



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street
San Francisco, CA 94105-3901

September 21, 2005

Leo Drozdoff, Administrator
State of Nevada
Division of Environmental Protection
333 W. Nye Lane, Room 138
Carson City, NV 89706

Dear Mr. Drozdoff:

This letter clarifies and replaces the April 25, 2005, delegation of authority to the Nevada Division of Environmental Protection (NDEP) regarding the New Source Performance Standards (NSPS) and the National Emission Standards for Hazardous Air Pollutants (NESHAPs). We have reviewed your requests of December 27, 2004, June 22, 2005, and August 17, 2005, and have found the NDEP's programs and procedures to be acceptable. Accordingly, EPA is delegating and/or redelegating authority for the following source categories as they existed on July 1, 2004 for NSPS and on July 1, 2003 for NESHAPs, except for the amendments to Part 60, Subpart GG, which were published in the Federal Register on July 8, 2004 and adopted by NDEP as they existed in that Federal Register.

NSPS

40 CFR
Part 60
Subpart

Table with 2 columns: NSPS categories and 40 CFR Part 60 Subpart codes. Includes rows for General Provisions (A), Fossil-Fuel-Fired Steam Generators (D), Electric Utility Steam Generating Units (Da), Industrial-Commercial-Institutional Steam Generating Units (Db), Small Industrial-Commercial-Institutional Steam Generating Units (Dc), Incinerators (E), Municipal Waste Combustors (Ea), and Large Municipal Waste Combustors.

tion is Commenced After June 19, 1996	Eb
Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced After June 20, 1996	Ec
Portland Cement Plants	F
Nitric Acid Plants	G
Sulfuric Acid Plants	H
Hot Mix Asphalt Facilities	I
Petroleum Refineries	J
Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978	K
Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984	Ka
Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984	Kb
Secondary Lead Smelters	L
Secondary Brass and Bronze Production Plants	M
Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973	N
Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983	Na
Sewage Treatment Plants	O
Primary Copper Smelters	P
Primary Zinc Smelters	Q
Primary Lead Smelters	R
Primary Aluminum Reduction Plants	S
Phosphate Fertilizer Industry: Wet-Process Phosphoric Acid Plants	T
Phosphate Fertilizer Industry: Superphosphoric Acid Plants	U
Phosphate Fertilizer Industry: Diammonium Phosphate Plants	V
Phosphate Fertilizer Industry: Triple Superphos- phate Plants	W
Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities	X
Coal Preparation Plants	Y

Ferroalloy Production Facilities	Z
Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and on or Before August 17, 1983	AA
Steel Plants: Electric Arc Furnaces and Argon- Oxygen Decarburization Vessels Constructed After August 7, 1983	AAa
Kraft Pulp Mills	BB
Glass Manufacturing Plants	CC
Grain Elevators	DD
Surface Coating of Metal Furniture	EE
Stationary Gas Turbines	GG
Lime Manufacturing Plants	HH
Lead-Acid Battery Manufacturing Plants	KK
Metallic Mineral Processing Plants	LL
Automobile and Light-Duty Truck Surface Coating Operations	MM
Phosphate Rock Plants	NN
Ammonium Sulfate Manufacture	PP
Graphic Arts Industry: Publication Rotogravure Printing	QQ
Pressure Sensitive Tape and Label Surface Coating Operations	RR
Industrial Surface Coating: Large Appliances	SS
Metal Coil Surface Coating	TT
Asphalt Processing and Asphalt Roofing Manufacture	UU
Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry	VV
Beverage Can Surface Coating Industry	WW
Bulk Gasoline Terminals	XX
Rubber Tire Manufacturing Industry	BBB
Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry	DDD
Flexible Vinyl And Urethane Coating and Printing	FFF
Equipment Leaks of VOC In Petroleum Refineries	GGG
Synthetic Fiber Production Facilities	HHH
VOC Emissions from the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes	III
Petroleum Dry Cleaners	JJJ
Equipment Leaks of VOC From Onshore Natural Gas Processing Plants	KKK
Onshore Natural Gas Processing; SO <sub>2</sub> Emissions	LLL
VOC Emissions from SOCMI Distillation Operations	NNN

Nonmetallic Mineral Processing Plants	OOO
Wool Fiberglass Insulation Manufacturing Plants	PPP
VOC Emissions from Petroleum Refinery	
Wastewater Systems	QQQ
Volatile Organic Compound (VOC) Emissions from the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes	RRR
Magnetic Tape Coating Facilities	SSS
Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines	TTT
Calciners and Dryers in Mineral Industries	UUU
Polymeric Coating of Supporting Substrates Facilities	VVV
Municipal Solid Waste Landfills	WWW
Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999 or for Which Modification or Reconstruction is Commenced After June 6, 2001	AAAA

**40 CFR**  
**Part 61**  
**Subpart**

**NESHAPS**

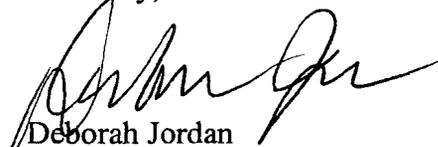
General Provisions	A
Beryllium	C
Beryllium Rocket Motor Firing	D
Mercury	E
Vinyl Chloride	F
Emissions of Radionuclides Other Than Radon From Department of Energy Facilities	H
Radionuclide Emissions from Federal Facilities Other Than Nuclear Regulatory Commission Licensees and Not Covered By Subpart H	I
Equipment Leaks (Fugitive Emission Sources) Of Benzene	J
Radionuclide Emissions from Elemental Phosphorus Plants	K
Benzene Emissions from Coke By-Product Recovery Plants	L
Inorganic Arsenic Emissions from Glass Manufacturing Plants	N
Inorganic Arsenic Emissions from Primary	

Copper Smelters	O
Inorganic Arsenic Emissions from Arsenic Trioxide and Metallic Arsenic Production Facilities	P
Equipment Leaks (Fugitive Emission Sources)	V
Benzene Emissions from Benzene Storage Vessels	Y
Benzene Emissions from Benzene Transfer Operations	BB
Benzene Waste Operations	FF

This delegation does not include NSPS Subparts C, Cb, Cc, Cd or Ce, which address Emission Guidelines and Compliance Times and thus are not delegated under CAA Sec. 111(c). To the extent that there are sources within the NDEP's jurisdiction that would be subject to these Subparts, the NDEP should be developing regulations for submission to EPA as a Plan under 40 C.F.R. Part 60, Subpart B. It also doesn't include NESHAP Subpart M, because a withdrawal of delegation of authority from your agency was granted on November 9, 1987.

Acceptance of this delegation constitutes your agreement to follow all applicable provisions of 40 CFR Parts 60 and 61, including but not limited to use of EPA's test methods and continuous emission monitoring procedures. As of the effective date of this delegation, NDEP 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 you, with a copy to our office. The delegation is 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. A notice of this delegated authority will be published in the Federal Register in the near future.

Sincerely,



Deborah Jordan  
Director, Air Division

cc: Mikes Elges, NDEP  
Colleen Cripps, NDEP