REV. 1/77

IMPORTANT: Read Instructions on bottom of Certification Page before completing this form. Failure to comply with instructions may cause disapproval of proposed Regulations.

STATE OF CONNECTICUT
REGULATION
OF #2633

NAME OF AGENCY

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Concerning

SUBJECT MATTER OF REGULATION

ABATEMENT OF AIR POLLUTION

SECTION 19-508-8

Section 19-508-8 of the Regulations of Connecticut State Agencies is amended as follows:

Section 19-508-8. Compliance plans and schedules

(a) All new sources must comply with all regulations as of startup of operations.

(b)(1) Existing sources must comply with subsections 19-508-17 (b), 19-508-18 (b), 19-508-18 (d), and 19-508-23 (a) by June 1, 1972.

(b)(2) Existing sources must comply with subsections 19-508-18 (a), 19-508-18 (c), 19-508-18 (e), 19-508-18 (f), 19-508-19 (b) through (f) inclusive, 19-508-20 (a) through (e) inclusive, subdivisions 19-508-20 (f)(1), 19-508-20 (f)(2), 19-508-20 (f)(5), 19-508-20 (f)(6), 19-508-20 (f)(7), 19-508-20 (f)(8), 19-508-20 (f)(9), 19-508-20 (f)(10), 19-508-21 (a) and (b) and 19-508-22 (a) through (c) inclusive as expeditiously as practicable but not later than June 1, 1973.

(b)(3) Sources subject to subdivision 19-508-20 (f)(4) must submit to the Commissioner a proposed compliance plan and schedule by November 1, 1972, which plan must provide for compliance with appropriate regulations as expeditiously as practicable but not later than April 1, 1975. Sources that do not submit such a plan must be in compliance by June 1, 1973.

(b)(4) Fuel merchants must comply with subdivision 19-508-19 (a)(2) by September 1, 1972, and fuel users must comply with that section by April 1, 1973.

(b)(5) Paint merchants must comply with subdivision 19-508-20 (g)(1) by January 1, 1974, and paint users must comply with subdivisions 19-508-20 (g)(2) and (g)(3) by January 1, 1975.

NAME OF AGENCY
DEPARTMENT OF ENVIRONMENTAL PROTECTION

SECTION 19-508-8

(b)(6) The owner or operator of a source subject to the requirements of subsections 19-508-20 (l) through (r) must comply by October 1, 1980.

(b)(7) THE OWNER OR OPERATOR OF A SOURCE SUBJECT TO THE REQUIREMENTS OF SUBSECTIONS 19-508-20 (s) THROUGH (w) MUST COMPLY BY OCTOBER 1, 1981.

(c)(1) Any existing source required to comply with subdivision (b)(2) which is unable to comply by the date specified therein must submit to the Commissioner a proposed compliance plan and schedule by October 1, 1972, which plan must provide for compliance with appropriate regulations as expeditiously as practicable but not later than April 1, 1974.

(c)(2) The owner or operator of any source which cannot comply with the requirements of subdivision (b)(6) shall submit a compliance plan by July 1, 1980 which provides for compliance as expeditiously as practicable but not later than July 1, 1982.

(c)(3) [Notwithstanding the provisions of subdivision (c)(2) the Commissioner may accept a compliance plan with a final date of compliance no later than July 1, 1985 if he determines that the plan calls for new or innovative technology such as the use of low solvent coatings.] THE OWNER OR OPERATOR OF ANY SOURCE WHICH CANNOT COMPLY WITH THE REQUIREMENTS OF SUBDIVISION (b)(7) SHALL SUBMIT A COMPLIANCE PLAN BY JULY 1, 1981 WHICH PROVIDES FOR COMPLIANCE AS EXPEDITIOUSLY AS PRACTICABLE BUT NOT LATER THAN JULY 1, 1982.

(c)(4) NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION (b)(7) THE OWNER OR OPERATOR OF A SOURCE SUBJECT TO THE REQUIREMENTS OF SUBSECTION 19-508-20 (v) WHICH HAS ACTUAL EMISSIONS OF ONE HUNDRED TONS OR LESS PER YEAR SHALL SUBMIT A COMPLIANCE PLAN BY JULY 1, 1984 WHICH PROVIDES FOR COMPLIANCE BY JULY 1, 1985.

(c)(5) NOTWITHSTANDING THE PROVISIONS OF SUBDIVISIONS (c)(2) AND (c)(3) THE COMMISSIONER MAY ACCEPT A COMPLIANCE PLAN WITH A FINAL DATE OF COMPLIANCE NO LATER THAN JULY 1, 1985 IF HE DETERMINES THAT THE PLAN CALLS FOR NEW OR INNOVATIVE TECHNOLOGY SUCH AS THE USE OF LOW SOLVENT COATINGS.

(d) Compliance plans and schedules pursuant to subdivision (b)(3) and (c) must:

(d)(1) be submitted on forms furnished or prescribed by the Commissioner;

(d)(2) set forth a proposed date for compliance with each applicable regulation; and

(d)(3) specify in detail the manner in which compliance will be achieved. Said schedule shall also include dates for achievement of increments of progress toward compliance and provide for the source to verify completion of each increment to the Commissioner as it is achieved.

(e) The Commissioner may approve, approve with conditions or disapprove a proposed compliance plan and schedule. The Commissioner shall approve such plan and schedule if he determines that:

(e)(1) The source cannot comply with the regulation at any earlier time, even using the best available control technology, or cannot install such technology any earlier;

(e)(2) Adherence to such plan and schedule will not jeopardize the attainment or maintenance of a national standard by the required time;

(e)(3) The plan and schedule provide for the earliest possible compliance by the source; and

(e)(4) The plan and schedule provide for interim control measures to be taken before the compliance date.

(f) If the Commissioner rejects a proposed plan and schedule or portion thereof, then the source or sources involved must be in compliance with applicable regulations not later than October 1, 1980.

(g) All decisions of the Commissioner regarding a proposed plan and schedule shall be in writing and shall briefly state the basis for the decision.

(h) The Commissioner shall issue periodic reports at intervals of not less than once a month, available on request to any interested party, which shall contain information regarding:

(h)(1) proposed compliance schedules received; and

(h)(2) determinations of the Commissioner regarding such schedules.

(i) Following submission to the Commissioner of a proposed compliance plan and schedule, any person may file written objections to the plan, in whole or in part, specifying the basis for those objections. The Commissioner may, at his discretion and after appropriate notice, hold public hearings upon proposed compliance plans and schedules.

(j) The Commissioner shall, if petitioned by a minimum of twenty-five (25) persons or by an association having not less than twenty-five members, hold an investigative hearing once each calendar year beginning January 1, 1980 for the purpose of determining the feasibility of expanding the applicability of the provisions of subsection 19-508-20 (cc) concerning alternative emission reduction plans for volatile organic compounds to other sections of these regulations to permit owners and operators of stationary sources to submit alternative emission reduction plans for other pollutants consistent with the requirements of the administrator. The hearing shall be conducted in accordance with section 22a-4-8 of the

R-39A REV. 1/72

STATE OF CONNECTICUT
REGULATION
OF

NAME OF AGENCY
DEPARTMENT OF ENVIRONMENTAL PROTECTION

SECTION 19-508-8

Purpose: To allow sources to develop a timetable to comply with new requirements.

CERTIFICATION
R-39 REV. 1/77

Be it known that the foregoing:

[X] Regulations [ ] Emergency Regulations

Are:

[ ] Adopted [X] Amended as hereinabove stated [ ] Repealed

By the aforesaid agency pursuant to:

[X] Section 19-508 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 March 25 19 80, of the notice of the proposal to:

[ ] Adopt [X] Amend [ ] Repeal such regulations

(If applicable): [X] And the holding of an advertised public hearing on 25 day of April 19 80

WHEREFORE, the foregoing regulations are hereby:

[ ] Adopted [X] Amended as hereinabove stated [ ] Repealed

Effective:

[X] When filed with the Secretary of the State.

(OR)

[ ] The _____ day of _____ 19____.

In Witness Whereof:	DATE 8/4/80	SIGNED (Head of Board, Agency or Commission) Stanley Pac	OFFICIAL TITLE, DULY AUTHORIZED Commissioner
Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, C.G.S.:		SIGNED [illegible]	OFFICIAL TITLE, DULY AUTHORIZED Deputy Attorney General

AUG 14 1980

[X] 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 9/30/80	SIGNED (Clerk of the Legislative Regulation Review Committee) Elizabeth J. Bauer

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 October 10, 1980	SIGNED (Secretary of the State) Barbara B. Kennelly	BY Louis D. Rapoza

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 standing 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.