(85) "Submerged fill pipe" means any fill pipe the discharge opening of which is still entirely submerged when the pipe normally used to withdraw liquid from the tank can no longer withdraw any liquid. 3793

(86) "Subregion" means a subdivision of a Region, as determined by the Commissioner.

(87) "Tank" means any vessel for containing liquids or gases.

(88) "TOTAL SUSPENDED PARTICULATE" MEANS PARTICULATE MATTER AS MEASURED BY THE METHOD DESCRIBED IN APPENDIX B OF TITLE 40 CODE OF FEDERAL REGULATIONS PART 50.

(89) "UNCLASSIFIABLE AREA" MEANS A GEOGRAPHIC AREA WHICH HAS NOT BEEN DESIGNATED EITHER AS ATTAINMENT OR NON-ATTAINMENT UNDER TITLE 40 CODE OF FEDERAL REGULATIONS PART 81 IN ACCORDANCE WITH THE PROVISIONS OF SECTION 107 OF THE CLEAN AIR ACT.

(90) "Volatile organic compound" means any compound of carbon [that has a vapor pressure greater than 0.1 millimeters of mercury at standard conditions] WHICH PARTICIPATES IN ATMOSPHERIC PHOTOCHEMICAL REACTIONS excluding carbon monoxide, carbon dioxide, carbonic acid, metallic carbides or carbonates, ammonium carbonate [,] AND THE FOLLOWING ORGANIC COMPOUNDS WHICH THE ADMINISTRATOR HAS DESIGNATED AS HAVING NEGLIGIBLE PHOTOCHEMICAL REACTIVITY: methane, ethane, 1,1,1 trichloroethane, methylene-chloride, trichlorofluormethane, dichlorodifluoromethane, chlorodifluoromethane, trifluoromethane, trichlorotrifluoroethane, dichlorotetrafluoroethane and chloropentafluoroethane.

(91) "Waste water separator" means any tank, box, sump, or other container in which any volatile organic compound floating on or entrained or contained in water entering such tank, box, sump, or another container is physically separated and removed from such water prior to outfall, drainage, or recovery of such water.

(92) "Watercourse" means rivers, streams, brooks, waterways, lakes, ponds, marshes, swamps, bogs and all other bodies of water, natural or artificial, which are contained within, flow through or border upon this state or any portion thereof.

(b) FOR THE PURPOSES OF THE DEFINITIONS OF "ACTUAL EMISSIONS" AND "POTENTIAL EMISSIONS" IN THIS SECTION, IF THE "COMMISSIONER" DEEMS CERTAIN DATA OR OTHER INFORMATION MORE REPRESENTATIVE, THE "COMMISSIONER" SHALL BRIEFLY STATE THE REASONS FOR SUCH DETERMINATION IN WRITING. IF AN APPLICANT SEEKS TO HAVE THE "COMMISSIONER" DETERMINE THAT CERTAIN DATA OR OTHER INFORMATION IS MORE REPRESENTATIVE, THE BURDEN OF ESTABLISHING THAT SUCH DATA IS MORE REPRESENTATIVE SHALL BE ON THE APPLICANT.

Section 2

Section 22a-174-2 of the Regulations of Connecticut State Agencies is amended to read as follows:

Sec. 22a-174-2. Registration requirements for existing "stationary sources" of "air pollutants"

(a) Any "person" who, on [June 30, 1979] FEBRUARY 1, 1989, owns or operates a "stationary source" of "air pollutants", as specified in [subdivision 22a-174-3(a)(1)] SUBPARAGRAPHS 22a-174-3 (a)(1)(A) THROUGH 22a-174-3(a)(1)(K) INCLUSIVE, shall submit to the "Commissioner" a "stationary source" registration statement and reports to be completed in accordance with instructions and on forms furnished by the "Commissioner". This requirement shall not apply to any "stationary source" which was previously granted a permit pursuant to section 22a-174-3, or for which a decision is pending on a permit application subject to section 22a-174-3, or for which the owner or "operator" previously failed to apply for and receive a valid permit pursuant to section 22a-174-3, or which is already registered with the [department] "DEPARTMENT", OR TO ANY "SOURCE" WHICH MUST REGISTER SOLELY BECAUSE THE "MAXIMUM UNCONTROLLED EMISSIONS" OF ANY INDIVIDUAL "AIR POLLUTANT" ARE ONE HUNDRED (100) TONS PER YEAR OR MORE. [The owner or operator of a stationary source subject to the requirements of section 22a-174-3 prior to July 1, 1979, who failed to apply for and receive a valid permit pursuant to section 22a-174-3 shall be subject to the requirements of section 22a-174-3 in effect at the time of application for a permit.]

(b) Unless the "Commissioner" shall otherwise determine, two (2) or more "stationary sources" of a similar or identical nature [in the same plant or premises] LOCATED ON THE SAME "PREMISE" shall be considered a single aggregate "source" for registration purposes. Two (2) or more dissimilar "stationary sources" [in the same plant or premises] LOCATED ON THE SAME "PREMISE" shall be considered separate "sources" for registration purposes.

(c) Any "person" who has registered a "stationary source" pursuant to the provisions of subsection 22a-174-2(a) shall inform the "Commissioner", on forms supplied by [him] THE "COMMISSIONER", of any change in location of the "source", or any alteration of the "source" which [changes] MAY CHANGE the amount of any "air pollutant" emitted by such "source", or the installation of an air-cleaning device thereon, or permanent cessation in operation of the "source". Such information shall be submitted at least 120 days prior to the completion of such change or alteration or cessation of operation OF THE "SOURCE". The information furnished TO the "Commissioner" shall be sufficient to enable [him] THE "COMMISSIONER" to determine the manner in which the change [will] MAY affect "emissions" from such "source".

(d) The holder of a registration certificate may not transfer it without prior written notification to the "Commissioner". Each new owner or "operator" or holder of the registration certificate shall be responsible for complying with all applicable regulations and with the conditions of the registration.

(e) Reporting forms and instructions shall be furnished by the "Commissioner" for preparation of the registration statements and reports. The "Commissioner" shall make these forms as clear, easily understood, and concise as possible.

(f) IN ADDITION THE "COMMISSIONER" MAY ISSUE AN ORDER TO REQUIRE THE OWNER OR "OPERATOR" OF ANY "SOURCE" TO REGISTER WITH THE "DEPARTMENT" IF THE "COMMISSIONER" DETERMINES THAT SUCH INFORMATION IS NEEDED TO DEVELOP OR MAINTAIN A COMPREHENSIVE INVENTORY OF "AIR POLLUTANT" EMISSIONS OR TO DETERMINE IF THAT "SOURCE" MEETS ANY APPLICABLE PROVISION OF REGULATIONS ADOPTED UNDER SECTION 22a-174 OF THE CONNECTICUT GENERAL STATUTES.

/ATION
/V. 1/77

known that the foregoing:

☐ Regulations ☐ Emergency Regulations

Are:

☐ Adopted ☒ Amended as hereinabove stated ☐ Repealed

By the aforesaid agency pursuant to:

☒ Section 22a-174 of the General Statutes.

☐ Section _____ of the General Statutes, as amended by Public Act No. _____ of the _____ Public Acts.

☐ Public Act No. _____ of the Public Acts.

After publication in the Connecticut Law Journal on November 17 19 87, of the notice of the proposal to:

☐ Adopt ☒ Amend ☐ Repeal such regulations

(If applicable): ☒ And the holding of an advertised public hearing on 17 th day of December 87 19 ____

WHEREFORE, the foregoing regulations are hereby:

☐ Adopted ☒ Amended as hereinabove stated ☐ Repealed

Effective:

☐ When filed with the Secretary of the State.

(OR)

☒ The 1st day of February 19 89

In Witness Whereof:	DATE November 7, 1988	SIGNED (Head of Board, Agency or Commission) John W. Anderson	OFFICIAL TITLE, DULY AUTHORIZED Deputy Commissioner
Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, C.G.S.		SIGNED	OFFICIAL TITLE, DULY AUTHORIZED

☒ Approved

☐ Disapproved

☐ Disapproved in part, (Indicate Section Numbers disapproved only)

☐ Rejected without prejudice.

By the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes.	DATE 1-20-88	SIGNED (Clerk of the Legislative Regulation Review Committee)

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Section 4-172, as amended, of the General Statutes.

DATE	SIGNED (Secretary of the State.)	BY

INSTRUCTIONS

1. One copy of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Attorney General for his determination of legal sufficiency. Section 4-169 of the General Statutes.

2. Seventeen copies of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Legislative Regulation Review Committee for its approval. Section 4-170 of the General Statutes.

3. Each regulation must be in the form intended for publication and must include the appropriate regulation section number and section heading. Section 4-172 of the General Statutes.

4. Indicate by "(NEW)" in heading if new regulation. Amended regulations must contain new language in capital letters and deleted language in brackets. Section 4-170 of the General Statutes.