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RULE 370
FEDERAL HAZARDOUS AIR POLLUTANT PROGRAM

SECTION 100 – GENERAL

101 PURPOSE: To establish emission standards for federally listed hazardous air pollutants.

102 APPLICABILITY: The provisions of this rule apply to the owner or operator of any stationary source for which a standard is prescribed under this rule, and for which federal delegation of the implementation and enforcement of the standards to the Maricopa County Air Quality Department (MCAQD) has been accomplished. Any such stationary source must also comply with other Maricopa County Air Pollution Control Regulations.

103 FEDERAL DELEGATION AUTHORITY: The MCAQD shall enforce the National Emission Standards for Hazardous Air Pollutants (NESHAPs) (40 CFR 61 and 40 CFR 63) listed in Section 300 of this rule which have been delegated to the County by the United States Environmental Protection Agency (EPA) for such enforcement. The MCAQD in addition, may enforce such other NESHAPs as delegated for such enforcement by the EPA to the County.

104 EXEMPTIONS: Section 301.9 shall not apply to demolition or renovation activity involving any single owner-occupied solely residential parcel which contains 4 or fewer detached dwelling units.

SECTION 200 – DEFINITIONS: For the purpose of this rule, the following definitions shall apply, in addition to those definitions found in Rule 100 (General Provisions and Definitions) of these rules. In the event of any inconsistency between any of the Maricopa County Air Pollution Control Regulations, the definitions in this rule take precedence.

201 ADMINISTRATOR: As used in Parts 61 and 63, Title 40, Code of Federal Regulations, shall mean the Control Officer, except that the Control Officer shall not be empowered to approve alternate or equivalent test methods, alternative standards/work practices, or exercise any other nondelegable authorities, except as specifically provided in each subpart.

202 AHERA BUILDING INSPECTOR: A currently certified Asbestos Hazard Emergency Response Act (AHERA) Building Inspector, who has completed the building inspector training described in Appendix C to 40 CFR 763, Subpart E.
AHERA CONTRACTOR/SUPERVISOR: A currently certified Asbestos Hazard Emergency Response Act (AHERA) Contractor/Supervisor, who has completed the contractor/supervisor training described in Appendix C to 40 CFR 763, Subpart E.

AHERA WORKER: A currently certified Asbestos Hazard Emergency Response Act (AHERA) Worker, who has completed the worker training described in Appendix C to 40 CFR 763, Subpart E.

AMENDED WATER: Water to which surfactant (wetting agent) has been added to increase the ability of the liquid to penetrate asbestos-containing material (ACM).

DWELLING UNIT: A building or structure, or a part of a building or structure, that is used for a home or residence by one or more persons who maintain a household, including a mobile home regardless of ownership of the land.

GOVERNMENT-ISSUED PHOTO IDENTIFICATION CARD: Includes, but is not limited to, a valid driver's license, a valid non-operating identification license, a valid tribal enrollment card or tribal identification card, or other valid government issued photo identification that includes the name and photograph of the card holder.

SECTION 300 – STANDARDS

EMISSION STANDARDS FOR FEDERALLY LISTED HAZARDOUS AIR POLLUTANTS: The federally listed hazardous air pollutants as listed in TABLE 370-1. The Federal List of Hazardous Air Pollutants of this rule and the following federal regulations located in the U.S. Code of Federal Regulations, Part 61 of Title 40, Subchapter C (CFR) as codified on July 1, 2021, are herein incorporated by reference with the listed exclusions, in Maricopa County’s Air Pollution Control Regulations. This incorporation by reference includes no future editions or amendments. Each owner or operator subject to the requirements of the following subparts shall comply with the requirements of those subparts and the additional requirements set forth herein. Incorporation by reference does not include nondelegable functions of the EPA Administrator.

301.1 Subpart A—General Provisions; exclude any sections dealing with equivalency determinations that are nontransferable through Section 112(e)(3) of the Act.

301.2 Subpart C—National Emission Standard for Beryllium.

301.3 Subpart D—National Emission Standard for Beryllium Rocket Motor Firing.

301.4 Subpart E—National Emission Standard for Mercury.

301.5 Subpart F—National Emission Standard for Vinyl Chloride.

301.6 Subpart G—(Reserved)

301.7 Subpart J—National Emission Standard for Equipment Leaks (Fugitive Emission Sources) of Benzene.

301.8 Subpart L—National Emission Standard for Benzene Emissions from Coke By-Product Recovery Plants.
Subpart M—National Emission Standard for Asbestos. In addition, each owner or operator of a demolition or renovation activity involving a facility as defined in 40 CFR 61, Subpart M shall:

a. Prior to the commencement of demolition or renovation activity listed in 40 CFR 61.145(a)(1)-(4), thoroughly inspect the facility, or the part of the facility where demolition activity or renovation activity will occur, for the presence of asbestos, including Category I and Category II nonfriable asbestos-containing material (ACM) and regulated asbestos-containing material (RACM). For the purpose of this rule, thoroughly inspect means that all ACM has been identified and quantified, and all RACM has been accurately categorized. The requirement to inspect for the presence of asbestos shall not apply if the owner or operator assumes that the materials present are RACM and complies with all requirements that are applicable to the removal, handling, and disposal of RACM. In addition:

(1) The thorough inspection for the presence of asbestos must be conducted by an AHERA building inspector.

(a) An AHERA building inspector may assume a given material contains asbestos. Any material assumed to contain asbestos does not have to be sampled and analyzed by a laboratory but a determination of its condition (i.e., friability) and category must be made and documented as specified in 301.9(a)(2)(c) and (d).

(2) The inspection for the presence of asbestos must be documented in a written report that meets all of the following requirements:

(a) Clearly identifies all materials that were sampled and provides a legible copy of the laboratory chain of custody indicating who collected the samples;

(b) Includes analytical results from a laboratory accredited by the National Voluntary Laboratory Accreditation Program (NVLAP) showing that samples analyzed for the presence of asbestos were analyzed using one of the following test methods:

(i) Interim Method of the Determination of Asbestos in Bulk Insulation Samples (as specified in Appendix E to Subpart E of 40 CFR Part 763);

(ii) Method for the Determination of Asbestos in Bulk Building Materials (EPA/600/R-93/116);

(iii) Electron Microscopy Analytical Method, as described in EPA/600/R-93/116; or

(iv) Determination of Asbestos Content of Serpentine Aggregate (California Air Resources Board Test Method 435), when applicable.

(c) Categorizes all ACM as Category I nonfriable ACM, Category II nonfriable ACM, or RACM, in accordance with the definitions in 40 CFR 61, Subpart M; and
(d) Clearly describes and identifies the location, condition, category, and quantity of all ACM. Determination of the category of the material must take into account the condition of the material during the demolition and renovation activity.

(3) If more than five (5) years has elapsed between the date when the facility was inspected for the presence of asbestos and the date when the demolition or renovation activity will commence, the owner or operator shall have each non-friable ACM re-inspected by an AHERA building inspector to determine if the ACM is still non-friable. This re-inspection shall occur prior to the commencement of demolition or renovation activity. The re-inspection must be documented in a written report that meets the requirements in Section 301.9(a)(2) of this rule.

(4) If new materials are installed in the facility between the date when the facility was inspected for the presence of asbestos and the date when the demolition or renovation activity will commence, the owner or operator shall have each new material inspected for the presence of asbestos by an AHERA building inspector prior to the commencement of demolition or renovation activity. The inspection of new materials must be documented in a written report that meets the requirements in Section 301.9(a)(2) of this rule.

(5) Each owner and operator shall maintain a complete copy of the written report required by Sections 301.9(a)(2), 301.9(a)(3), and 301.9(a)(4) of this rule for two years from the completion of the demolition or renovation activity. A complete copy of each written report shall be on-site and available for inspection during all demolition and renovation activities.

b. Prior to the commencement of any demolition or renovation activity listed in 40 CFR 61.145(a)(1)-(4), provide the Control Officer with notification of intention to demolish or renovate in the manner described in 40 CFR 61.145(b). In addition:

(1) The written notification must include the date on which the facility was inspected for the presence of asbestos.

(2) The written notification shall be submitted through MCAQD’s online user portal with a verified CROMMER signature.

(3) At the time when the written notification is provided to the Control Officer, a copy of the applicable written report(s) required by Sections 301.9(a)(2), 301.9(a)(3), and 301.9(a)(4) of this rule shall be in the possession of the owner or operator. The owner or operator shall make the written report available without delay upon request of the Control Officer.

(4) All notifications, excluding notifications for renovation operations described in 40 CFR 61.145(a)(4)(iii), shall expire one year from the date of electronic submittal with a verified CROMMER signature.

(5) For a demolition activity or renovation activity that continues beyond the expiration date, the owner or operator of the demolition or renovation activity shall submit a new notification to the Control Officer in accordance with 40 CFR 61.145(b) prior to the expiration of the original notice.
(6) Notifications for renovation operations described in 40 CFR 61.145(a)(4)(iii) shall be submitted at least 10 working days before the end of the calendar year preceding the year for which notice is being given and shall expire on December 31 of the calendar year for which notice is given.

(7) Pay all applicable fees prescribed by Rule 280 of these rules.

c. Comply with the following requirements for any demolition or renovation activities listed in 40 CFR 61.145(a)(1), 40 CFR 61.145(a)(3), and 40 CFR 61.145(a)(4):

(1) Any person that strips, removes, or otherwise handles or disturbs any RACM shall be an AHERA worker or an AHERA contractor/supervisor. In addition:

(a) At least one AHERA contractor/supervisor shall be on-site at all times when RACM is stripped, removed, or otherwise handled or disturbed.

(b) A legible copy of the current training certificate for each AHERA worker and each AHERA contractor/supervisor shall be available for inspection at all times.

(c) Clearly visible and legible photo identification for each AHERA worker and each AHERA contractor/supervisor shall be on-site and available for inspection, upon the request of the Control Officer, at all times when RACM is stripped, removed, or otherwise handled or disturbed. The photo identification shall be from the trainer who provided training in accordance with Appendix C to 40 CFR 763, Subpart E, or a current government-issued photo identification card.

(2) All RACM, including Category I nonfriable ACM and Category II nonfriable ACM that have become friable, shall be contained in transparent, leak-tight wrapping and shall remain adequately wet to prevent emissions during removal, transport, storage, and proper landfill disposal in accordance with local, county, state, and federal regulations.

(3) Inspection viewing devices are required at all times when RACM is stripped, removed, or otherwise handled or disturbed. Viewing devices shall allow the Control Officer to view the asbestos-containing waste material (ACWM) and the area where RACM is stripped, removed, or otherwise handled or disturbed without entering the contained area where the ACWM is stored and the activity is occurring, either through ports or by video monitoring. Viewing devices are not required if walls or other barriers do not prevent the Control Officer from viewing the area where ACWM is stored and the area where RACM is stripped, removed, or otherwise handled or disturbed. Viewing devices are not required if the installation or use of a viewing device is infeasible for a specific area where RACM will be stripped, removed, or otherwise handled or disturbed.

(4) All exposed RACM subject to demolition or renovation operations and all RACM being removed from a facility or a facility component shall be kept adequately wet by using amended water to control the release of asbestos fibers, except as provided below:
(a) The use of amended water is not required when the owner or operator has obtained prior written approval from the Administrator based on a written application that wetting would unavoidably damage equipment or present a safety hazard, however the owner or operator shall comply with 40 CFR 61.145(c)(3)(i)(B) or 40 CFR 61.145(c)(3)(ii) and (iii); and

(b) The use of amended water is not required when the temperature at the point of wetting is below 32 °F (0 °C), however the owner or operator shall comply with 40 CFR 61.145(c)(7)(ii) and (iii).

(c) The use of amended water is not required for ordered demolitions, as defined in 40 CFR 61.145(a)(3).

(5) All ACWM shall be contained in transparent, leak-tight wrapping and shall remain adequately wet to prevent emissions during removal, transport, storage, and proper landfill disposal following local, county, state, and federal regulations. Affix a visible and legible label to each individual wrapping with the name of the waste generator and the name and location of the facility that generated the ACWM.

301.10 Subpart N—National Emission Standard for Inorganic Arsenic Emissions from Glass Manufacturing Plants.

301.11 Subpart O—(Reserved per A.R.S. § 49-402)


301.13 Subpart S—(Reserved)

301.14 Subpart U—(Reserved)

301.15 Subpart V—National Emission Standard for Equipment Leaks (Fugitive Emission Sources).

301.16 Subpart X—(Reserved)

301.17 Subpart Y—National Emission Standard for Benzene Emissions from Benzene Storage Vessels.

301.18 Subpart Z—(Reserved)

301.19 Subpart AA—(Reserved)

301.20 Subpart BB—National Emission Standard for Benzene Emissions from Benzene Transfer Operations.

301.21 Subpart CC—(Reserved)

301.22 Subpart DD—(Reserved)

301.23 Subpart EE—(Reserved)

301.24 Subpart FF—National Emission Standard for Benzene Waste Operations.

302 EMISSION STANDARDS FOR FEDERALLY LISTED HAZARDOUS AIR POLLUTANTS FOR SOURCE CATEGORIES: The federally listed hazardous air pollutants as listed in TABLE 370-1. FEDERAL LIST OF HAZARDOUS AIR
POLLUTANTS of this rule and the following federal regulations located in the U.S. Code of Federal Regulations, Part 63 of Title 40, Subchapter C (CFR), as codified on July 1, 2021, are herein incorporated by reference with the listed exclusions, in Maricopa County’s Air Pollution Control Regulations. This incorporation by reference includes no future editions or amendments. Each owner or operator subject to the requirements of the following subparts shall comply with the requirements of those subparts and the additional requirements set forth herein. Incorporation by reference does not include nondelegable functions of the EPA Administrator.

302.1 Subpart A—General Provisions.
302.7 Subpart K—(Reserved)
302.8 Subpart L—National Emission Standards for Coke Oven Batteries.
302.9 Subpart M—National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities.
302.10 Subpart N—National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.
302.11 Subpart O—Ethylene Oxide Emissions Standards for Sterilization Facilities.
302.12 Subpart P—(Reserved)
302.16 Subpart T—National Emission Standards for Halogenated Solvent Cleaning.
302.18 Subpart V—(Reserved)

302.20 **Subpart X**—(Reserved per A.R.S. § 49-402)

302.21 **Subpart Z**—(Reserved)

302.22 **Subpart AA**—National Emission Standards for Hazardous Air Pollutants from Phosphoric Acid Manufacturing Plants.

302.23 **Subpart BB**—National Emission Standards for Hazardous Air Pollutants from Phosphate Fertilizers Production Plants.

302.24 **Subpart CC**—(Reserved per A.R.S. § 49-402)


302.26 **Subpart EE**—National Emission Standards for Magnetic Tape Manufacturing Operations.

302.27 **Subpart FF**—(Reserved)

302.28 **Subpart GG**—National Emission Standards for Aerospace Manufacturing and Rework Facilities.

302.29 **Subpart HH**—National Emission Standards for Hazardous Air Pollutants from Oil and Natural Gas Production Facilities.

302.30 **Subpart JJ**—National Emission Standards for Wood Furniture Manufacturing Operations.

302.31 **Subpart KK**—National Emission Standards for the Printing and Publishing Industry.

302.32 **Subpart LL**—National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants.


302.34 **Subpart NN**—National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing at Area Sources.

302.35 **Subpart OO**—National Emission Standards for Tanks – Level 1.

302.36 **Subpart PP**—National Emission Standards for Containers.

302.37 **Subpart QQ**—National Emission Standards for Surface Impoundments.

302.38 **Subpart RR**—National Emission Standards for Individual Drain Systems.

302.39 **Subpart SS**—National Emission Standards for Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process.

302.40 **Subpart TT**—National Emission Standards for Equipment Leaks – Control Level 1.
302.41 Subpart UU—National Emission Standards for Equipment Leaks – Control Level 2 Standards.


302.43 Subpart WW—National Emission Standards for Storage Vessels (Tanks) – Control Level 2.


302.46 Subpart ZZ—(Reserved)

302.47 Subpart AAA—(Reserved)

302.48 Subpart BBB—(Reserved)


302.52 Subpart FFF—(Reserved)

302.53 Subpart GGG—National Emission Standards for Pharmaceuticals Production.

302.54 Subpart HHH—National Emission Standards for Hazardous Air Pollutants from Natural Gas Transmission and Storage Facilities.


302.57 Subpart KKK—(Reserved)

302.58 Subpart LLL—(Reserved per A.R.S. § 49-402)

302.59 Subpart MMM—National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production.


302.63 Subpart QQQ—(Reserved per A.R.S. § 49-402)
302.64 Subpart RRR—National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production.

302.65 Subpart SSS—(Reserved)

302.66 Subpart TTT—(Reserved per A.R.S. § 49-402)

302.67 Subpart UUU—(Reserved per A.R.S. § 49-402)


302.69 Subpart WWW—(Reserved)


302.71 Subpart YYY—(Reserved)

302.72 Subpart ZZZ—(Reserved)


302.74 Subpart BBBB—(Reserved)

302.75 Subpart CCCC—National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast.


302.80 Subpart HHHH—National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production.


302.84 Subpart LLLL—(Reserved)

302.85 Subpart MMMM—National Emission Standards for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products.

302.86 Subpart NNNN—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances.
302.87 **Subpart OOOO—** National Emission Standards for Hazardous Air Pollutants: Printing, Coating, and Dyeing of Fabrics and Other Textiles.

302.88 **Subpart PPPP—** National Emission Standards for Hazardous Air Pollutants for Surface Coating of Plastic Parts and Products.

302.89 **Subpart QQQQ—** National Emission Standards for Hazardous Air Pollutants: Surface Coating of Wood Building Products.

302.90 **Subpart RRRR—** National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Furniture.

302.91 **Subpart SSSS—** National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Coil.


302.93 **Subpart UUUU—** National Emission Standards for Hazardous Air Pollutants for Cellulose Products Manufacturing.

302.94 **Subpart VVVV—** National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing.

302.95 **Subpart WWWW—** National Emission Standards for Hazardous Air Pollutants: Reinforced Plastic Composites Production.

302.96 **Subpart XXXX—** National Emission Standards for Hazardous Air Pollutants: Rubber Tire Manufacturing.

302.97 **Subpart YYYY—** National Emission Standards for Hazardous Air Pollutants for Stationary Combustion Turbines.

302.98 **Subpart ZZZZ—** National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.


302.100 **Subpart BBBBB—** National Emission Standards for Hazardous Air Pollutants for Semiconductor Manufacturing.

302.101 **Subpart CCCCC—** National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching, and Battery Stacks.

302.102 **Subpart DDDDD—** National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters.

302.103 **Subpart EEEEEE—** National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries.


302.105 **Subpart GGGGGG—** National Emission Standards for Hazardous Air Pollutants: Site Remediation.
302.106 **Subpart HHHHH—** National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing.


302.108 **Subpart JJJJJ—** National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing.


302.112 **Subpart NNNNN—** National Emission Standards for Hazardous Air Pollutants: Hydrochloric Acid Production.

302.113 **Subpart OOOOO—** (Reserved)

302.114 **Subpart PPPPP—** National Emission Standards for Hazardous Air Pollutants for Engine Test Cells/Stands.


302.117 **Subpart SSSSS—** National Emission Standards for Hazardous Air Pollutants for Refractory Products Manufacturing.

302.118 **Subpart TTTTT—** National Emission Standards for Hazardous Air Pollutants for Primary Magnesium Refining.

302.119 **Subpart UUUUU—** (Reserved per A.R.S. § 49-402)

302.120 **Subpart VVVVV—** (Reserved)

302.121 **Subpart WWWWW—** National Emission Standards for Hospital Ethylene Oxide Sterilizers.

302.122 **Subpart XXXXX—** (Reserved)

302.123 **Subpart YYYYY—** National Emission Standards for Hazardous Air Pollutants for Area Sources: Electric Arc Furnace Steelmaking Facilities.

302.124 **Subpart ZZZZZ—** National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources.

302.125 **Subpart AAAAA—** (Reserved)

302.127 **Subpart CCCCCC**—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities.

302.128 **Subpart DDDDDD**—National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production Area Sources.

302.129 **Subpart EEEEEE**—(Reserved per A.R.S. § 49-402)

302.130 **Subpart FFFFFF**—(Reserved per A.R.S. § 49-402)

302.131 **Subpart GGGGGG**—National Emission Standards for Hazardous Air Pollutants for Primary Nonferrous Metals Area Sources--Zinc, Cadmium, and Beryllium.

302.132 **Subpart HHHHHH**—National Emission Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources.

302.133 **Subpart IIIIII**—(Reserved)

302.134 **Subpart JJJJJJ**—National Emission Standards for Hazardous Air Pollutants for Area Sources: Industrial, Commercial, and Institutional Boilers.

302.135 **Subpart KKKKKK**—(Reserved).

302.136 **Subpart LLLLLL**—National Emission Standards for Hazardous Air Pollutants for Acrylic and Modacyrlic Fibers Production Area Sources.

302.137 **Subpart MMMMMM**—National Emission Standards for Hazardous Air Pollutants for Carbon Black Production Area Sources.

302.138 **Subpart NNNNNN**—National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources: Chromium Compounds.

302.139 **Subpart OOOOOO**—National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production and Fabrication Area Sources.

302.140 **Subpart PPPPPP**—National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area.

302.141 **Subpart QQQQQQ**—National Emission Standards for Hazardous Air Pollutants for Wood Preserving Area Sources.

302.142 **Subpart RRRRRR**—National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing Area Sources.

302.143 **Subpart SSSSSS**—National Emission Standards for Hazardous Air Pollutants for Glass Manufacturing Area Sources.

302.144 **Subpart TTTTTT**—National Emission Standards for Hazardous Air Pollutants for Secondary Nonferrous Metals Processing Area Sources.

302.145 **Subpart UUUUUU**—(Reserved)

302.146 **Subpart VVVVVV**—National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources.

302.147 **Subpart WWWWWW**—National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations.

Subpart YYYYYY—National Emission Standards for Hazardous Air Pollutants for Area Sources: Ferroalloys Production Facilities.

Subpart ZZZZZZ—National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Aluminum, Copper, and Other Nonferrous Foundries.


Subpart BBBBBBB—National Emission Standards for Hazardous Air Pollutants for Area Sources: Chemical Preparations Industry.

Subpart CCCCCC—National Emission Standards for Hazardous Air Pollutants for Area Sources: Paints and Allied Products Manufacturing.


Subpart EEEEEE—National Emission Standards for Hazardous Air Pollutants: Gold Mine Ore Processing and Production Area Source Category.

Subpart FFFFFFF—(Reserved).

Subpart GGGGGG—(Reserved).


303 ADDITIONAL REQUIREMENTS:

303.1 From the general standards identified in Section 301 of this rule, delete 40 CFR 61.04. All requests, reports, applications, submittals, and other communications to the Control Officer pursuant to this rule shall be submitted to the Maricopa County Air Quality Department.

303.2 Where the Act has established provisions, including specific schedules, for the regulation of source categories pursuant to Sections 112(e)(5) and 112(n) of the Act, the Control Officer may enforce those provisions.

303.3 For any category or subcategory of sources licensed by the U.S. Nuclear Regulatory Commission, the Board of Supervisors shall not adopt and the Control Officer shall not enforce any standard or limitation respecting emissions of radionuclides which is more stringent than the standard or limitation adopted by the Administrator pursuant to Section 112 of the Act.

303.4 If the Administrator finds by rule that regulation is not appropriate or necessary or that alternative control strategies should be applied, the Control Officer shall administer and enforce this rule based on the Administrator’s findings.

SECTION 400 — ADMINISTRATIVE REQUIREMENTS
CONTROL TECHNOLOGY DETERMINATIONS FOR MAJOR SOURCES IN ACCORDANCE WITH CLEAN AIR ACT SECTIONS, SECTIONS 112(g) AND 112(j): 40 CFR 63.40 through 40 CFR 63.44 and 40 CFR 63.50 through 40 CFR 63.56 are adopted by reference as of July 1, 2021.

COMPLIANCE EXTENSIONS FOR EARLY REDUCTION OF FEDERALLY LISTED HAZARDOUS AIR POLLUTANTS: 40 CFR 63.70 through 40 CFR 63.81 and Table 370.1 are adopted by reference as of July 1, 2021.

SECTION 500 – MONITORING AND RECORDS (NOT APPLICABLE)

TABLE 370-1. FEDERAL LIST OF HAZARDOUS AIR POLLUTANTS

A. All of the following are federally listed hazardous air pollutants:

<table>
<thead>
<tr>
<th>CAS No.</th>
<th>Chemical Name</th>
<th>CAS No.</th>
<th>Chemical Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>75-07-0</td>
<td>Acetaldehyde</td>
<td>7782-50-5</td>
<td>Chlorine</td>
</tr>
<tr>
<td>60-35-5</td>
<td>Acetamide</td>
<td>79-11-8</td>
<td>Chloroacetic acid</td>
</tr>
<tr>
<td>75-05-8</td>
<td>Acetonitrile</td>
<td>532-27-4</td>
<td>2-Chloroacetoepheneone</td>
</tr>
<tr>
<td>98-86-2</td>
<td>Acetophenone</td>
<td>108-90-7</td>
<td>Chlorobenzene</td>
</tr>
<tr>
<td>53-96-3</td>
<td>2-Acetylaminofluorene</td>
<td>510-15-6</td>
<td>Chlorobenzilate</td>
</tr>
<tr>
<td>107-02-8</td>
<td>Acrolein</td>
<td>67-66-3</td>
<td>Chloroform</td>
</tr>
<tr>
<td>79-06-1</td>
<td>Acrylamide</td>
<td>107-30-2</td>
<td>Chloromethyl methyl ether</td>
</tr>
<tr>
<td>79-10-7</td>
<td>Acrylic acid</td>
<td>126-99-8</td>
<td>Chloroprene</td>
</tr>
<tr>
<td>107-13-1</td>
<td>Acrylonitrile</td>
<td>1319-77-3</td>
<td>Cresols/Cresylic acid (isomers and mixture)</td>
</tr>
<tr>
<td>107-05-1</td>
<td>Allyl chloride</td>
<td></td>
<td></td>
</tr>
<tr>
<td>92-67-1</td>
<td>4-Aminobiphenyl</td>
<td>95-48-7</td>
<td>o-Cresol</td>
</tr>
<tr>
<td>90-04-0</td>
<td>o-Anisidine</td>
<td>106-44-5</td>
<td>p-Cresol</td>
</tr>
<tr>
<td>1332-21-4</td>
<td>Asbestos</td>
<td>98-82-8</td>
<td>Cumene</td>
</tr>
<tr>
<td>71-43-2</td>
<td>Benzene (including benzene from gasoline)</td>
<td>94-75-7</td>
<td>2,4-D, salts and esters</td>
</tr>
<tr>
<td>92-87-5</td>
<td>Benzidine</td>
<td>334-88-3</td>
<td>Diazomethane</td>
</tr>
<tr>
<td>98-07-7</td>
<td>Benzotrichloride</td>
<td>132-64-9</td>
<td>Dibenzofurans</td>
</tr>
<tr>
<td>100-44-7</td>
<td>Benzy1 chloride</td>
<td>96-12-8</td>
<td>1,2-Dibromo-3-chloropropane</td>
</tr>
<tr>
<td>92-52-4</td>
<td>Biphenyl</td>
<td>84-74-2</td>
<td>Dimethylnaphthalate</td>
</tr>
<tr>
<td>117-81-7</td>
<td>Bis(2-ethylhexyl)phthalate (DEHP)</td>
<td>106-46-7</td>
<td>1,4-Dichlorobenzene(p)</td>
</tr>
<tr>
<td>542-88-1</td>
<td>Bis(chloromethyl)ether</td>
<td>91-94-1</td>
<td>3,3-Dichlorobenzidine</td>
</tr>
<tr>
<td>75-25-2</td>
<td>Bromoform</td>
<td>111-44-4</td>
<td>Dichloroethyl ether (Bis(2-chloroethyl)ether)</td>
</tr>
<tr>
<td>106-99-0</td>
<td>1,3-Butadiene</td>
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<td></td>
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<tr>
<td>156-62-7</td>
<td>Calcium cyanamide</td>
<td>542-75-6</td>
<td>1,3-Dichloropropene</td>
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<tr>
<td>133-06-2</td>
<td>Captan</td>
<td>62-73-7</td>
<td>Dichlorvos</td>
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<td>63-25-2</td>
<td>Carbaryl</td>
<td>111-42-2</td>
<td>Diethanolamine</td>
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<tr>
<td>75-15-0</td>
<td>Carbon disulfide</td>
<td>121-69-7</td>
<td>N,N-Diethyl aniline</td>
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<tr>
<td>56-23-5</td>
<td>Carbon tetrachloride</td>
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<td>(N,N-Dimethylaniline)</td>
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<tr>
<td>463-58-1</td>
<td>Carbonyl sulfide</td>
<td>64-67-5</td>
<td>Diethyl sulfate</td>
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<tr>
<td>120-80-9</td>
<td>Catechol</td>
<td>119-90-4</td>
<td>3,3-Dimethoxybenzidine</td>
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<tr>
<td>133-90-4</td>
<td>Chloramiben</td>
<td>60-11-7</td>
<td>Dimethyl aminobenzene</td>
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<tr>
<td>57-74-9</td>
<td>Chlorodane</td>
<td>119-93-7</td>
<td>3,3'-Dimethyl benzidine</td>
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<tr>
<td>CAS No.</td>
<td>Chemical Name</td>
<td>CAS No.</td>
<td>Chemical Name</td>
</tr>
<tr>
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<td>79-44-7</td>
<td>Dimethyl carbamoyl chloride</td>
<td>71-55-6</td>
<td>Methyl chloroform</td>
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<tr>
<td>68-12-2</td>
<td>Dimethyl formamide</td>
<td>(1,1,1-Trichloroethane)</td>
<td>Methyl hydrazine</td>
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<tr>
<td>57-14-7</td>
<td>1,1-Dimethyl hydrazine</td>
<td>60-34-4</td>
<td>Methyl iodide (Iodomethane)</td>
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<tr>
<td>131-11-3</td>
<td>Dimethyl phthalate</td>
<td>74-88-4</td>
<td>Methylene chloride</td>
</tr>
<tr>
<td>77-78-1</td>
<td>Dimethyl sulfate</td>
<td>108-10-1</td>
<td>Methyl isobutyl ketone (Hexone)</td>
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<tr>
<td>534-52-1</td>
<td>4,6-Dinitro-o-cresol, and salts</td>
<td>624-83-9</td>
<td>Methyl isocyanate</td>
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<td>51-28-5</td>
<td>2,4-Dinitrophenol</td>
<td>80-62-6</td>
<td>Methyl methacrylate</td>
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<td>121-14-2</td>
<td>2,4-Dinitrotoluene</td>
<td>1634-04-4</td>
<td>Methyl tert butyl ether</td>
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<td>123-91-1</td>
<td>1,4-Dioxane (1,4-Diethyleneoxide)</td>
<td>101-14-4</td>
<td>4,4-Methylene bis (2-chloroaniline)</td>
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<tr>
<td>122-66-7</td>
<td>1,2-Diphenylhydrazine</td>
<td>75-09-2</td>
<td>Methylene chloride</td>
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<tr>
<td>106-89-8</td>
<td>Epichlorohydrin</td>
<td>101-68-8</td>
<td>Methylene diphenyl diisocyanate</td>
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<tr>
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<td>(1-Chloro-2,3-epoxypropane)</td>
<td></td>
<td>(MDI)</td>
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<tr>
<td>106-88-7</td>
<td>1,2-Epoxybutane</td>
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<td>101-77-9</td>
<td>4,4'-Methylenedianiline</td>
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<td>100-41-4</td>
<td>Ethyl benzene</td>
<td>91-20-3</td>
<td>Naphthalene</td>
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<td>51-79-6</td>
<td>Ethyl carbamate (Urethane)</td>
<td>98-95-3</td>
<td>Nitrobenzene</td>
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<td>75-00-3</td>
<td>Ethyl chloride (Chloroethane)</td>
<td>92-93-3</td>
<td>4-Nitrobiphenyl</td>
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<td>106-93-4</td>
<td>Ethylene dibromide (Dibromoethane)</td>
<td>100-02-7</td>
<td>4-Nitrophenol</td>
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<td>Ethylene dichloride</td>
<td>79-46-9</td>
<td>2-Nitropropane</td>
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<td>(1,2-Dichloroethane)</td>
<td>684-93-5</td>
<td>N-Nitroso-N-methylurea</td>
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<td>107-21-1</td>
<td>Ethylene glycol</td>
<td>62-75-9</td>
<td>N-Nitrosodimethylamine</td>
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<td>151-56-4</td>
<td>Ethylene imine (Aziridine)</td>
<td>59-89-2</td>
<td>N-Nitrosomorpholine</td>
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<td>75-21-8</td>
<td>Ethylene oxide</td>
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<td>Parathion</td>
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<td>96-45-7</td>
<td>Ethylene thiourea</td>
<td>82-68-8</td>
<td>Pentachloronitrobenzene (Quintobenzene)</td>
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<td>75-34-3</td>
<td>Ethylenedichloride</td>
<td>87-86-5</td>
<td>Pentachlorophenol</td>
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<td>(1,1-Dichloroethane)</td>
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<tr>
<td>50-00-0</td>
<td>Formaldehyde</td>
<td>108-95-2</td>
<td>Phenol</td>
</tr>
<tr>
<td>76-44-8</td>
<td>Heptachlor</td>
<td>106-50-3</td>
<td>p-Phenylenediamine</td>
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<td>118-74-1</td>
<td>Hexachlorobenzene</td>
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<td>Phosgene</td>
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<td>87-68-3</td>
<td>Hexachlorobutadiene</td>
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<td>Phosphine</td>
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<td>Hexachlorocyclopentadiene</td>
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<td>Phosphorus</td>
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<td>Hexachloroethane</td>
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<td>Phthalic anhydride</td>
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<td>822-06-0</td>
<td>Hexamethylene-1,6-diisocyanate</td>
<td>1336-36-3</td>
<td>Polychlorinated biphenyls (Aroclors)</td>
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<tr>
<td>680-31-9</td>
<td>Hexamethylphosphoramide</td>
<td>1120-71-4</td>
<td>1,3-Propane sultone</td>
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<td>110-54-3</td>
<td>Hexane</td>
<td>57-57-8</td>
<td>beta-Propiolactone</td>
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<td>302-01-2</td>
<td>Hydrazine</td>
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<td>Propionaldehyde</td>
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<td>7647-01-0</td>
<td>Hydrochloric acid</td>
<td>114-26-1</td>
<td>Propoxur (Baygon)</td>
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<td>7664-39-3</td>
<td>Hydrogen fluoride (Hydrofluoric acid)</td>
<td>78-87-5</td>
<td>Propylene dichloride (1,2-Dichloropropene)</td>
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<td>123-31-9</td>
<td>Hydroquinone</td>
<td>75-56-9</td>
<td>Propylene oxide</td>
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<tr>
<td>78-59-1</td>
<td>Isophorone</td>
<td>75-55-8</td>
<td>1,2-Propylenimine (2-Methylaziridine)</td>
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<td>58-89-9</td>
<td>Lindane (all isomers)</td>
<td>91-22-5</td>
<td>Quinoline</td>
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<td>108-31-6</td>
<td>Maleic anhydride</td>
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<td>Quinone</td>
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<td>Methanol</td>
<td>100-42-5</td>
<td>Styrene</td>
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<td>Methoxychlor</td>
<td>96-09-3</td>
<td>Styrene oxide</td>
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<tr>
<td>74-83-9</td>
<td>Methyl bromide (Bromomethane)</td>
<td>1746-01-6</td>
<td>2,3,7,8-Tetrachlorodibenzo-p-dioxin</td>
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<tr>
<td>74-87-3</td>
<td>Methyl chloride (Chloromethane)</td>
<td>79-34-5</td>
<td>1,1,2,2-Tetrachloroethane</td>
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<tr>
<td>CAS No.</td>
<td>Chemical Name</td>
<td>CAS No.</td>
<td>Chemical Name</td>
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<tr>
<td>127-18-4</td>
<td>Tetrachloroethylene</td>
<td>95-47-6</td>
<td>o-Xylenes</td>
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<td>(Perchloroethylene)</td>
<td>108-38-3</td>
<td>m-Xylenes</td>
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<td>7550-45-0</td>
<td>Titanium tetrachloride</td>
<td>106-42-3</td>
<td>p-Xylenes</td>
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<td>108-88-3</td>
<td>Toluene</td>
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<td>Antimony Compounds</td>
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<td>2,4-Toluene diamine</td>
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<td>584-84-9</td>
<td>2,4-Toluene diisocyanate</td>
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<td>Beryllium Compounds</td>
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<td>o-Toluidine</td>
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<td>Cadmium Compounds</td>
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<td>Toxaphene (chlorinated camphene)</td>
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<td>Chromium Compounds</td>
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<td>1,2,4-Trichlorobenzene</td>
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<td>Cobalt Compounds</td>
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<td>1,1,2-Trichloroethane</td>
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<td>Coke Oven Emissions</td>
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<td>Trichloroethylene</td>
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<td>Glycol ethers[2]</td>
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<td>2,4,6-Trichlorophenol</td>
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<td>Lead Compounds</td>
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<td>Triethylamine</td>
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<td>Manganese Compounds</td>
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<td>1582-09-8</td>
<td>Trifluralin</td>
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<td>Mercury Compounds</td>
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<td>540-84-1</td>
<td>2,2,4-Trimethylpentane</td>
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<td>Fine mineral fibers[3]</td>
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<td>108-05-4</td>
<td>Vinyl acetate</td>
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<td>Nickel Compounds</td>
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<td>Vinyl bromide</td>
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<td>Polycyclic Organic Matter[4]</td>
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<td>Radionuclides (including radon)[5]</td>
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<td>75-35-4</td>
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<td>Selenium Compounds</td>
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<td>1330-20-7</td>
<td>Xylenes (isomers and mixture)</td>
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</table>

| B. | The following applies for all listings above which contain the word "compounds" or are glycol ethers: unless otherwise specified, these listings are defined as including any unique chemical substance that contains the named chemical (i.e., antimony, arsenic, etc.) as part of that chemical's infrastructure. |

1. X'CN where X = H' or any other group where a formal dissociation may occur (e.g. KCN or Ca(CN)2).

2. a. Includes mono- and di- ethers of ethylene glycol, diethylene glycol, and triethylene glycol R-(OCH2CH2)n-OR' where:
   n = 1, 2, or 3;
   R = alkyl C7 or less; or
   R = phenyl or alkyl substituted phenyl;
   R' = H or alkyl C7 or less; or
   OR' consisting of carboxylic acid ester, sulfate, phosphate, nitrate, or sulfonate.

b. Glycol ethers do not include ethylene glycol monobutyl ether (EGBE, 2-Butoxyethanol) (CAS No. 111-76-2).

3. Includes mineral fiber emissions from facilities manufacturing or processing glass, rock, or slag fibers (or other mineral derived fibers) of average diameter one micrometer (1µ) or less.
4. Includes organic compounds which have more than one benzene ring and which have a boiling point greater than or equal to 212 °F (100 °C).

5. A type of atom which spontaneously undergoes radioactive decay.