

LINCOLN-LANCASTER COUNTY AIR POLLUTION CONTROL PROGRAM

ARTICLE 2. REGULATIONS AND STANDARDS

SECTION 19. PREVENTION OF SIGNIFICANT DETERIORATION OF AIR QUALITY

(A) Notwithstanding any other provisions of these regulations, Section 52.21 of Title 40 Code of Federal Regulations (CFR) Part 52, June 3, 1994 edition pertaining to Prevention of Significant Deterioration of Air Quality, is hereby adopted and incorporated herein with exceptions as noted in paragraphs (B) and (C) below.

(B) Subsections (a) Plan Approval, (q) Public Participation, (s) Environmental Impact Statement, and (u) Delegation of Authority of subsection 52.21 are not included in this adoption by reference.

(C) The term "Administrator" as it appears in 40 CFR 52.21 shall mean the Director, except:

(1) In subparagraph (b)(3)(iii) relating to "net emissions increase" and (w)(2) relating to "permit rescission," it shall mean both the Director and the Administrator.

(2) It shall mean the Administrator in the following subsections:

(b)(17) Definition of federally enforceable

(f)(1)(v), (f)(3), (f)(4)(i) Exclusions from increment consumption

(g)(1) - (g)(6) Redesignation

(l)(2) Air Quality Models

(p)(1) - (p)(2) Sources impacting Federal Class I areas

(t) Disputed permits or redesignations

(D) The procedural requirements of 40 CFR 51.166 (q) (excluding the phrase "The plan shall provide that...") are hereby adopted and incorporated herein, except that the phrase "specified time limit" shall mean thirty (30) days.

(E) The Director will transmit to the Administrator a copy of each permit application subject to this regulation and will notify the Administrator of each significant action the Director takes on the application.

Ref: Title 129, Chapter 19, Nebraska Department of Environmental Quality

ARTICLE 2  
SECTION 19

LINCOLN-LANCASTER COUNTY

EPA Rulemakings

CFR: 40 C.F.R. 52.1420(c)(44)(i)(A)  
FRM: 61 FR 5701 (2/14/96)  
PRM: 61 FR 5725 (2/14/96)  
State Submission: 5/31/95  
State Proposal: 2/28/95  
State Final: 5/16/95 (effective date locally)  
APDB File: NE-37  
Description: This action does not grant the Lincoln-Lancaster County Air Pollution Control Program independent authority of the PSD program. PSD permits issued in the state of Nebraska, including those issued in Lancaster County, are issued by the state of Nebraska under Title 129, Chapter 19 Nebraska Department of Environmental Quality.

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CFR: 40 C.F.R. 52.1420(c)(24)  
FRM: 47 FR 22954 (5/26/82)  
PRM: 42 FR 46371 (9/15/77)  
State Submission: 12/27/76  
State Proposal: 12/10/76  
State Final: 3/16/76; 6/21/76 (effective dates locally)  
APDB File: NE-08  
Description: EPA approved the revised ordinance and regulations for the city of Lincoln. The state withdrew Section 051 of the ordinance and Sections 4, 15, and 17 of the regulations.

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CFR: 40 C.F.R. 52.1420(c)(23)  
FRM: 47 FR 22954 (5/26/82)  
PRM: 42 FR 46371  
State Submission: 4/4/77; 2/18/82  
State Proposal: 3/18/77  
State Final: 2/4/77 (effective date locally)  
APDB File: NE-08  
Description: EPA approved the Lancaster County regulations into the SIP. Sections 6, 9, and 23 were withdrawn by the state prior to final rulemaking by the EPA.

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CFR: 40 C.F.R. 52.1420(a)  
FRM: 37 FR 10842 (5/31/72)  
PRM: None  
State Submission: 1/28/72  
State Proposal: Unknown  
State Final: 2/28/67 (effective date locally)  
APDB File: NE-00  
Description: EPA approved the city of Lincoln's ordinance for air pollution control as part of the original SIP.

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Difference Between the State and EPA-Approved Regulation

None.