

**Oregon Department of Environmental Quality
Excerpts of Oregon Regulations related to
Area Source NESHAPS, General Permits and Registration**

Adoption of Major and Area Source NESHAPs by Reference

340-244-0220

Federal Regulations Adopted by Reference

(1) Except as provided in sections (2) and (3) of this rule, **40 CFR Part 61, Subparts A, C through F, J, L, N through P, V, and Y through FF and 40 CFR Part 63, Subparts A, F through TTTTTT, and WWWWWW through ZZZZZZ** are adopted by reference and incorporated herein.

(2) Where "Administrator" or "EPA" appears in 40 CFR Part 61 or 63, "Department" is substituted, except in any section of 40 CFR Part 61 or 63, for which a federal rule or delegation specifically indicates that authority will not be delegated to the state.

(3) 40 CFR Part 63 Subpart M -- Dry Cleaning Facilities using Perchloroethylene: The exemptions in 40 CFR 63.320(d) and (e) do not apply.

(4) 40 CFR Part 61 Subparts adopted by this rule are titled as follows:

- (a) Subpart A -- General Provisions;
- (b) Subpart C -- Beryllium;
- (c) Subpart D -- Beryllium Rocket Motor Firing;
- (d) Subpart E -- Mercury;
- (e) Subpart F -- Vinyl Chloride;
- (f) Subpart J -- Equipment Leaks (Fugitive Emission Sources) of Benzene;
- (g) Subpart L -- Benzene Emissions from Coke By-Product Recovery Plants;
- (h) Subpart N -- Inorganic Arsenic Emissions from Glass Manufacturing Plants;
- (i) Subpart O -- Inorganic Arsenic Emissions from Primary Copper Smelters;
- (j) Subpart P -- Inorganic Arsenic Emissions from Arsenic Trioxide and Metal Arsenic Facilities;
- (k) Subpart V -- Equipment Leaks (Fugitive Emission Sources);
- (l) Subpart Y -- Benzene Emissions from Benzene Storage Vessels;
- (m) Subpart BB -- Benzene Emissions from Benzene Transfer Operations; and
- (n) Subpart FF -- Benzene Waste Operations.

(5) 40 CFR Part 63 Subparts adopted by this rule are titled as follows:

- (a) Subpart A -- General Provisions;
- (b) Subpart F -- SOCFI;
- (c) Subpart G -- SOCFI -- Process Vents, Storage Vessels, Transfer Operations, and Wastewater;
- (d) Subpart H -- SOCFI -- Equipment Leaks;
- (e) Subpart I -- Certain Processes Subject to the Negotiated Regulation for Equipment Leaks;
- (f) Subpart J -- Polyvinyl Chloride and Copolymers Production;
- (g) Subpart L -- Coke Oven Batteries;
- (h) Subpart M -- Perchloroethylene Air Emission Standards for Dry Cleaning Facilities;
- (i) Subpart N -- Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks;
- (j) Subpart O -- Ethylene Oxide Emissions Standards for Sterilization Facilities;
- (k) Subpart Q -- Industrial Process Cooling Towers;
- (l) Subpart R -- Gasoline Distribution (Bulk Gasoline Terminals and Pipeline Breakout Stations);
- (m) Subpart S -- Pulp and Paper Industry;
- (n) Subpart T -- Halogenated Solvent Cleaning;
- (o) Subpart U -- Group I Polymers and Resins;

(p) Subpart W -- Epoxy Resins and Non-Nylon Polyamides Production;
(q) Subpart X -- Secondary Lead Smelting;
(r) Subpart Y -- Marine Tank Vessel Loading Operations;
(s) Subpart AA -- Phosphoric Acid Manufacturing Plants;
(t) Subpart BB -- Phosphate Fertilizer Production Plants;
(u) Subpart CC -- Petroleum Refineries;
(v) Subpart DD -- Off-Site Waste and Recovery Operations;
(w) Subpart EE -- Magnetic Tape Manufacturing Operations;
(x) Subpart GG -- Aerospace Manufacturing and Rework Facilities;
(y) Subpart HH -- Oil and Natural Gas Production Facilities;
(z) Subpart II -- Shipbuilding and Ship Repair (Surface Coating);
(aa) Subpart JJ -- Wood Furniture Manufacturing Operations;
(bb) Subpart KK -- Printing and Publishing Industry;
(cc) Subpart LL -- Primary Aluminum Reduction Plants;
(dd) Subpart MM -- Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite and Stand-Alone Semi-Chemical Pulp Mills;
(ee) Subpart OO -- Tanks -- Level 1;
(ff) Subpart PP -- Containers;
(gg) Subpart QQ -- Surface Impoundments;
(hh) Subpart RR -- Individual Drain Systems;
(ii) Subpart SS -- Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process;
(jj) Subpart TT -- Equipment Leaks -- Control Level 1;
(kk) Subpart UU -- Equipment Leaks -- Control Level 2;
(ll) Subpart VV -- Oil-Water Separators and Organic-Water Separators;
(mm) Subpart WW -- Storage Vessels (Tanks) -- Control Level 2;
(nn) Subpart XX -- Ethylene Manufacturing Process Units: Heat Exchange Systems and Waste Operations;
(oo) Subpart YY -- Generic Maximum Achievable Control Technology Standards;
(pp) Subpart CCC -- Steel Pickling -- HCl Process Facilities and Hydrochloric Acid Regeneration Plants;
(qq) Subpart DDD -- Mineral Wool Production;
(rr) Subpart EEE -- Hazardous Waste Combustors;
(ss) Subpart GGG -- Pharmaceuticals Production;
(tt) Subpart HHH -- Natural Gas Transmission and Storage Facilities;
(uu) Subpart III -- Flexible Polyurethane Foam Production;
(vv) Subpart JJJ -- Group IV Polymers and Resins;
(ww) Subpart LLL -- Portland Cement Manufacturing Industry;
(xx) Subpart MMM -- Pesticide Active Ingredient Production;
(yy) Subpart NNN -- Wool Fiberglass Manufacturing;
(zz) Subpart OOO -- Manufacture of Amino/Phenolic Resins;
(aaa) Subpart PPP -- Polyether Polyols Production;
(bbb) Subpart QQQ -- Primary Copper Smelting;
(ccc) Subpart RRR -- Secondary Aluminum Production;
(ddd) Subpart TTT -- Primary Lead Smelting;
(eee) Subpart UUU -- Petroleum Refineries -- Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units;
(fff) Subpart VVV -- Publicly Owned Treatment Works;
(ggg) Subpart XXX -- Ferroalloys Production: Ferromanganese and Silicomanganese;

(hhh) Subpart AAAA -- Municipal Solid Waste Landfills;
(iii) Subpart CCCC -- Manufacturing of Nutritional Yeast;
(jjj) Subpart DDDD -- Plywood and Composite Wood Products;
(kkk) Subpart EEEE -- Organic Liquids Distribution (non-gasoline);
(III) Subpart FFFF -- Miscellaneous Organic Chemical Manufacturing;
(mmm) Subpart GGGG -- Solvent Extraction for Vegetable Oil Production;
(nnn) Subpart HHHH -- Wet Formed Fiberglass Mat Production;
(ooo) Subpart IIII -- Surface Coating of Automobiles and Light-Duty Trucks;
(ppp) Subpart JJJJ -- Paper and Other Web Coating;
(qqq) Subpart KKKK -- Surface Coating of Metal Cans;
(rrr) Subpart MMMM -- Surface Coating of Miscellaneous Metal Parts and Products;
(sss) Subpart NNNN -- Surface Coating of Large Appliances;
(ttt) Subpart OOOO -- Printing, Coating, and Dyeing of Fabrics and Other Textiles;
(uuu) Subpart PPPP -- Surface Coating of Plastic Parts and Products;
(vvv) Subpart QQQQ -- Surface Coating of Wood Building Products;
(www) Subpart RRRR -- Surface Coating of Metal Furniture;
(xxx) Subpart SSSS -- Surface Coating of Metal Coil;
(yyy) Subpart TTTT -- Leather Finishing Operations;
(zzz) Subpart UUUU -- Cellulose Production Manufacturing;
(aaaa) Subpart VVVV -- Boat Manufacturing;
(bbbb) Subpart WWWW -- Reinforced Plastics Composites Production;
(cccc) Subpart XXXX -- Rubber Tire Manufacturing;
(dddd) Subpart YYYYY -- Stationary Combustion Turbines;
(eeee) Subpart ZZZZ -- Reciprocating Internal Combustion Engines;
(ffff) Subpart AAAAA -- Lime Manufacturing;
(gggg) Subpart BBBBB -- Semiconductor Manufacturing;
(hhhh) Subpart CCCCC -- Coke Ovens: Pushing, Quenching & Battery Stacks;
(jjjj) Subpart EEEEE -- Iron and Steel Foundries;
(kkkk) Subpart FFFFF -- Integrated Iron and Steel Manufacturing Facilities;
(III) Subpart GGGGG -- Site Remediation;
(mmmm) Subpart HHHHH -- Misc. Coating Manufacturing;
(nnnn) Subpart IIIII -- Mercury Cell Chlor-Alkali Plants;
(oooo) Subpart JJJJJ -- Brick and Structural Clay Products Manufacturing;
(pppp) Subpart KKKKK -- Clay Ceramics Manufacturing;
(qqqq) Subpart LLLLL -- Asphalt Processing & Asphalt Roofing Manufacturing;
(rrrr) Subpart MMMMM -- Flexible Polyurethane Foam Fabrication Operations;
(ssss) Subpart NNNNN -- Hydrochloric Acid Production;
(tttt) Subpart PPPPP -- Engine Tests Cells/Standards;
(uuuu) Subpart QQQQQ -- Friction Materials Manufacturing Facilities;
(vvvv) Subpart RRRRR -- Taconite Iron Ore Processing;
(wwww) Subpart SSSSS -- Refractory Products Manufacturing;
(xxxx) Subpart TTTTT -- Primary Magnesium Refining;
(yyyy) Subpart WWWW -- Area Sources: Hospital Ethylene Oxide Sterilization;
(zzzz) Subpart YYYYY -- Area Sources: Electric Arc Furnace Steelmaking Facilities;
(aaaaa) Subpart ZZZZZ -- Area Sources: Iron and Steel Foundries;
(bbbbbb) Subpart BBBBBB -- Area Sources: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities;
(cccc) Subpart DDDDDD -- Area Sources: Polyvinyl Chloride and Copolymers Production;
(dddd) Subpart EEEEE -- Area Sources: Primary Copper Smelting;

(eeee) Subpart FFFFFFF -- Area Sources: Secondary Copper Smelting;
(ffff) Subpart GGGGGG -- Area Sources: Primary Nonferrous Metals -- Zinc, Cadmium, and Beryllium;
(ggggg) Subpart HHHHHH -- Area Sources: Paint Stripping and Miscellaneous Surface Coating Operations
(hhhhh) Subpart LLLLLL -- Area Sources: Acrylic and Modacrylic Fibers Production;
(iiii) Subpart MMMMMM -- Area Sources: Carbon Black Production;
(jjjj) Subpart NNNNNN -- Area Sources: Chemical Manufacturing: Chromium Compounds;
(kkkkk) Subpart OOOOOO -- Area Sources: Flexible Polyurethane Foam Production;
(llll) Subpart PPPPPP -- Area Sources: Lead Acid Battery Manufacturing;
(mmmmm) Subpart QQQQQQ -- Area Sources: Wood Preserving;
(nnnnn) Subpart RRRRRR -- Area Sources: Clay Ceramics Manufacturing;
(ooooo) Subpart SSSSSS -- Area Sources: Glass Manufacturing;
(ppppp) Subpart TTTTTT -- Area Sources: Secondary Nonferrous Metals Processing;
(qqqqq) Subpart WWWWWW -- Area Source: Plating and Polishing Operations;
(rrrrr) Subpart XXXXXX -- Area Source: Nine Metal Fabrication and Finishing Source Categories;
(sssss) Subpart YYYYYY -- Area Sources: Ferroalloys Production Facilities;
(ttttt) Subpart ZZZZZZ -- Area Sources: Aluminum, Copper, and Other Nonferrous Foundries.

Stat. Auth.: ORS 468.020

Stats. Implemented: ORS 468A.025

Hist.: [DEQ 16-1995, f. & cert. ef. 6-21-95; DEQ 28-1996, f. & cert. ef. 12-19-96; DEQ 18-1998, f. & cert. ef. 10-5-98]; [DEQ 18-1993, f. & cert. ef. 11-4-93; DEQ 32-1994, f. & cert. ef. 12-22-94]; DEQ 14-1999, f. & cert. ef. 10-14-99, Renumbered from 340-032-0510, 340-032-5520; DEQ 11-2000, f. & cert. ef. 7-27-00; DEQ 15-2001, f. & cert. ef. 12-26-01; DEQ 4-2003, f. & cert. ef. 2-06-03; DEQ 2-2005, f. & cert. ef. 2-10-05; DEQ 2-2006, f. & cert. ef. 3-14-06; DEQ 15-2008, f. & cert. ef. 12-31-08; DEQ 8-2009, f. & cert. ef. 12-16-09

Air Contaminant Discharge Permits Required for Non-Title V Stationary Sources

340-216-0020

Applicability

This division applies to all sources referred to in Table 1. This division also applies to Oregon Title V Operating Permit program sources when an ACDP is required by OAR 340-218-0020 or 340-224-0010. Sources referred to in **Table 1** are subject to fees as set forth in **Table 2**.

(1) No person may construct, install, establish, develop or operate any air contaminant source which is referred to in Table 1 without first obtaining an Air Contaminant Discharge Permit (ACDP) from the Department or Regional Authority, unless otherwise deferred from the requirement to obtain an ACDP in subsection (1)(c) or (d) of this rule. No person may continue to operate an air contaminant source if the ACDP expires, or is terminated or revoked; except as provided in OAR 340-216-0082.

(a) For portable sources, a single permit may be issued for operating at any area of the state if the permit includes the requirements from both the Department and Regional Authorities.

(b) The Department or Regional Authority where the portable source's Corporate offices are located will be responsible for issuing the permit. If the corporate office of a portable source is located outside of the state, the Department will be responsible for issuing the permit.

(c) An air contaminant source required to obtain an ACDP or ACDP Attachment pursuant to a NESHAP or NSPS adopted by the Commission by rule is not required to submit an application for an ACDP or ACDP Attachment until four months after the effective date of the Commission's adoption of the NESHAP or NSPS, and is not required to obtain an ACDP or ACDP Attachment until six months after

the Commission's adoption of the NESHAP or NSPS. In addition, the Department may defer the requirement to submit an application for, or to obtain an ACDP or ACDP Attachment, or both, for up to an additional six months.

(d) Gasoline dispensing facilities are not required to submit an application for an ACDP or ACDP Attachment until May 1, 2010 or obtain an ACDP or ACDP attachment until June 1, 2010. The Department may defer the requirement to submit an application for, or to obtain an ACDP or ACDP Attachment, or both, for up to an additional six months.

(e) Deferrals of Oregon permitting requirements do not relieve an air contaminant source from the responsibility of complying with federal NESHAP or NSPS requirements.

(2) No person may construct, install, establish, or develop any source that will be subject to the Oregon Title V Operating Permit program without first obtaining an ACDP from the Department or Regional Authority.

(3) No person may modify any source that has been issued an ACDP without first complying with the requirements of OAR 340-210-0205 through 340-210-0250.

(4) No person may modify any source required to have an ACDP such that the source becomes subject to the Oregon Title V Operating Permit program without complying with the requirements of OAR 340-210-0205 through 340-210-0250.

(5) No person may increase emissions above the PSEL by more than the de minimis levels specified in OAR 340-200-0020 without first applying for and obtaining a modified ACDP.

NOTE: This rule is included in the State of Oregon Clean Air Act Implementation Plan as adopted by the EQC under OAR 340-211-0040.

[ED. NOTE: Tables referenced are not included in rule text. [Click here for PDF copy of tables.](#)]

Stat. Auth.: ORS 468.020

Stats. Implemented: ORS 468A

Hist.: DEQ 47, f. 8-31-72, ef. 9-15-72; DEQ 63, f. 12-20-73, ef. 1-11-74; DEQ 107, f. & ef. 1-6-76; Renumbered from 340-020-0033; DEQ 125, f. & ef. 12-16-76; DEQ 20-1979, f. & ef. 6-29-79; DEQ 23-1980, f. & ef. 9-26-80; DEQ 13-1981, f. 5-6-81, ef. 7-1-81; DEQ 11-1983, f. & ef. 5-31-83; DEQ 3-1986, f. & ef. 2-12-86; DEQ 12-1987, f. & ef. 6-15-87; DEQ 27-1991, f. & cert. ef. 11-29-91; DEQ 4-1993, f. & cert. ef. 3-10-93; DEQ 12-1993, f. & cert. ef. 9-24-93, Renumbered from 340-020-0155; DEQ 19-1993, f. & cert. ef. 11-4-93; DEQ 22-1994, f. & cert. ef. 10-4-94; DEQ 22-1995, f. & cert. ef. 10-6-95; DEQ 19-1996, f. & cert. ef. 9-24-96; DEQ 22-1996, f. & cert. ef. 10-22-96; DEQ 14-1999, f. & cert. ef. 10-14-99, Renumbered from 340-028-1720; DEQ 6-2001, f. 6-18-01, cert. ef. 7-1-01; DEQ 4-2002, f. & cert. ef. 3-14-02; DEQ 7-2007, f. & cert. ef. 10-18-07; DEQ 8-2007, f. & cert. ef. 11-8-07; DEQ 15-2008, f. & cert. ef. 12-31-08; DEQ 8-2009, f. & cert. ef. 12-16-09; DEQ 9-2009(Temp), f. 12-24-09, cert. ef. 1-1-10 thru 6-30-10

General ACDP Option In Lieu of Individual ACDP for Certain Source Categories

340-216-0060

General Air Contaminant Discharge Permits

(1) Applicability.

(a) The Department may issue a General ACDP under the following circumstances:

(A) There are several sources that involve the same or substantially similar types of operations;

(B) All requirements applicable to the covered operations can be contained in a General ACDP;

(C) The emission limitations, monitoring, recordkeeping, reporting and other enforceable conditions are the same for all operations covered by the General ACDP; and

(D) The pollutants emitted are of the same type for all covered operations.

(b) Permit content. Each General ACDP must include the following:

- (A) All relevant requirements for the operations covered by the General ACDP;
- (B) Generic PSELS for all pollutants emitted at more than the de minimis level in accordance with OAR 340, division 222;
- (C) Testing, monitoring, recordkeeping, and reporting requirements necessary to ensure compliance with the PSEL and other applicable emissions limits and standards; and
- (D) A permit expiration date not to exceed 10 years from the date of issuance.
- (c) Permit issuance procedures: A new General ACDP requires public notice and opportunity for comment in accordance with OAR 340 division 209 for Category III permit actions. A reissued General ACDP or a modification to a General ACDP requires public notice and opportunity for comment in accordance with OAR 340 division 209 for Category II permit actions. All General ACDPs are on file and available for review at the Department's headquarters.
- (2) Source assignment:
 - (a) Application requirements. Any person requesting that a source be assigned to a General ACDP must submit a written application in accordance with OAR 340-216-0040 that includes the information in OAR 340-216-0040(1), specifies the General ACDP source category, and shows that the source qualifies for the General ACDP.
 - (b) Fees. Applicants must pay the fees set forth in Table 2 of OAR 340-216-0020. The fee class for each General ACDP is as follows:
 - (A) Hard chrome platers -- Fee Class Three;
 - (B) Decorative chrome platers -- Fee Class Two;
 - (C) Halogenated solvent degreasers -- batch cold -- Fee Class Two;
 - (D) Halogenated solvent degreasers -- batch vapor and in-line -- Fee Class Two;
 - (E) Halogenated solvent degreasers -- batch cold, batch vapor, and in-line -- Fee Class Two;
 - (F) Perchloroethylene dry cleaners -- Fee Class Six;
 - (G) Asphalt plants -- Fee Class Three;
 - (H) Rock crushers -- Fee Class Two;
 - (I) Ready-mix concrete -- Fee Class One;
 - (J) Sawmills, planing mills, millwork, plywood manufacturing and veneer drying -- Fee Class Three;
 - (K) Boilers -- Fee Class Two;
 - (L) Crematories -- Fee Class Two;
 - (M) Grain elevators -- Fee Class One;
 - (N) Prepared feeds, flour, and cereal -- Fee Class One;
 - (O) Seed cleaning -- Fee Class One;
 - (P) Coffee roasters -- Fee Class One;
 - (Q) Bulk gasoline plants -- Fee Class One;
 - (R) Electric power generators -- Fee Class Two;
 - (S) Clay ceramics -- Fee Class One;
 - (T) Hospital sterilizers -- Fee Class Four;
 - (U) Secondary nonferrous metals -- Fee Class One;
 - (V) Gasoline dispensing facilities -- stage I -- Fee Class Five;
 - (W) Gasoline dispensing facilities -- stage II -- Fee Class Four;
 - (X) Wood preserving -- Fee Class Four;
 - (Y) Metal fabrication and finishing -- Fee Class Two;
 - (Z) Plating and polishing -- Fee Class One;
 - (AA) Miscellaneous surface coating operations -- Fee Class One;
 - (BB) Paint stripping -- Fee Class One;
 - (CC) Motor vehicle and mobile equipment surface coating operations -- Fee Class One;
 - (DD) Aluminum, copper, and nonferrous foundries -- Fee Class Two;
 - (EE) Any General ACDP not listed above -- Fee Class One.

(c) Source assignment procedures:

(A) Assignment of a source to a General ACDP is a Category I permit action and is subject to the Category I public notice requirements in accordance with OAR 340, division 209.

(B) A person is not a permittee under the General ACDP until the Department assigns the General ACDP to the person.

(C) Assignments to General ACDPs and attachment(s) terminate when the General ACDP or attachment expires or is modified, terminated or revoked.

(D) Once a source has been assigned to a General ACDP, if the assigned General ACDP does not cover all requirements applicable to the source, the other applicable requirements must be covered by assignment to one or more General ACDP Attachments in accordance with OAR 340-216-0062, otherwise the source must obtain a Simple or Standard ACDP.

(E) A source requesting to be assigned to a General ACDP Attachment, in accordance with OAR 340-216-0062, for a source category in a higher annual fee class than the General ACDP the source is currently assigned to, must be reassigned to the General ACDP for the source category in the higher annual fee class.

(3) Department Initiated Modification. If the Department determines that the conditions have changed such that a General ACDP for a category needs to be modified, the Department may issue a new General ACDP for that category and assign all existing General ACDP permit holders to the new General ACDP.

(4) Rescission. In addition to OAR 340-216-0082 (Termination or Revocation of an ACDP), the Department may rescind an individual source's assignment to a General ACDP if the source no longer meets the requirements of this rule or the conditions of the permit, including, but not limited to a source having an ongoing, reoccurring or serious compliance problem. Upon rescinding a source's assignment to a General ACDP the Department will place the source on a Simple or Standard ACDP. The Department may also revoke a General ACDP or attachment or both if conditions, standards or rules have changed so the permit or attachment no longer meets the requirements of this rule.

NOTE: This rule is included in the State of Oregon Clean Air Act Implementation Plan as adopted by the EQC under OAR 340-200-0040.

[ED. NOTE: Tables referenced are available from the agency.]

Stat. Auth.: ORS 468 & 468A

Stats. Implemented: ORS 468.020 & 468A.025

Hist.: DEQ 14-1998, f. & cert. ef. 9-14-98; DEQ 14-1999, f. & cert. ef. 10-14-99, Renumbered from 340-028-1725; DEQ 6-2001, f. 6-18-01, cert. ef. 7-1-01; DEQ 10-2001, f. & cert. ef. 8-30-01; DEQ 4-2002, f. & cert. ef. 3-14-02; DEQ 2-2006, f. & cert. ef. 3-14-06; DEQ 8-2007, f. & cert. ef. 11-8-07; DEQ 15-2008, f. & cert. ef. 12-31-08; DEQ 8-2009, f. & cert. ef. 12-16-09

340-216-0062

General ACDP Attachments

(1) Purpose. This rule allows a source to be assigned to one General ACDP and one or more General ACDP Attachments, as long as the General ACDP and General ACDP Attachment(s) contain all requirements applicable to the source. This would allow a source to avoid having to obtain a more costly Simple or Standard ACDP if there are no General ACDPs that contain all requirements applicable to the source.

(2) Applicability.

(a) The Department may issue a General ACDP Attachment under the following circumstances:

(A) There are several sources that involve the same or substantially similar types of operations;

(B) All requirements applicable to the covered operations can be contained in a General ACDP Attachment;

- (C) The emission limitations, monitoring, recordkeeping, reporting and other enforceable conditions are the same for all operations covered by the General ACDP Attachment;
- (D) The pollutants emitted are of the same type for all covered operations. If a General ACDP and a General ACDP Attachment(s) cannot address all activities at a source, the owner or operator of the source must apply for Simple or Standard ACDP in accordance with this Division.
- (b) Attachment content. Each General ACDP Attachment must include the following:
- (A) All relevant requirements for the operations covered by the General ACDP Attachment;
- (B) Testing, monitoring, recordkeeping, and reporting requirements necessary to ensure compliance with the applicable emissions limits and standards; and
- (C) An attachment expiration date not to exceed 10 years from the date of issuance.
- (c) Attachment issuance procedures: A General ACDP Attachment requires public notice and opportunity for comment in accordance with OAR 340 division 209 for Category II permit actions. All General ACDP Attachments will be on file and available for review at the Department's headquarters.
- (3) Source assignment:
- (a) Application requirements. Any person requesting to be assigned to a General ACDP Attachment must submit a written application for each requested General ACDP Attachment that specifies the requested General ACDP Attachment and shows that the source qualifies for the requested General ACDP Attachment.
- (b) Fees. Permittees must pay an annual fee of \$120 for each assigned General ACDP Attachment.
- (c) Assignment procedures:
- (A) Assignment to a General ACDP Attachment is a Category I permit action and is subject to the Category I public notice requirements in accordance with OAR 340, division 209.
- (B) A person is not a permittee under the General ACDP Attachment until the Department assigns the General ACDP Attachment to the person.
- (C) Assignments to a General ACDP Attachments terminate when the General ACDP Attachment expires or is modified, terminated or revoked.
- (D) A source may not be assigned to a General ACDP Attachment for a source category in a higher annual fee class than the General ACDP the source is currently assigned to. Instead a source must be reassigned to the General ACDP for the source category in the higher annual fee class in accordance with OAR 340-216-0060(2)(c)(E) and may be assigned to one or more General ACDP Attachments associated with source categories in an equal or lower annual fee class.
- (d) If all activities at a source cannot be addressed by a General ACDP and General ACDP Attachments, the owner or operator of the source must apply for a Simple or Standards ACDP in accordance with this Division.

NOTE: This rule is included in the State of Oregon Clean Air Act Implementation Plan as adopted by the EQC under OAR 340-200-0040.

Stat. Auth.: ORS 468 & 468A

Stats. Implemented: ORS 468.020 & 468A.025

Hist.: DEQ 8-2009, f. & cert. ef. 12-16-09

Registration In Lieu of ACDP for Certain Area Source NESHAP Categories

340-210-0100

Registration in General

- (1) Any air contaminant source not subject to Air Contaminant Discharge Permits, OAR 340 division 216, or Oregon Title V Operating Permits, OAR 340 division 218, must register with the Department upon request pursuant to 340-210-0110 through 340-210-0120.

(2) The following air contaminant sources that are certified through a Department approved environmental certification program and subject to an Area Source NESHAP may register with the Department pursuant to 340-210-0110 through 340-210-0120 in lieu of obtaining a permit in accordance with OAR 340-216-0020, unless the Department determines that the source has not complied with the requirements of the environmental certification program.

(a) Motor vehicle surface coating operations.

(b) Dry cleaners using perchloroethylene.

(3) Approved environmental certification program. To be approved, the environmental certification program must, at a minimum, require certified air contaminant sources to comply with all applicable state and federal rules and regulations and require additional measures to increase environmental protection.

(4) Fees. In order to obtain and maintain registration, owners and operators of air contaminant sources registered pursuant to section (2) of this rule must pay the following annual fees by March 1 of each year:

(a) Motor vehicle surface coating operations -- \$240.00.

(b) Dry cleaners using perchloroethylene -- \$180.00.

(c) Late fees.

(A) 30 days late: 5% of annual fee.

(B) 31-60 days late: 10% of annual fee.

(C) 61 or more days late: 20% of annual fee.

(d) Failure to pay fees. Registration is automatically terminated upon failure to pay annual fees within 90 days of invoice by the Department, unless prior arrangements for payment have been approved in writing by the Department.

(5) Recordkeeping. In order to maintain registration, owners and operators of air contaminant sources registered pursuant to section (2) of this rule must maintain records required by the approved environmental performance program under section (3) of this rule. The records must be kept on site and in a form suitable and readily available for expeditious inspection and review.

(6) Revocation. The Department may revoke a registration if a source fails to meet any requirement in OAR 340-210-0110.

NOTE: This rule is included in the State of Oregon Clean Air Act Implementation Plan as adopted by the EQC under OAR 340-200-0040.

Stat. Auth.: ORS 468.020, 468A.050 & 468A.310

Stats. Implemented: ORS 468 & 468A

Hist.: DEQ 15, f. 6-12-70, ef. 9-1-70; DEQ 4-1993, f. & cert. ef. 3-10-93; DEQ 12-1993, f. & cert. ef. 9-24-93, Renumbered from 340-020-0005; DEQ 14-1999, f. & cert. ef. 10-14-99, Renumbered from 340-028-0500; DEQ 6-2001, f. 6-18-01, cert. ef. 7-1-01; DEQ 8-2009, f. & cert. ef. 12-16-09

340-210-0110

Registration Requirements

(1) Registration must be completed within 30 days following the mailing date of the request by the Department.

(2) Registration must be made on forms furnished by the Department and completed by the owner, lessee of the source, or agent.

(3) In order to obtain registration pursuant to OAR 340-210-0100(1), the following information must be reported by registrants:

(a) Name, address, and nature of business;

(b) Name of local person responsible for compliance with these rules;

(c) Name of person authorized to receive requests for data and information;

(d) A description of the production processes and a related flow chart;

- (e) A plot plan showing the location and height of all air contaminant sources. The plot plan must also indicate the nearest residential or commercial property;
- (f) Type and quantity of fuels used;
- (g) Amount, nature, and duration of air contaminant emissions;
- (h) Estimated efficiency of air pollution control equipment under present or anticipated operating conditions;
- (i) Any other information requested by the Department.

(4) In order to obtain registration pursuant to OAR 340-210-0100(2), a source must submit the information in section (3)(a), (b), (c), and (i) of this rule and the following:

(a) Information demonstrating that the air contaminant source is operating in compliance with all applicable state and federal rules and regulations, as requested by the Department.

(b) Information demonstrating that the source is certified through an approved environmental certification program.

(c) A signed statement that the submitted information is true, accurate, and complete. This signed statement shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

NOTE: This rule is included in the State of Oregon Clean Air Act Implementation Plan as adopted by the EQC under OAR 340-200-0040.

Stat. Auth.: ORS 468.020, 468A.050 & 468A.310

Stats. Implemented: ORS 468 & 468A

Hist.: DEQ 15, f. 6-12-70, ef. 9-1-70; DEQ 4-1993, f. & cert. ef. 3-10-93; DEQ 12-1993, f. & cert. ef. 9-24-93, Renumbered from 340-020-0010; DEQ 14-1999, f. & cert. ef. 10-14-99, Renumbered from 340-028-0510; DEQ 6-2001, f. 6-18-01, cert. ef. 7-1-01; DEQ 8-2009, f. & cert. ef. 12-16-09

340-210-0120

Re-Registration

(1) In order to re-register or maintain registration, a person responsible for an air contaminant source must reaffirm in writing, by March 1 of each year, the correctness and current status of the information furnished to the Department.

(2) Any change in any of the factual data reported under OAR 340-210-0110(3) or (4) must be reported to the Department, at which time re-registration may be required on forms furnished by the Department.

(3) In order to re-register, a person must not have had their registration terminated or revoked within the last 3 years, unless the air contaminant source has changed ownership since termination or revocation.

NOTE: This rule is included in the State of Oregon Clean Air Act Implementation Plan as adopted by the EQC under OAR 340-200-0040.

Stat. Auth.: ORS 468.020, 468A.050 & 468A.310

Stats. Implemented: ORS 468 & 468A

Hist.: DEQ 15, f. 6-12-70, ef. 9-1-70; DEQ 4-1993, f. & cert. ef. 3-10-93; DEQ 12-1993, f. & cert. ef. 9-24-93, Renumbered from 340-020-0015; DEQ 14-1999, f. & cert. ef. 10-14-99, Renumbered from 340-028-0520; DEQ 6-2001, f. 6-18-01, cert. ef. 7-1-01; DEQ 8-2009, f. & cert. ef. 12-16-09