Mr. Steve Walker  
Manager  
Air Pollution Control Division  
City of Albuquerque  
P.O. Box 1293  
Albuquerque, NM  87103  

RE: Incorporation of 40 Code of Federal Regulations (CFR) Parts 61, 63, and 68 Regulations  

Dear Mr. Walker:  

Thank you for your letter dated July 10, 1995, submitting the amendment proposals for the Albuquerque/Bernalillo County Regulations Number 31 - Emission Standards for Hazardous Air Pollutants. This proposal includes a new numbering system format that is being instituted by the State of New Mexico. The proposed language submitted from the City of Albuquerque/Bernalillo County is for incorporation by reference of Federal section 112(d) Maximum Achievable Control Technologies (MACT) and other federal air toxic regulations promulgated prior to July 31, 1995.

Your request for delegation meets the requirements for the City of Albuquerque/Bernalillo County's commitment to adopt MACT's and air toxic regulations within a timely manner, as required by Title V of the Clean Air Act. The following requirements are applicable:

   40 CFR 63 Subpart A  

2. Requirements for Control Technology Determinations for Major Sources in Accordance with Clean Air Act Sections (Section 112(j) only), 40 CFR 63 Subpart B  

3. Regulations Governing Compliance Extensions for Early Reductions of Hazardous Air Pollutants (Section 112(i)(5)), 40 CFR 63 Subpart D  

4. Approval of State Programs and Delegation of Federal Authorities (Section 112(1)), 40 CFR Part 63, Subpart E  

5. National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Industry (Section 112(d) MACT standard), 40 CFR Part 63, Subpart F


9. National Emission Standards for Coke Oven Batteries (Section 112(d) MACT Standard), 40 CFR Part 63, Subpart L

10. National Perchloroethylene Air Emission Standards for Drycleaning Facilities (Section 112(d) MACT Standard), 40 CFR Part 63, Subpart M

11. National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks (Section 112(d) MACT Standard), 40 CFR Part 63, Subpart N


15. National Emission Standards for Hazardous Air Pollutants: Halogenated Solvent Cleaning (Section 112(d) MACT Standard), 40 CFR Part 63, Subpart T


We have approved in 60 Federal Register (FR) 2527, January 10, 1995 the mechanism the City of Albuquerque/Bernalillo County will utilize to receive delegation for Title III requirements for major and area sources.

We appreciate the opportunity to review and comment on this regulation. After receipt of the final regulation and supporting documentation, we will prepare an FR notice of this delegation of authority for major and area sources for the section 112 hazardous air pollutant regulations listed above. We will follow the delegation procedures discussed in 40 CFR Part 63, subpart E (§ 63.91). We will continue to coordinate with the City of Albuquerque staff throughout the adoption process of incorporating Title III requirements.

If I can be of further assistance in this matter, please do not hesitate to contact me at (214) 665-7250 or Adele D. Cardenas of my staff at (214) 665-7210.

Sincerely yours,

Jole C. Luehrs
Chief
Air Permits Section (6PD-R)

cc: Ms. Sarah B. Kotchian
Director
Environmental Health Department