

SECTION 27. HAZARDOUS AIR POLLUTANTS – MAXIMUM ACHIEVABLE CONTROL TECHNOLOGY (MACT).

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- (A) Notwithstanding any other provisions of ~~these Regulations and Standards the LLCAPCPRS, 40 CFR Part 63, Subpart D Sections §63.70 through §63.81 of Title 40 Code of Federal Regulations (CFR) Part 63, Subpart D, as effective on December 29, 1992 July 1, 2013,~~ pertaining to compliance extensions for early reductions, are hereby adopted and incorporated by reference.
- (B) Requirements for ~~a~~ⁿNew, ~~m~~^mModified, or ~~r~~^rReconstructed ~~s~~^sSources of ~~h~~^hHazardous ~~a~~^aAir ~~p~~^pPollutants. ~~A permit will be issued for Any owner/operator constructing a new source, or performing construction-/reconstruction-/or modification of a at an existing source, with where the potential to emit any hazardous air pollutant from the constructed/reconstructed/modified source in an amount equal to or in excess of equals or exceeds the levels specified in Article 2, Section 17, subparagraph (A)(1)(h)(2) of these Regulations and Standards the LLCAPCPRS, will only be issued a permit to construct/reconstruct/modify if best available control technology (as determined by the Director) is applied for each hazardous air pollutant for which the potential to emit exceeds the levels specified in Article 2, Section 17, paragraph (A)(2) of the LLCAPCPRS, and the source will shall comply with all other applicable requirements of these Regulations and Standards the LLCAPCPRS. In no event shall application of best available control technology result in emissions of any pollutant which would exceed the emissions allowed by any applicable standard under Article 2, Sections 18, Section-23, Section-27, or Section-28.~~
- (C) Requirements for ~~a~~ⁿNew or ~~r~~^rReconstructed ~~m~~^mMajor ~~s~~^sSources of ~~h~~^hHazardous ~~a~~^aAir ~~p~~^pPollutants. ~~A permit as required under subparagraph (A)(1)(h) of Section 17 for construction or reconstruction of a Any new source with the potential to emit an amount equal to or in excess of ten (10) tons per year of any hazardous air pollutant or twenty five (25) tons per year or more of any combination of hazardous air pollutants, will only be issued a permit for construction/reconstruction/modification required under Article 2, Section 17, paragraph (A)(2) of the LLCAPCPRS if maximum achievable control technology, as determined by the Director, is applied, and the source is required to comply with all other requirements of these Regulations and Standards the LLCAPCPRS.~~
- (1) For ~~the~~ purposes of this section, ~~the provisions set forth in 40 CFR Part 63, Subpart B Sections §63.40 (b); §63.41; §63.42(c); §63.43 (a), (b), and (d); and §63.44, as in effective on December 27, 1996 July 1, 2013,~~ are hereby adopted and incorporated by reference.
- (2) Except as provided in ~~paragraph (C)(1) above,~~ the provisions and procedures of ~~Article 2, Section 17, of the LLCAPCPRS and paragraph (B) above~~ apply.
- (D) Notwithstanding any other provisions of ~~these Regulations and Standards the LLCAPCPRS, the provisions set forth in 40 CFR Part 63, Subpart B Section §63.50 through §63.56 of Title 40 Code of Federal Regulations (CFR) Part 63, Subpart B, as amended at 67 Federal Register 16582 effective on April 5, 2002 July 1, 2013,~~ pertaining to maximum achievable control technology determinations for emission units subject to case-by-case determination of equivalent emission limitations, are hereby adopted and incorporated by reference.
- (E) Notwithstanding any other provisions of ~~these Regulations and Standards the LLCAPCPRS, the provisions set forth in Title 40 Code of Federal Regulations (CFR) 40 CFR Part 68 "Chemical Accident Prevention Provisions", Subparts A thru H, as effective on January 6, 1998 July 1, 2013, pertaining to Chemical Accident Release Prevention,~~ are hereby adopted and incorporated by reference.

Ref: Title 129, Chapter 27, Nebraska Department of Environmental Quality