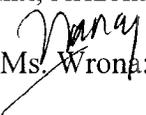




UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

June 3, 2008

Nancy C. Wrona
Air Quality Division Director
Arizona Department of Environmental Quality
1110 West Washington Street
Phoenix, Arizona 85007


Dear Ms. Wrona:

We received your April 17, 2008, request for delegation of Standards of Performance for New Stationary Sources (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP) pursuant to the Code of Federal Regulations, Title 40, (40 CFR) Parts 60 and 63. In this letter, we are responding only to your request for delegation of 40 CFR Part 60 NSPS. You will receive a separate letter addressing delegation of 40 CFR Part 63 NESHAP.

We have reviewed your request for delegation and have found your programs and procedures to be acceptable. As a result, the U.S. Environmental Protection Agency, Region 9 (EPA) is delegating to the Arizona Department of Environmental Quality (ADEQ) the authority to implement and enforce the following standards as they existed on July 1, 2006.

- 40 CFR Part 60 Subpart EEEE -- NSPS for Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced on or After June 16, 2006.
- Regarding any other 40 CFR Part 60 NSPS previously delegated to ADEQ, this letter is also delegating any amendments made to those NSPS as they existed on July 1, 2006.

This delegation does not include the following:

- NSPS Subpart FFFF, which addresses emission guidelines and compliance times, is not delegated under CAA 111(c). To the extent that there are sources within the State that would be subject to this Subpart, the State should be developing regulations for submission to EPA as a Plan under 40 C.F.R. Part 60, Subpart B.

- Appendix A to 40 CFR Part 60 is not a performance standard and is not delegable under Clean Air Act Section 111(c). However, all applicable test methods and other requirements in the Appendices must be followed for the delegated subparts.

Acceptance of this delegation constitutes your agreement to follow all applicable provisions of 40 CFR Part 60, including use of EPA's test methods and procedures. As of the effective date of this delegation, ADEQ will have primary authority to enforce the above standards. EPA will retain independent enforcement authority, and will exercise such authority in a manner consistent with EPA's "Timely and Appropriate Enforcement Response to Significant Air Pollution Violators" Guidance, and any revisions thereto, and our enforcement agreement. All notifications and reports required of sources by the above standards should be sent to our office. These delegations are effective upon the date of this letter unless the U.S. EPA receives written notice from you of any objections within 10 days of receipt of this letter. EPA will publish a future Federal Register notice to codify these delegations into the Code of Federal Regulations.

If you have any questions about this delegation, please call me at (415) 947-8715 or have your staff contact Cynthia Allen at (415) 947-4120. Additional information on EPA's delegation to ADEQ can be found at <http://yosemite.epa.gov/r9/r9nsps.nsf>.

Sincerely,



Deborah Jordan
Director, Air Division

cc: Diane Arnst, ADEQ