

Draft Rule 200 - September 1, 2005
For Discussion During Public Workshop #5 Scheduled For September 15, 2005

Originally when Maricopa County began the rulemaking process to revise Rule 200, Maricopa County was proposing to amend Rule 200 in order to clarify permit transfer requirements for Non-Title V sources and Title V sources, to revise requirements for earthmoving permits so that such requirements would match Rule 310 (Fugitive Dust) effective April 7, 2004, and to add, delete, or modify other sections in Rule 200 and/or additional rules as necessary.

After conducting the first Public Workshop in February 2005, Maricopa County added to this list of Rule 200 revisions - to add criteria regarding a "special event" permit. Although clarifying permit transfer requirements and revising the requirements for earthmoving permits were still part-of the revisions being proposed to Rule 200, the next three Public Workshops proceeded to entail lengthy discussions about the "special event" permit and to focus mostly on how "special event" should be defined and what the "special event" permit itself should "permit".

After Public Workshop #4 was conducted on May 26, 2005, Maricopa County conducted a staff meeting to discuss how to interpret Rule 200 regarding permit transfers for general permits. During this staff meeting, Maricopa County staff agreed that Rule 200 should be re-formatted and/or re-arranged, so that all the information and requirements for each type of permit (i.e., Title V Permit, Non-Title V Permit, General Permit, Dust Control Permit, Special Event Permit, and Permit To Burn) are located/described in the section titled/headed for that specific permit (i.e., all the information and requirements for a Title V Permit should be located/described under the section titled/headed "Title V Permit"). Consequently, as written in draft Rule 200 dated September 1, 2005 and as will be discussed during Public Workshop #5 (scheduled for September 15, 2005), Maricopa County is proposing to clarify permit transfer requirements for Non-Title V sources and Title V sources, to revise requirements for earthmoving permits so that such requirements will match Rule 310 (Fugitive Dust) effective April 7, 2004, to add criteria regarding a "special event" permit, and to re-format and/or re-arrange Rule 200, so that all the information and requirements for each type of permit (i.e., Title V Permit, Non-Title V Permit, General Permit, Dust Control Permit, Special Event Permit, and Permit To Burn) are located/described in the section titled/headed for that specific permit (i.e., all the information and requirements for a Title V Permit will be located/described under the section titled/headed "Title V Permit").

Below is a description of the revisions proposed in Rule 200 dated September 1, 2005:

Section 202.1: Added the heading "Events And/Or Activities That Are Considered A Special Event". Deleted "un-stabilized" and "un-stabilize".

Section 202.1(m): Changed "Church event and/or revival" to "Church event/religious event/place of worship event and/or revival".

Section 202.2: Added the heading "Events And/Or Activities That Are Not Considered A Special Event".

Section 202.2(b): Added a new Section 202.2(b). Re-lettered the remaining sections - c thru f. New "b" reads: "Event and/or activity that includes pedestrian traffic, event equipment, and/or parking conducted on

cumulative disturbed surface areas less than 1 acre (or event and/or activity that includes pedestrian traffic, event equipment, and/or parking that has the potential to disturb cumulative surface areas less than 1 acre)”.

Section 202.2(f): Added “For the purpose of this definition, rodeos and/or fields in which rodeos are conducted are considered an event and/or activity that is considered a special event under this definition in this rule”.

Section 301: Added “The Maricopa County Air Quality Department issues the following permits: Title V permits, Non-Title V permits, General permits, Dust Control permits, Special Event permits, and Burn permits. The standards and/or requirements for these permits are described in Section 302 thru Section 307 of this rule. Additional standards, administrative requirements, and monitoring and records requirements for some of these permits are described in individual rules of the Maricopa County Air Pollution Control Regulations, as applicable/as specified in Section 302 thru Section 307 of this rule”.

Section 302: Deleted “A Title V permit or, in the case of an existing permitted source, a permit revision shall be required for a person to commence construction of, to operate, or to modify any of the following:”.

Section 302.1: Added “Sources Required To Have A Title V Permit: A Title V permit or, in the case of an existing permitted source, a permit revision shall be required for a person to commence construction of, to operate, or to modify any of the following:”.

Section 302.1(a): Changed “302.1” to “a”. Added the title of Rule 100.

Section 302.1(b): Changed “302.2” to “b”.

Section 302.1(c): Changed “302.3” to “c”. Added the title of Rule 100.

Section 302.1(d): Changed “302.4” to “d”.

Section 302.2: Added “Sources Not Required To Have A Title V Permit: A source that does not meet the requirements of Section 302.1 of this rule and/or does not meet the requirements of Rule 210-Title V Permit Provisions of these rules shall not be required to obtain a Title V permit. However, any source that is exempt from obtaining a Title V permit, according to this section of this rule, shall still comply with all other applicable requirements of these rules”. (The second sentence needs more revising - to make it clear that if a source is not required to have a Title V permit, then such source is not automatically exempt from getting a permit. Such source might be subject to another type of permit described further/later in Rule 200.)

Section 302.3: Added “Additional Standards, Administrative Requirements, And Monitoring And Records Requirements For A Title V Permit: Additional standards, administrative requirements, and monitoring and records requirements for a Title V permit are described in Section 309 thru Section 313 of this rule, in Section 400 (not including Section 410) of this rule, and in Rule 210-Title V Permit Provisions of these rules”.

Section 303: Deleted “Unless a Title V permit or a permit revision is required, a Non-Title V permit or permit revision shall be required for”.

Section 303.1: Added “Sources Required To Have A Non-Title V Permit: The following sources shall obtain a Non-Title V permit or a Non-Title V permit revision”.

Section 303.1(a): Changed “303.1” to “a”. Deleted “a person to make”. Added “making”. Deleted “subsections 3.32 and 303.3(c)”. Added “Section 303.1(b) and/or Section 303.1(c)(3)”.

Section 303.1(b): Changed “303.2” to “b”. Deleted “a person to commence”. Added “commencing”. Deleted “to modify”. Added “modification of”. Deleted “after rules adopted pursuant to ARS §49.480.04 are effective”.

Section 303.1(b)(1): Changed “a” to “(1)”.

Section 303.1(b)(2): Changed “b” to “(2)”.

Section 303.1(c): Changed “303.3” to “c”. Deleted “a person to commence”. Added “commencing”. Deleted “to operate”. Added “operation of”. Deleted “to modify”. Added “modification of”.

Section 303.1(c)(1): Changed “a” to “(1)”.

Section 303.1(c)(2): Changed “b” to “(2)”.

Section 303.1(c)(3): Changed “c” to “(3)”. Deleted “except the following sources to the extent which the described limits are not exceeded. However, any source that is exempt from obtaining a Non-Title V permit according to this section shall still comply with all other applicable requirements of these rules”.

Section 303.2: Added “Sources Not Required To Have A Non-Title V Permit: The following sources shall not be required to obtain a Non-Title V permit or a Non-Title V permit revision, provided the described limits are not exceeded. However, any source that is exempt from obtaining a Non-Title V permit, according to this section of this rule, shall still comply with all other applicable requirements of these rules”. (The second sentence needs more revising - to make it clear that if a source is not required to have a Title V permit, then such source is not automatically exempt from getting a permit. Such source might be subject to another type of permit described further/later in Rule 200.)

Section 303.2(a): Changed “(1)” to “a”.

Section 303.2(a)(1): Changed “(a)” to “(1)”.

Section 303.2(a)(2): Changed “(b)” to “(2)”.

Section 303.2(b): Changed “(2)” to “b”.

Section 303.2(b)(1): Changed “(a)” to “(1)”.

Section 303.2(b)(2): Changed “(b)” to “(2)”.

Section 303.2(b)(3): Changed “(c)” to “(3)”.

Section 303.2(c): Changed “(3)” to “c”.

Section 303.2(c)(1): Changed “(a)” to “(1)”.

Section 303.2(c)(2): Changed “(b)” to “(2)”.

Section 303.2(c)(3): Changed “(c)” to “(3)”.

Section 303.2(c)(4): Changed “(d)” to “(4)”.

Section 303.2(d): Changed “(4)” to “d”.

Section 303.2(d)(1): Changed “a” to “(1)”.

Section 303.2(d)(2): Changed “(b)” to “(2)”.

Section 303.2(d)(3): Changed “(c)” to “(3)”.

Section 303.2(e): Changed “(5)” to “e”.

Section 303.2(e)(1): Changed “(a)” to “(1)”.

Section 303.2(e)(2): Changed “(b)” to “(2)”.

Section 303.2(e)(2)(a): Changed “(i)” to “(a)”.

Section 303.2(e)(2)(b): Changed “(ii)” to “(b)”.

Section 303.2(e)(2)(c): Changed “(iii)” to “(c)”.

Section 303.2(e)(3): Changed “(c)” to “(3)”.

Section 303.2(e)(4): Changed “(d)” to “(4)”.

Section 303.2(e)(5): Changed “(e)” to “(5)”.

Section 303.2(f): Changed “(6)” to “f”.

Section 303.2(f)(1): Changed “(a)” to “(1)”.

Section 303.2(f)(2): Changed “(b)” to “(2)”.

Section 303.2(f)(2)(a): Changed “(i)” to “(a)”.

Section 303.2(f)(2)(b): Changed “(ii)” to “(b)”.

Section 303.2(g): Changed “(7)” to “g”.

Section 303.2(g)(1): Changed “(a)” to “(1)”.

Section 303.2(g)(2): Changed “(b)” to “(2)”.

Section 303.2(g)(3): Changed “(c)” to “(3)”.

Section 303.2(g)(4): Changed “(d)” to “(4)”.

Section 303.2(g)(5): Changed “(e)” to “(5)”.

Section 303.2(g)(6): Changed “(f)” to “(6)”.

Section 303.2(g)(7): Changed “(g)” to “(7)”.

Section 303.2(g)(8): Changed “(h)” to “(8)”.

Section 303.2(g)(9): Changed “(i)” to “(9)”.

Section 303.2(g)(10): Changed “(j)” to “(10)”.

Section 303.3: Added “Additional Standards, Administrative Requirements, And Monitoring And Records Requirements For A Non-Title V Permit: Additional standards, administrative requirements, and monitoring and records requirements for a Non-Title V permit are described in Section 309 thru Section 313 of this rule, in Section 400 (not including Section 410) of this rule, and in Rule 220-Non-Title V Permit Provisions of these rules”.

Section 304: Deleted “A General permit shall be required for a person to commence construction of, to operate, or to modify a source that is a member of a facility class for which a General permit has been developed pursuant to Rule 230 of these rules. The provisions of Rule 230 of these rules shall apply to General permits, except as otherwise provided in Rule 230 of these rules”.

Section 304.1: Added “Sources Required To Have A General Permit: A General permit shall be required for a person to commence construction of, to operate, or to modify a source that is a member of a facility class for which a General permit has been developed pursuant to Rule 230-General Permits of these rules (i.e., a facility class that contains a large number of sources to the same or substantially similar requirements governing operations, emissions, monitoring, reporting, or recordkeeping”.

Section 304.2: Added heading “Sources Not Required To Have A General Permit”.

Section 304.2(a): Added “A General permit shall not be issued to sources that are subject to case-by-case standards or requirements”.

Section 304.2(b): Added “A General permit shall not be issued for affected sources except as provided in regulations promulgated by the Administrator under Title IV of the Act”.

Section 304.3: Added “Additional Standards, Administrative Requirements, And Monitoring And Records Requirements For A General Permit: Additional standards, administrative requirements, and monitoring and records requirements for a General permit are described in Section 309 (not including Section 309.1 and Section 309.2 of this rule) thru Section 313 of this rule, in Section 400 (not including Section 410) of this rule, and in Rule 230-General Permits of these rules”.

Section 305: Deleted “Earth Moving”. Added “Dust Control Permit (Formerly Earth Moving Permit)”. Deleted “No person shall cause, commence, suffer, allow, or engage in any earth moving operation that disturbs a total surface area of 0.10 acre or more. without first obtaining a permit from the Control Officer. This requirement for a permit shall apply to all such activities conducted for commercial, industrial, or institutional purposes or conducted by any governmental entity. The property owner, lessee, developer, or general/prime contractor will be responsible for acquiring the permit. Permits shall not be required for earth moving operations for emergency repair of utilities, paved roads, unpaved roads, shoulders, and/or alleys”. Added “The Maricopa County Air Quality Department issues the following types of Dust Control permits: Dust Control permits and Dust Control permit-Block permits. The standards and/or requirements for these types of Dust Control permits are described in Section 305.1 thru Section 305.4 of this rule”.

Section 305.1: Deleted “Application: The applicant shall file an application, which includes an 8½" x 11" site map showing all linear dimensions, and shall submit a control plan as described in Rule 310 of these rules”. Added “Sources Required To Have A Dust Control Permit: A Dust Control permit shall be submitted to the Control Officer by the property owner, lessee, developer, or general/prime contractor before causing, commencing, suffering, allowing, or engaging in any dust generating operation that disturbs a total surface area of 0.10 acre (4,356 square feet) or more”.

Section 305.2: Deleted “Annual - Block Permit: Any person responsible for more than one earth moving operation consisting of routine operation, maintenance, and expansion or extension of utilities, paved roads, unpaved roads, road shoulders and/or alleys, and public right-of-ways at non-contiguous sites may submit one permit application covering multiple sites at which construction will commence within 12 months of permit issuance provided that”. Added “Sources That May Have A Dust Control Permit-Block Permit”.

Section 305.2(a): Deleted “The control plan as described in Rule 310 of these rules applies to all sites; and”. Added “A Dust Control permit-Block permit application may be submitted to the Control Officer, if any one of the following dust generating operations are conducted”.

Section 305.2(a)(1): Added “More than one of the activities listed in Section 306.1 of this rule and if such activities occur at more than one site”.

Section 305.2(a)(2): Added "Routine operation".

Section 305.2(a)(3): Added "Maintenance".

Section 305.2(a)(4): Added "Expansion or extension of utilities, paved roads, unpaved roads, road shoulders, alleys, and public right of ways at non-contiguous sites".

Section 305.2(b): Added "When completing and submitting a Dust Control permit-Block permit application, the applicant shall comply with the following requirements".

Section 305.2(b)(1): Added "A Dust Control Plan that meets the criteria described in Rule 310, Section 304 of these rules and applies to all sites shall be submitted to the Control Officer with the Dust Control permit-Block permit application.

Section 305.2(b)(2): Changed "b" to "(2)". Deleted "The applicant submits a list of all sites, including the location and size of each site, with the application". Added "A list of all sites, including the location and size of each site, shall be submitted to the Control Officer with the Dust Control permit-Block permit application".

Section 305.2(b)(3): Changed "c" to "(3)". Added "Dust Control permit-Block permit". Deleted "notifies". Added "shall notify". Deleted "earth moving". Added "dust generating". Added "; and".

Section 305.2(b)(4): Added "The dust generating operation(s) shall commence within 12 months of the Dust Control permit-Block permit issuance".

Section 305.2(c): Added "If a person, who is responsible for obtaining a Special Event permit-Block permit as described in Section 306.1 of this rule, is also responsible for conducting activities that qualify for a Dust Control permit-Block permit, then such person may include the events/activities that qualify for a Special Event permit-Block permit in the application for the Dust Control permit-Block permit and need not apply for two separate block permits".

Section 305.3: Deleted "Action On Permit Application: The Control Officer shall take final action on an earth moving permit application permit within 14 calendar days of the filing of the completed application. The Control Officer shall notify the applicant in writing of his approval or denial". Added "Sources Not Required To Have A Dust Control Permit".

Section 305.3(a): Added "A Dust Control permit shall not be required for dust generating operations for emergency repair of utilities, paved roads, unpaved roads, shoulders, and/or alleys".

Section 305.3(b): Added "A Dust Control permit shall not be required for dust generating operations for which a General permit has been issued and the authority to operate under the General permit lists/requires a Dust Control Plan".

Section 305.3(c): Added "If a dust generating operation is part-of an on-going business/is part of a facility that is required to have a Title V Permit or a Non-Title V Permit under this rule, then a Dust Control permit may not be required. Rather, such dust generating operation may be included in the Title V Permit (issued under Section 302 of this rule and Rule 210 of these rules) or in the Non-Title V Permit (issued under Section 303 of this rule and Rule 220 of these rules)".

Section 305.4: Deleted "Permit Term: Earth Moving permits issued pursuant to this rule shall be issued for a period of one year from the date of issuance". Added "Additional Standards, Administrative Requirements, And Monitoring And Records Requirements For A Dust Control Permit: Additional standards, administrative requirements, and monitoring and records requirements for a Dust Control permit are described in Section 309 (not including Section 309.1 and Section 309.2 of this rule) thru Section 312 of this rule, in Section 400 (not including Section 404, Section 407, and Section 410) of this rule, and in Rule 310-Fugitive Dust of these rules".

Section 305.5: Deleted “Permit Renewal: Earth Moving permits shall be renewed annually should the project last longer than one year from the date the permit was issued. Applications for permit renewal shall be submitted to the Control Officer at least 14 calendar days prior to the expiration date of the original permit”.

Section 306: Added “Special Event Permit: The Maricopa County Air Quality Department issues the following types of Special Event permits: Special Event permits, Special Event permit-Block permits, and Special Event permit-Parking permits. The standards and/or requirements for these types of Special Event permits are described in Section 306.1 thru Section 306.7 of this rule”.

Section 306.1: Added “Sources Required To Have A Special Event Permit: A Special Event permit shall be required if an event is conducted or sponsored by a business (commercial purpose), industry, institution, organization, or governmental entity and includes pedestrian traffic and event equipment on cumulative disturbed surface areas 1 acre or larger (or that has the potential to disturb cumulative surface areas 1 acre or larger) and will be conducted for 14 consecutive days or less within any permit year”.

Section 306.2: Added “Sources Required To Have A Special Event Permit-Block Permit”.

Section 306.2(a): Added “A Special Event permit-Block permit shall be required if a business (commercial purpose), industry, institution, organization, or governmental entity conducts or sponsors multiple special events”.

Section 306.2(b): Added “A Special Event permit-Block permit shall be required if a business (commercial purpose), industry, institution, organization, or governmental entity conducts or sponsors a special event that lasts longer than 14 consecutive days within any permit year”.

Section 306.2(c): Added “A Special Event permit-Block permit shall be required if applicant/permit holder and the location of the special events do not remain the same”.

Section 306.3: Added “Sources Required To Have A Special Event Permit-Parking Permit: A Special Event permit-Parking permit shall be required if an event is conducted or sponsored by a business (commercial purpose), industry, institution, organization, or governmental entity and includes parking on cumulative disturbed surface areas 1 acre or larger (or that has the potential to disturb cumulative surface areas 1 acre or larger) and will be conducted for 14 consecutive days or less within any permit year”.

Section 306.4: Added “Sources Not Required To Have A Special Event Permit, A Special Event Permit-Block Permit, Nor A Special Event Permit-Parking Permit: Neither a Special Event permit, a Special Event permit-Block permit, nor a Special Event permit-Parking permit shall be required for the following sources, activities, and/or events”.

Section 306.4(a): Added “Event and/or activity conducted in stabilized areas of a designated park”.

Section 306.4(b): Added “Event and/or activity that includes pedestrian traffic, event equipment, and/or parking conducted on cumulative disturbed surface areas less than 1 acre (or event and/or activity that includes pedestrian traffic, event equipment, and/or parking that has the potential to disturb cumulative surface areas less than 1 acre)”.

Section 306.4(c): Added “Event and/or activity conducted in a paved parking area or an established business or public facility”.

Section 306.4(d): Added “Training and/or emergency response activities conducted by law enforcement, fire, or military agencies”.

Section 306.4(e): Added “Using hiking paths, horse trails, and bicycle paths exclusively for purposes other than travel by motor vehicles”.

Section 306.4(f): Added “Using dedicated camp sites, playgrounds, and fields for non-motorized activities and/or non-motorized sports. For the purpose of this rule, rodeos and/or fields in which rodeos are conducted are considered an event and/or activity that is considered a special event, pursuant to the definition of special event in Section 202 of this rule”.

Section 306.5: Added “Additional Standards, Administrative Requirements, And Monitoring And Records Requirements For A Special Event Permit: Additional standards, administrative requirements, and monitoring and records requirements for a Special Event permit are described in Section 309 (not including Section 309.1 and Section 309.2 of this rule) thru Section 312 of this rule and in Section 400 (not including Section 404, Section 407, and Section 410) of this rule”.

Section 307: Changed “306” to “307”. Deleted “Permit To Burn”. Added “Burn Permit (Formerly Permit To Burn)”. Deleted “A permit is required for any open outdoor fire authorized under the exceptions in ARS 49-501 or Rule 314 of these rules”.

Section 307.1: Added “Sources Required To Have A Burn Permit: A Burn permit is required for any open outdoor fire authorized under the exception in ARS §49-501 or Rule 314-Open Outdoor Fires of these rules”.

Section 307.2: Added “Sources Not Required To Have A Burn Permit: Source not required to have a Burn permit are described in Rule 314-Open Outdoor Fires of these rules”.

Section 307.3: Added “Additional Standards, Administrative Requirements, And Monitoring And Records Requirements For A Burn Permit: Additional standards, administrative requirements, and monitoring and records requirements for a Burn permit are described in Section 309 (not including Section 309.1 and Section 309.2 of this rule) thru Section 312 of this rule, in Section 400 (not including Section 404, Section 407, and Section 410) of this rule, and in Rule 314-Open Outdoor Fires of these rules”.

Section 308: Changed “307” to “308”. Added “as defined in Rule 100-General Provisions And Definitions of these rules”.

Section 308.1: Changed “307.1” to “308.1”.

Section 308.2: Changed “307.2” to “308.2”. Added “Standards For Demolition And Renovation”.

Section 308.3: Changed “307.3” to “308.3”. Added “Standards Of Performance For New Stationary Sources” and “National Emission Standards For Hazardous Air Pollutants”.

Section 309: Changed “308” to “309” (in all section in Section 309).

Section 310: Changed “309” to “310”.

Section 310.1: Changed “309.1” to “310.1”. Deleted “subsection 309.2 and subsection 309.3”. Added “Section 310.1 and Section 310.3”.

Section 310.2: Changed “309.2” to “310.2”.

Section 310.3: Changed “309.3” to “310.3”.

Section 311: Changed “310” to “311”.

Section 312: Changed “311” to “312”. Added “under the provisions of this rule”. Added “to which the permit has been issued and/or”. Added “covered by the permit”.

Section 312: Deleted “Transition From Installation And Operating Permit Program To Unitary Permit Program” in its entirety.

Section 313.1: Added “Fees”.

Section 403: This section needs to be revised - to make it clear which notice requirements/procedures and forms described/required by Rule 210 apply to which permits described in Rule 200.

Section 404.1: Deleted “or”. Added “or a General permit”. Deleted “if the person who holds the permit gives notice to the Control Officer in writing at least 30 days before the proposed transfer and complies with administrative permit amendment procedures pursuant to Rule 210 and/or Rule 220 of these rules”. Added “Before the proposed transfer, the person who holds a valid Non-Title V permit or a valid General permit shall comply with the administrative permit revision procedures pursuant to Rule 220, Section 405.1 of these rules. At least 30 days before the proposed transfer, the person who holds a valid Title V permit shall give notice to the Control Officer in writing and shall comply with the administrative permit amendment procedures pursuant to Rule 210, Section 404 of these rules”. (This section needs more revising, because there are many un-answered questions: When does a Non-Title V permit become non-transferable? Since there is no time-frame regarding transferring a Non-Title V permit in Section 404.1, does the language in Section 404.1 conflict with the language in Section 404.2? Permit transfer must be made after notice has been received?)

Section 404.2: Deleted “application”. Added “notice”. (Did not change “10 working days” to “30 calendar days”, because if such change were made, then Maricopa County’s Rule 200 would be more procedurally burdensome than the State’s rule. According to Arizona Revised Statutes 49-479(C): A county may adopt or amend a rule, emission standard, or standard of performance that is as stringent or more stringent than a rule, emission standard or standard of performance for similar sources adopted by the director only if the county complies with the applicable provisions of section 49-112. Arizona Revised Statutes 49-112 reads: When authorized by law, a county may adopt rules, ordinances or other regulations in lieu of a state program that are as stringent as a provision of this title or rule adopted by the director or any board or commission authorized to adopt rules pursuant to this title, if the county demonstrates that the cost of obtaining permits or other approvals from the county will approximately equal or be less than the fee or cost of obtaining similar permits or approvals under this title or any rule adopted pursuant to this title. If the state has not adopted a fee or tax for similar permits or approvals, the county may adopt a fee when authorized by law in the rule, ordinance or other regulation that does not exceed the reasonable costs of the county to issue and administer that permit or plan approval program.)

Section 406: Added “Procedure Before The Hearing Board”.

Section 409: This section needs to be revised - to make it clear that application fees and annual permit fees apply/are required for/with an approved permit. Maricopa County is in the process of writing a policy to address delinquent fees. The idea/intent is to incorporate details of such policy into this section.

Section 410: This section needs to be revised, because there are many un-answered questions: How is portable source defined? How is portable source permit defined? How is temporary source defined? How long can a source locate on a site and still be considered portable? How do non-road engines relate-to portable sources? How is co-location of sources relate-to portable sources?