure formaldehyde at the inlet and the outlet of the control device       | (1) Method 320 or 323 of 40 CFR part 63, appendix A; or ASTM D6348–03, <sup>c</sup> provided in ASTM D6348–03 Annex A5 (Analyte Spiking Technique), the percent R must be greater than or equal to 70 and less than or equal to 130 | (a) Formaldehyde concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this test consist of the average of the three 1-hour or longer runs. |
|                         |                                  |  |   |  |

|                          |   |  |   |  |
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| 3.<br>Stationary<br>RICE | a. Limit the concentration of formaldehyde or CO in the stationary RICE exhaust | i. Select the sampling port location and the number of traverse points; and                                      | (1) Method 1 or 1A of 40 CFR part 60, appendix A §63.7(d)(1)(i)   | (a) If using a control device, the sampling site must be located at the outlet of the control device.  |
|                          |   | ii. Determine the O <sub>2</sub> concentration of the stationary RICE exhaust at the sampling port location; and | (1) Method 3 or 3A or 3B of 40 CFR part 60, appendix A, or ASTM Method D6522-00 (2005)  | (a) Measurements to determine O <sub>2</sub> concentration must be made at the same time and location as the measurements for formaldehyde concentration.        |
|                          |   | iii. Measure moisture content of the stationary RICE exhaust at the sampling port location; and                  | (1) Method 4 of 40 CFR part 60, appendix A, or Test Method 320 of 40 CFR part 63, appendix A, or ASTM D 6348-03   | (a) Measurements to determine moisture content must be made at the same time and location as the measurements for formaldehyde concentration.                    |
|                          |   | iv. Measure formaldehyde at the exhaust of the stationary RICE; or   | (1) Method 320 or 323 of 40 CFR part 63, appendix A; or ASTM D6348-03, <sup>c</sup> provided in ASTM D6348-03 Annex A5 (Analyte Spiking Technique), the percent R must be greater than or equal to 70 and less than or equal to 130 | (a) Formaldehyde concentration must be at 15 percent O <sub>2</sub> , dry basis. Results of this test consist of the average of the three 1-hour or longer runs. |
|                          |   | v. Measure CO at the exhaust of the stationary RICE  | (1) Method 10 of 40 CFR part 60, appendix A, ASTM Method  | (a) CO Concentration must be at 15 percent O <sub>2</sub> , dry  |

|  |  |  |  |   |
|--|--|--|--|---|
|  |  |  | D6522–00 (2005), <sup>a</sup> Method 320 of 40 CFR part 63, appendix A, or ASTM D6348–03 | basis. Results of this test consist of the average of the three 1-hour longer runs. |
|--|--|--|--|---|

<sup>a</sup>You may also use Methods 3A and 10 as options to ASTM–D6522–00 (2005). You may obtain a copy of ASTM–D6522–00 (2005) from at least one of the following addresses: American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428–2959, or University Microfilms International, 300 North Zeeb Road, Ann Arbor, MI 48106. ASTM–D6522–00 (2005) may be used to test both CI and SI stationary RICE.

<sup>b</sup>You may also use Method 320 of 40 CFR part 63, appendix A, or ASTM D6348–03.

<sup>c</sup>You may obtain a copy of ASTM–D6348–03 from at least one of the following addresses: American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428–2959, or University Microfilms International, 300 North Zeeb Road, Ann Arbor, MI 48106.

[75 FR 51597, Aug. 20, 2010]

**Table 5 to Subpart ZZZZ of Part 63—Initial Compliance With Emission Limitations and Operating Limitations**

As stated in §§63.6612, 63.6625 and 63.6630, you must initially comply with the emission and operating limitations as required by the following:

| For each . . .  | Complying with the requirement to . . .                               | You have demonstrated initial compliance if . . .   |
|---|---|---|
| 1. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year | a. Reduce CO emissions and using oxidation catalyst, and using a CPMS | i. The average reduction of emissions of CO determined from the initial performance test achieves the required CO percent reduction; and<br>ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and<br>iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test. |
| 2. Non-emergency stationary CI RICE >500 HP located at a  | a. Limit the concentration of   | i. The average CO concentration   |

|   |  |   |
|---|--|---|
| major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year  | CO, using oxidation catalyst, and using a CPMS                     | determined from the initial performance test is less than or equal to the CO emission limitation; and<br>ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and<br>iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.  |
| 3. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year | a. Reduce CO emissions and not using oxidation catalyst            | i. The average reduction of emissions of CO determined from the initial performance test achieves the required CO percent reduction; and<br>ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and<br>iii. You have recorded the approved operating parameters (if any) during the initial performance test. |
| 4. Non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year   | a. Limit the concentration of CO, and not using oxidation catalyst | i. The average CO concentration determined from the initial performance test is less than or equal to the CO emission limitation; and<br>ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the   |

|   |  |  |
|---|--|--|
|   |  | requirements in §63.6625(b); and<br>iii. You have recorded the approved operating parameters (if any) during the initial performance test.   |
| 5. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year | a. Reduce CO emissions, and using a CEMS           | i. You have installed a CEMS to continuously monitor CO and either O <sub>2</sub> or CO <sub>2</sub> at both the inlet and outlet of the oxidation catalyst according to the requirements in §63.6625(a); and<br>ii. You have conducted a performance evaluation of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B; and<br>iii. The average reduction of CO calculated using §63.6620 equals or exceeds the required percent reduction. The initial test comprises the first 4-hour period after successful validation of the CEMS. Compliance is based on the average percent reduction achieved during the 4-hour period. |
| 6. Non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP located at an area source of HAP, and existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year   | a. Limit the concentration of CO, and using a CEMS | i. You have installed a CEMS to continuously monitor CO and either O <sub>2</sub> or CO <sub>2</sub> at the outlet of the oxidation catalyst according to the requirements in §63.6625(a); and<br>ii. You have conducted a performance evaluation of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B; and<br>iii. The average  |

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|   |   | concentration of CO calculated using §63.6620 is less than or equal to the CO emission limitation. The initial test comprises the first 4-hour period after successful validation of the CEMS. Compliance is based on the average concentration measured during the 4-hour period.   |
| 7. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP, and existing non-emergency 4SRB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year | a. Reduce formaldehyde emissions and using NSCR     | i. The average reduction of emissions of formaldehyde determined from the initial performance test is equal to or greater than the required formaldehyde percent reduction; and<br>ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and                                  |
|   |   | iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.  |
| 8. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP, and existing non-emergency 4SRB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year | a. Reduce formaldehyde emissions and not using NSCR | i. The average reduction of emissions of formaldehyde determined from the initial performance test is equal to or greater than the required formaldehyde percent reduction; and<br>ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and |



|  |  |  |
|--|--|--|
|  |  | iii. You have recorded the approved operating parameters (if any) during the initial performance test.   |
| 9. Existing non-emergency 4SRB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year   | a. Limit the concentration of formaldehyde and not using NSCR  | i. The average formaldehyde concentration determined from the initial performance test is less than or equal to the formaldehyde emission limitation; and  |
|  |  | ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and  |
|  |  | iii. You have recorded the approved operating parameters (if any) during the initial performance test.   |
| 10. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE $250 \leq \text{HP} \leq 500$ located at a major source of HAP, and existing non-emergency 4SRB stationary RICE >500 HP | a. Limit the concentration of formaldehyde in the stationary RICE exhaust and using oxidation catalyst or NSCR | i. The average formaldehyde concentration, corrected to 15 percent O <sub>2</sub> , dry basis, from the three test runs is less than or equal to the formaldehyde emission limitation; and<br>ii. You have installed a CPMS to continuously monitor catalyst inlet temperature according to the requirements in §63.6625(b); and |
|  |  | iii. You have recorded the catalyst pressure drop and catalyst inlet temperature during the initial performance test.  |
| 11. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of  | a. Limit the concentration of formaldehyde in  | i. The average formaldehyde concentration, corrected   |

|  |   |  |
|--|---|--|
| HAP, new or reconstructed non-emergency 4SLB stationary RICE $250 \leq \text{HP} \leq 500$ located at a major source of HAP, and existing non-emergency 4SRB stationary RICE $>500$ HP                               | the stationary RICE exhaust and not using oxidation catalyst or NSCR            | to 15 percent $\text{O}_2$ , dry basis, from the three test runs is less than or equal to the formaldehyde emission limitation; and<br>ii. You have installed a CPMS to continuously monitor operating parameters approved by the Administrator (if any) according to the requirements in §63.6625(b); and |
|  |   | iii. You have recorded the approved operating parameters (if any) during the initial performance test.   |
| 12. Existing non-emergency stationary RICE $100 \leq \text{HP} \leq 500$ located at a major source of HAP, and existing non-emergency stationary CI RICE $300 < \text{HP} \leq 500$ located at an area source of HAP | a. Reduce CO or formaldehyde emissions  | i. The average reduction of emissions of CO or formaldehyde, as applicable determined from the initial performance test is equal to or greater than the required CO or formaldehyde, as applicable, percent reduction.   |
| 13. Existing non-emergency stationary RICE $100 \leq \text{HP} \leq 500$ located at a major source of HAP, and existing non-emergency stationary CI RICE $300 < \text{HP} \leq 500$ located at an area source of HAP | a. Limit the concentration of formaldehyde or CO in the stationary RICE exhaust | i. The average formaldehyde or CO concentration, as applicable, corrected to 15 percent $\text{O}_2$ , dry basis, from the three test runs is less than or equal to the formaldehyde or CO emission limitation, as applicable.   |

[76 FR 12867, Mar. 9, 2011]

**Table 6 to Subpart ZZZZ of Part 63—Continuous Compliance With Emission Limitations, Operating Limitations, Work Practices, and Management Practices**

As stated in §63.6640, you must continuously comply with the emissions and operating limitations and work or management practices as required by the following:

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| For each . . .  | Complying with the requirement to . . .                                      | You must demonstrate continuous compliance by . . .  |
|---|--|--|
| 1. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, and new or reconstructed non-emergency CI stationary RICE >500 HP located at a major source of HAP | a. Reduce CO emissions and using an oxidation catalyst, and using a CPMS     | i. Conducting semiannual performance tests for CO to demonstrate that the required CO percent reduction is achieved; <sup>a</sup> and<br>ii. Collecting the catalyst inlet temperature data according to §63.6625 (b); and<br>iii. Reducing these data to 4-hour rolling averages; and<br>iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and |
|   |  | v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.   |
| 2. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, and new or reconstructed non-emergency CI stationary RICE >500 HP located at a major source of HAP | a. Reduce CO emissions and not using an oxidation catalyst, and using a CPMS | i. Conducting semiannual performance tests for CO to demonstrate that the required CO percent reduction is achieved; <sup>a</sup> and<br>ii. Collecting the approved operating parameter (if any) data according to §63.6625 (b); and<br>iii. Reducing these   |

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|   |  | data to 4-hour rolling averages; and  |
|   |  | iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.  |
| 3. New or reconstructed non-emergency 2SLB stationary RICE >500 HP located at a major source of HAP, new or reconstructed non-emergency 4SLB stationary RICE ≥250 HP located at a major source of HAP, new or reconstructed non-emergency stationary CI RICE >500 HP located at a major source of HAP, existing non-emergency stationary CI RICE >500 HP, existing non-emergency 4SLB stationary RICE >500 HP located at an area source of HAP that are operated more than 24 hours per calendar year | a. Reduce CO emissions or limit the concentration of CO in the stationary RICE exhaust, and using a CEMS | i. Collecting the monitoring data according to §63.6625 (a), reducing the measurements to 1-hour averages, calculating the percent reduction or concentration of CO emissions according to §63.6620; and<br>ii. Demonstrating that the catalyst achieves the required percent reduction of CO emissions over the 4-hour averaging period, or that the emission remain at or below the CO concentration limit; and<br>iii. Conducting an annual RATA of your CEMS using PS 3 and 4A of 40 CFR part 60, appendix B, as well as daily and periodic data quality checks in accordance with 40 CFR part 60, appendix F, procedure 1. |
| 4. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP  | a. Reduce formaldehyde emissions and using NSCR  | i. Collecting the catalyst inlet temperature data according to §63.6625 (b); and  |
|   |  | ii. Reducing these data to 4-hour rolling averages; and   |
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|   |  | iii. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and   |
|   |  | iv. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test. |
| 5. Non-emergency 4SRB stationary RICE >500 HP located at a major source of HAP  | a. Reduce formaldehyde emissions and not using NSCR  | i. Collecting the approved operating parameter (if any) data according to §63.6625 (b); and<br>ii. Reducing these data to 4-hour rolling averages; and  |
|   |  | iii. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.   |
| 6. Non-emergency 4SRB stationary RICE with a brake HP $\geq 5,000$ located at a major source of HAP   | a. Reduce formaldehyde emissions   | Conducting semiannual performance tests for formaldehyde to demonstrate that the required formaldehyde percent reduction is achieved. <sup>a</sup>  |
| 7. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP and new or reconstructed non-emergency 4SLB stationary RICE $250 \leq \text{HP} \leq 500$ located at a major source of HAP | a. Limit the concentration of formaldehyde in the stationary RICE exhaust and using oxidation catalyst or NSCR | i. Conducting semiannual performance tests for formaldehyde to demonstrate that your emissions remain at or below the formaldehyde concentration  |

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|   |  | limit; <sup>a</sup> and<br>ii. Collecting the catalyst inlet temperature data according to §63.6625 (b); and   |
|   |  | iii. Reducing these data to 4-hour rolling averages; and   |
|   |  | iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and   |
|   |  | v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.   |
| 8. New or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP and new or reconstructed non-emergency 4SLB stationary RICE $250 \leq \text{HP} \leq 500$ located at a major source of HAP | a. Limit the concentration of formaldehyde in the stationary RICE exhaust and not using oxidation catalyst or NSCR | i. Conducting semiannual performance tests for formaldehyde to demonstrate that your emissions remain at or below the formaldehyde concentration limit; <sup>a</sup> and<br>ii. Collecting the approved operating parameter (if any) data according to §63.6625 (b); and |
|   |  | iii. Reducing these data to 4-hour rolling averages; and   |
|   |  | iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters  |

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|   |   | established during the performance test.  |
| 9. Existing emergency and black start stationary RICE $\leq 500$ HP located at a major source of HAP, existing non-emergency stationary RICE $< 100$ HP located at a major source of HAP, existing emergency and black start stationary RICE located at an area source of HAP, existing non-emergency stationary CI RICE $\leq 300$ HP located at an area source of HAP, existing non-emergency 2SLB stationary RICE located at an area source of HAP, existing non-emergency landfill or digester gas stationary SI RICE located at an area source of HAP, existing non-emergency 4SLB and 4SRB stationary RICE $\leq 500$ HP located at an area source of HAP, existing non-emergency 4SLB and 4SRB stationary RICE $> 500$ HP located at an area source of HAP that operate 24 hours or less per calendar year | a. Work or Management practices   | i. Operating and maintaining the stationary RICE according to the manufacturer's emission-related operation and maintenance instructions; or<br>ii. Develop and follow your own maintenance plan which must provide to the extent practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions. |
| 10. Existing stationary CI RICE $> 500$ HP that are not limited use stationary RICE, and existing 4SLB and 4SRB stationary RICE $> 500$ HP located at an area source of HAP that operate more than 24 hours per calendar year and are not limited use stationary RICE   | a. Reduce CO or formaldehyde emissions, or limit the concentration of formaldehyde or CO in the stationary RICE exhaust, and using oxidation catalyst or NSCR | i. Conducting performance tests every 8,760 hours or 3 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and   |
|   |   | ii. Collecting the catalyst inlet temperature data according to §63.6625 (b); and   |
|   |   | iii. Reducing these   |

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|   |   | data to 4-hour rolling averages; and  |
|   |   | iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and  |
|   |   | v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.  |
| 11. Existing stationary CI RICE >500 HP that are not limited use stationary RICE, and existing 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate more than 24 hours per calendar year and are not limited use stationary RICE | a. Reduce CO or formaldehyde emissions, or limit the concentration of formaldehyde or CO in the stationary RICE exhaust, and not using oxidation catalyst or NSCR | i. Conducting performance tests every 8,760 hours or 3 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and |
|   |   | ii. Collecting the approved operating parameter (if any) data according to §63.6625 (b); and  |
|   |   | iii. Reducing these data to 4-hour rolling averages; and  |
|   |   | iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the  |



|   |   |   |
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|   |   | performance test.   |
| 12. Existing limited use CI stationary RICE >500 HP and existing limited use 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate more than 24 hours per calendar year | a. Reduce CO or formaldehyde emissions or limit the concentration of formaldehyde or CO in the stationary RICE exhaust, and using an oxidation catalyst or NSCR | i. Conducting performance tests every 8,760 hours or 5 years, whichever comes first, for CO or formaldehyde, as appropriate, to demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and |
|   |   | ii. Collecting the catalyst inlet temperature data according to §63.6625 (b); and   |
|   |   | iii. Reducing these data to 4-hour rolling averages; and  |
|   |   | iv. Maintaining the 4-hour rolling averages within the operating limitations for the catalyst inlet temperature; and  |
|   |   | v. Measuring the pressure drop across the catalyst once per month and demonstrating that the pressure drop across the catalyst is within the operating limitation established during the performance test.  |
| 13. Existing limited use CI stationary RICE >500 HP and existing limited use 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP that operate more than 24 hours per calendar year | a. Reduce CO or formaldehyde emissions or limit the concentration of formaldehyde or CO in the stationary RICE  | i. Conducting performance tests every 8,760 hours or 5 years, whichever comes first, for CO or formaldehyde, as appropriate, to   |

|  |  |   |
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|  | exhaust, and not using an oxidation catalyst or NSCR | demonstrate that the required CO or formaldehyde, as appropriate, percent reduction is achieved or that your emissions remain at or below the CO or formaldehyde concentration limit; and |
|  |  | ii. Collecting the approved operating parameter (if any) data according to §63.6625 (b); and  |
|  |  | iii. Reducing these data to 4-hour rolling averages; and  |
|  |  | iv. Maintaining the 4-hour rolling averages within the operating limitations for the operating parameters established during the performance test.  |

<sup>a</sup>After you have demonstrated compliance for two consecutive tests, you may reduce the frequency of subsequent performance tests to annually. If the results of any subsequent annual performance test indicate the stationary RICE is not in compliance with the CO or formaldehyde emission limitation, or you deviate from any of your operating limitations, you must resume semiannual performance tests.

[76 FR 12870, Mar. 9, 2011]

**Table 7 to Subpart ZZZZ of Part 63—Requirements for Reports**

As stated in §63.6650, you must comply with the following requirements for reports:

| <b>For each ...</b>  | <b>You must submit a ...</b> | <b>The report must contain ...</b>  | <b>You must submit the report ...</b> |
|--|------------------------------|---|---------------------------------------|
| 1. Existing non-emergency, non-black start stationary RICE 100≤HP≤500 located at a major source of HAP; existing non-emergency, non-black start stationary CI RICE >500 HP located at a major source of HAP; existing non- | Compliance report            | a. If there are no deviations from any emission limitations or operating limitations that apply to you, a statement that there were no deviations from the emission |                                       |

emergency 4SRB stationary RICE >500 HP located at a major source of HAP; existing non-emergency, non-black start stationary CI RICE >300 HP located at an area source of HAP; existing non-emergency, non-black start 4SLB and 4SRB stationary RICE >500 HP located at an area source of HAP and operated more than 24 hours per calendar year; new or reconstructed non-emergency stationary RICE >500 HP located at a major source of HAP; and new or reconstructed non-emergency 4SLB stationary RICE  $250 \leq \text{HP} \leq 500$  located at a major source of HAP

limitations or operating limitations during the reporting period. If there were no periods during which the CMS, including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), a statement that there were not periods during which the CMS was out-of-control during the reporting period; or  
b. If you had a deviation from any emission limitation or operating limitation during the reporting period, the information in §63.6650(d). If there were periods during which the CMS, including CEMS and CPMS, was out-of-control, as specified in §63.8(c)(7), the information in §63.6650(e); or  
c. If you had a malfunction during the reporting period, the information in §63.6650(c)(4)  
i. Semiannually according to the requirements in §63.6650(b)(1)–(5) for engines that are not limited use stationary RICE subject to numerical emission limitations; and  
ii. Annually according to the requirements in §63.6650(b)(6)–(9) for engines that are limited use stationary

|  |        |  |  |
|--|--------|--|--|
|  |        | RICE subject to numerical emission limitations.<br>i. Semiannually according to the requirements in §63.6650(b).<br>i. Semiannually according to the requirements in §63.6650(b).  |  |
| 2. New or reconstructed non-emergency stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis | Report | a. The fuel flow rate of each fuel and the heating values that were used in your calculations, and you must demonstrate that the percentage of heat input provided by landfill gas or digester gas, is equivalent to 10 percent or more of the gross heat input on an annual basis; and<br>i. Annually, according to the requirements in §63.6650. |  |
|  |        | b. The operating limits provided in your federally enforceable permit, and any deviations from these limits; and<br>i. See item 2.a.i.   |  |
|  |        | c. Any problems or errors suspected with the meters.<br>i. See item 2.a.i.   |  |

[75 FR 51603, Aug. 20, 2010]

**Table 8 to Subpart ZZZZ of Part 63—Applicability of General Provisions to Subpart ZZZZ.**

As stated in §63.6665, you must comply with the following applicable general provisions.

| General provisions citation | Subject of citation | Applies to subpart | Explanation |
|-----------------------------|---------------------|--------------------|-------------|
|                             |                     |                    |             |

|                 |   |      |  |
|-----------------|---|------|--|
| §63.1           | General applicability of the General Provisions                                   | Yes. |  |
| §63.2           | Definitions   | Yes  | Additional terms defined in §63.6675.                                |
| §63.3           | Units and abbreviations   | Yes. |  |
| §63.4           | Prohibited activities and circumvention   | Yes. |  |
| §63.5           | Construction and reconstruction   | Yes. |  |
| §63.6(a)        | Applicability   | Yes. |  |
| §63.6(b)(1)–(4) | Compliance dates for new and reconstructed sources                                | Yes. |  |
| §63.6(b)(5)     | Notification  | Yes. |  |
| §63.6(b)(6)     | [Reserved]  |      |  |
| §63.6(b)(7)     | Compliance dates for new and reconstructed area sources that become major sources | Yes. |  |
| §63.6(c)(1)–(2) | Compliance dates for existing sources   | Yes. |  |
| §63.6(c)(3)–(4) | [Reserved]  |      |  |
| §63.6(c)(5)     | Compliance dates for existing area sources that become major sources              | Yes. |  |
| §63.6(d)        | [Reserved]  |      |  |
| §63.6(e)        | Operation and maintenance   | No.  |  |
| §63.6(f)(1)     | Applicability of standards  | No.  |  |
| §63.6(f)(2)     | Methods for determining compliance  | Yes. |  |
| §63.6(f)(3)     | Finding of compliance   | Yes. |  |
| §63.6(g)(1)–(3) | Use of alternate standard   | Yes. |  |
| §63.6(h)        | Opacity and visible emission standards  | No   | Subpart ZZZZ does not contain opacity or visible emission standards. |
| §63.6(i)        | Compliance extension procedures and criteria                                      | Yes. |  |
| §63.6(j)        | Presidential compliance exemption   | Yes. |  |
| §63.7(a)(1)–(2) | Performance test dates  | Yes  | Subpart ZZZZ contains performance test dates at                      |

|                 |  |      |   |
|-----------------|--|------|---|
|                 |  |      | §§63.6610, 63.6611, and 63.6612.  |
| §63.7(a)(3)     | CAA section 114 authority  | Yes. |   |
| §63.7(b)(1)     | Notification of performance test                                     | Yes  | Except that §63.7(b)(1) only applies as specified in §63.6645.                  |
| §63.7(b)(2)     | Notification of rescheduling   | Yes  | Except that §63.7(b)(2) only applies as specified in §63.6645.                  |
| §63.7(c)        | Quality assurance/test plan  | Yes  | Except that §63.7(c) only applies as specified in §63.6645.                     |
| §63.7(d)        | Testing facilities   | Yes. |   |
| §63.7(e)(1)     | Conditions for conducting performance tests                          | No.  | Subpart ZZZZ specifies conditions for conducting performance tests at §63.6620. |
| §63.7(e)(2)     | Conduct of performance tests and reduction of data                   | Yes  | Subpart ZZZZ specifies test methods at §63.6620.                                |
| §63.7(e)(3)     | Test run duration  | Yes. |   |
| §63.7(e)(4)     | Administrator may require other testing under section 114 of the CAA | Yes. |   |
| §63.7(f)        | Alternative test method provisions                                   | Yes. |   |
| §63.7(g)        | Performance test data analysis, recordkeeping, and reporting         | Yes. |   |
| §63.7(h)        | Waiver of tests  | Yes. |   |
| §63.8(a)(1)     | Applicability of monitoring requirements                             | Yes  | Subpart ZZZZ contains specific requirements for monitoring at §63.6625.         |
| §63.8(a)(2)     | Performance specifications   | Yes. |   |
| §63.8(a)(3)     | [Reserved]   |      |   |
| §63.8(a)(4)     | Monitoring for control devices                                       | No.  |   |
| §63.8(b)(1)     | Monitoring   | Yes. |   |
| §63.8(b)(2)–(3) | Multiple effluents and multiple monitoring systems                   | Yes. |   |
| §63.8(c)(1)     | Monitoring system  | Yes. |   |

|                  |  |   |  |
|------------------|--|---|--|
|                  | operation and maintenance                              |   |  |
| §63.8(c)(1)(i)   | Routine and predictable SSM                            | Yes.  |  |
| §63.8(c)(1)(ii)  | SSM not in Startup Shutdown Malfunction Plan           | Yes.  |  |
| §63.8(c)(1)(iii) | Compliance with operation and maintenance requirements | Yes.  |  |
| §63.8(c)(2)–(3)  | Monitoring system installation                         | Yes.  |  |
| §63.8(c)(4)      | Continuous monitoring system (CMS) requirements        | Yes   | Except that subpart ZZZZ does not require Continuous Opacity Monitoring System (COMS).   |
| §63.8(c)(5)      | COMS minimum procedures                                | No  | Subpart ZZZZ does not require COMS.  |
| §63.8(c)(6)–(8)  | CMS requirements                                       | Yes   | Except that subpart ZZZZ does not require COMS.  |
| §63.8(d)         | CMS quality control                                    | Yes.  |  |
| §63.8(e)         | CMS performance evaluation                             | Yes   | Except for §63.8(e)(5)(ii), which applies to COMS.   |
|                  |  | Except that §63.8(e) only applies as specified in §63.6645. |  |
| §63.8(f)(1)–(5)  | Alternative monitoring method                          | Yes   | Except that §63.8(f)(4) only applies as specified in §63.6645.   |
| §63.8(f)(6)      | Alternative to relative accuracy test                  | Yes   | Except that §63.8(f)(6) only applies as specified in §63.6645.   |
| §63.8(g)         | Data reduction   | Yes   | Except that provisions for COMS are not applicable. Averaging periods for demonstrating compliance are specified at §§63.6635 and 63.6640. |
| §63.9(a)         | Applicability and State delegation of notification     | Yes.  |  |

|                 | requirements  |   |  |
|-----------------|---|---|--|
| §63.9(b)(1)–(5) | Initial notifications   | Yes   | Except that §63.9(b)(3) is reserved.   |
|                 |   | Except that §63.9(b) only applies as specified in §63.6645. |  |
| §63.9(c)        | Request for compliance extension                                | Yes   | Except that §63.9(c) only applies as specified in §63.6645.  |
| §63.9(d)        | Notification of special compliance requirements for new sources | Yes   | Except that §63.9(d) only applies as specified in §63.6645.  |
| §63.9(e)        | Notification of performance test                                | Yes   | Except that §63.9(e) only applies as specified in §63.6645.  |
| §63.9(f)        | Notification of visible emission (VE)/opacity test              | No  | Subpart ZZZZ does not contain opacity or VE standards.   |
| §63.9(g)(1)     | Notification of performance evaluation                          | Yes   | Except that §63.9(g) only applies as specified in §63.6645.  |
| §63.9(g)(2)     | Notification of use of COMS data                                | No  | Subpart ZZZZ does not contain opacity or VE standards.   |
| §63.9(g)(3)     | Notification that criterion for alternative to RATA is exceeded | Yes   | If alternative is in use.  |
|                 |   | Except that §63.9(g) only applies as specified in §63.6645. |  |
| §63.9(h)(1)–(6) | Notification of compliance status                               | Yes   | Except that notifications for sources using a CEMS are due 30 days after completion of performance evaluations. §63.9(h)(4) is reserved. |
|                 |   |   | Except that §63.9(h) only applies as specified in §63.6645.  |
| §63.9(i)        | Adjustment of submittal deadlines                               | Yes.  |  |



|                         |   |      |  |
|-------------------------|---|------|--|
| §63.9(j)                | Change in previous information                        | Yes. |  |
| §63.10(a)               | Administrative provisions for recordkeeping/reporting | Yes. |  |
| §63.10(b)(1)            | Record retention                                      | Yes. |  |
| §63.10(b)(2)(i)–(v)     | Records related to SSM                                | No.  |  |
| §63.10(b)(2)(vi)–(xi)   | Records   | Yes. |  |
| §63.10(b)(2)(xii)       | Record when under waiver                              | Yes. |  |
| §63.10(b)(2)(xiii)      | Records when using alternative to RATA                | Yes  | For CO standard if using RATA alternative.             |
| §63.10(b)(2)(xiv)       | Records of supporting documentation                   | Yes. |  |
| §63.10(b)(3)            | Records of applicability determination                | Yes. |  |
| §63.10(c)               | Additional records for sources using CEMS             | Yes  | Except that §63.10(c)(2)–(4) and (9) are reserved.     |
| §63.10(d)(1)            | General reporting requirements                        | Yes. |  |
| §63.10(d)(2)            | Report of performance test results                    | Yes. |  |
| §63.10(d)(3)            | Reporting opacity or VE observations                  | No   | Subpart ZZZZ does not contain opacity or VE standards. |
| §63.10(d)(4)            | Progress reports                                      | Yes. |  |
| §63.10(d)(5)            | Startup, shutdown, and malfunction reports            | No.  |  |
| §63.10(e)(1) and (2)(i) | Additional CMS Reports                                | Yes. |  |
| §63.10(e)(2)(ii)        | COMS-related report                                   | No   | Subpart ZZZZ does not require COMS.                    |
| §63.10(e)(3)            | Excess emission and parameter exceedances reports     | Yes. | Except that §63.10(e)(3)(i) (C) is reserved.           |
| §63.10(e)(4)            | Reporting COMS data                                   | No   | Subpart ZZZZ does not require COMS.                    |
| §63.10(f)               | Waiver for recordkeeping/reporting                    | Yes. |  |
| §63.11                  | Flares  | No.  |  |
| §63.12                  | State authority and delegations                       | Yes. |  |

|        |                             |      |  |
|--------|-----------------------------|------|--|
| §63.13 | Addresses                   | Yes. |  |
| §63.14 | Incorporation by reference  | Yes. |  |
| §63.15 | Availability of information | Yes. |  |

[75 FR 9688, Mar. 3, 2010]

[Browse Next](#)

**CERTIFICATE OF SERVICE**

I, Pam Owen, hereby certify that a copy of this permit has been mailed by first class mail to Fayetteville Express Pipeline LLC - Russell Compressor Station, 201 Highway 167 North, Bald Knob, AR, 72010, on this 24<sup>th</sup> day of April, 2012.

  
\_\_\_\_\_  
Pam Owen, AAIL, Air Division