



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

**REGION IX**

**75 Hawthorne Street  
San Francisco, CA 94105-3901**

**January 3, 2008**

Leo Drozdoff, Administrator  
State of Nevada  
Division of Environmental Protection  
901 S. Stewart Street, Suite 4001  
Carson City, NV 89701

Dear Mr. Drozdoff:

In response to your request of November 1, 2007, the U.S. Environmental Protection Agency, Region 9 (EPA) is delegating to the Nevada Division of Environmental Protection (NDEP) the authority to implement and enforce the NSPS as specified below. We have reviewed your request for delegation and have found NDEP's programs and procedures to be acceptable.

**NSPS**

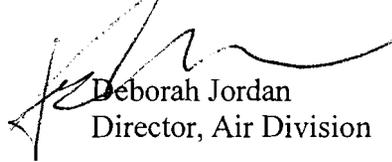
- 40 CFR Part 60, Subpart IIII, as it exists in the July 1, 2007 CFR.
- Regarding any other 40 CFR Part 60 NSPS previously delegated to NDEP, this letter is also delegating any amendments made to those NSPS as of July 1, 2007.

This delegation does not include NSPS Appendix F. Appendices to 40 CFR part 60 are not performance standards and are not delegable under Clean Air Act Section 111(c)(1). 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 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 future.

We appreciate NDEP's efforts to implement the federal NSPS program, and hope to continue working with you to reduce emissions of air pollutants in Nevada. 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.

Sincerely,



Deborah Jordan  
Director, Air Division

cc: Mike Elges, NDEP  
Colleen Cripps, NDEP  
Adele Malone, NDEP