

**K.A.R. 28-19-41 RESTRICTION OF EMISSION**

Subject to the provisions of regulations 28-19-9 and 28-19-11:

(A) No person may cause or permit the emission of particulate matter from any chimney stack or vent of any incinerator in excess of the following:

(1) Incinerators with a waste burning capacity of less than 200 pounds per hour: 0.3 grains of particulate matter per standard dry cubic foot of exhaust gas, corrected to twelve percent (12%) carbon dioxide.

(2) Incinerators with a waste burning capacity of 200 to 20,000 pounds of waste per hour: 0.2 grains of particulate matter per standard dry cubic foot of exhaust gas, corrected to twelve percent (12%) carbon dioxide.

(3) Incinerators with a waste burning capacity in excess of 20,000 pounds of waste per hour: 0.1 grains of particulate matter per standard dry cubic foot of exhaust gas, corrected to twelve percent (12%) carbon dioxide.

(B) No person may cause or permit the emission of visible contaminants from any incinerator of an opacity equal to or greater than 20 percent opacity. (Authorized by K.S.A. 65-3005, 65-3006, 65-3010; effective Jan. 1, 1971; amended E-73-8, Dec. 27, 1972; amended Jan. 1, 1974.)

K.A.R. 28-19-41

EPA Rulemakings

CFR: 40 C.F.R. 52.870(c)(4)

FRM: 38 FR 30876 (11/8/73)

PRM: none

State Submission: 4/17/73

State Effective Date: 12/27/72

APDB File: KS-00

Description: This revision eliminated the Ringelmann number in favor of an opacity provision which does not affect the control strategy.

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CFR: 40 C.F.R. 52.870(b)

FRM: 37 FR 10867 (5/31/72)

PRM: none

State Submission: 1/31/72

State Effective Date: 1/1/71

APDB File: KS-00

Description: This submittal was a part of the original SIP submission and was to control the emission of particulate matter from incinerators.

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Difference Between the State and EPA-Approved Regulation

None.