

10 CSR 10-6.161 Commercial and Industrial Solid Waste Incinerators.

(1) Applicability.

(A) This rule applies to commercial and industrial solid waste incinerator (CISWI) units, defined by section (2) of this rule, as follows:

1. Energy recovery units, waste burning kilns, and small remote incinerators that commenced construction on or before June 4, 2010, or commenced modification or reconstruction after June 4, 2010 but no later than August 7, 2013;

2. Other CISWI incinerators that commenced construction on or before November 30, 1999 and were not modified or reconstructed after June 1, 2001; and

3. Other CISWI incinerators that commenced construction after November 30, 1999, but no later than June 4, 2010, or commenced modification or reconstruction on or after June 1, 2001 but no later than August 7, 2013.

(B) If the owner or operator of a CISWI unit makes changes that meet the definition of modification or reconstruction on or after June 1, 2001, the CISWI unit becomes subject to 40 CFR 60 subpart CCCC and the CISWI state plan no longer applies to that unit.

(C) Exemptions to this rule are as follows:

1. This rule does not apply to combustion units listed in 40 CFR 60.2555; and

2. If the owner or operator of a CISWI unit makes physical or operational changes to an existing CISWI unit primarily to comply with the CISWI state plan, 40 CFR 60 subpart CCCC does not apply to that unit because such changes do not qualify as modifications or reconstructions under 40 CFR 60 subpart CCCC.

(2) Definitions.

(A) The provisions of 40 CFR 60.2875, promulgated as of February 7, 2013, shall apply and are hereby incorporated by reference in this rule, as published by the Office of Federal Register, U.S. National Archives and Records, 700 Pennsylvania Avenue NW, Washington, DC 20408. This rule does not incorporate any subsequent amendments or additions.

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(B) Definitions of certain terms specified in this rule, other than those defined in subsection (2)(A) of this rule, may be found in 10 CSR 10-6.020.

(3) General Provisions. The following references to 40 CFR 60.2575 through 60.2735, 40 CFR 60.2805 through 60.2870, and 40 CFR 60, Subpart DDDD Tables 1 through 9, promulgated February 7, 2013, shall apply and are hereby incorporated by reference in this rule, as published by the Office of the Federal Register, U.S. National Archives and Records, 700 Pennsylvania Avenue NW, Washington, DC 20408. This rule does not incorporate any subsequent amendments or additions.

(A) Increments of Progress—40 CFR 60.2575 through 60.2615 and 40 CFR 60.2815 through 60.2855;

(B) Waste Management Plan—40 CFR 60.2620 through 60.2630;

(C) Operator Training and Qualification—40 CFR 60.2635 through 60.2665;

(D) Emission Limitations and Operating Limits—40 CFR 60.2670 through 60.2685 and 40 CFR 60.2860;

(E) Performance Testing—40 CFR 60.2690 through 60.2695;

(F) Initial Compliance Requirements—40 CFR 60.2700 through 60.2706;

(G) Continuous Compliance Requirements—40 CFR 60.2710 through 60.2725;

(H) Monitoring—40 CFR 60.2730 through 60.2735 and 40 CFR 60.2865;

(I) Title V Operating Permits—40 CFR 60.2805; and

(J) Table 1 through Table 9. The compliance dates for the increments of progress are—

1. For Increment 1, the final control plan must be submitted within one (1) year of the effective date of this rule; and

2. For Increment 2, for CISWI units that commenced construction on or before June 4, 2010, the final compliance date is February 7, 2018.

(K) General reference notes:

1. Units applicable under paragraph (1)(A)1. of this rule must comply with the emission limits as follows:

A. For energy recovery units, Table 7 of 40 CFR 60 subpart DDDD;

B. For waste burning kilns, Table 8 of 40 CFR 60 subpart DDDD; and

C. For small remote incinerators, Table 9 of 40 CFR 60 subpart DDDD;

2. Units applicable under paragraph (1)(A)2. of this rule, Table 2 of 40 CFR 60 subpart DDDD; and

3. Units applicable under paragraph (1)(A)3. of this rule, Table 6 of 40 CFR 60 subpart DDDD or Table 1 of 40 CFR 60 subpart CCCC, whichever is more stringent.

(4) Reporting and Record Keeping. The provisions of 40 CFR 60.2740 through 60.2800 and 40 CFR 60.2870, promulgated as of February 17, 2013, shall apply and are hereby incorporated by reference in this rule, as published by the Office of Federal Register, U.S. National Archives and Records, 700 Pennsylvania Avenue NW, Washington, DC 20408. This rule does not incorporate any subsequent amendments or additions.

(5) Test Methods. *(Not applicable)*

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EPA Rulemakings

CFR: 40 C.F.R 62.6360(a)
FRM: 80 FR 56390 (9/18/15)
PRM: 80 FR 56422 (9/18/15)
State Submission: Rec'd 3/5/14 eff. 11/21/13
State Final: Section 643.050, RSMo Supp. 2013.* Original rule filed 7/12/13, eff. 3/30/14.
APDB File: MO-359 EPA-R07-OAR-2015-0541; eff. 11/17/15
Description: Missouri rule 10 CSR 10-6.161 is federally approved under part 62. EPA approved revisions to Missouri's state plan for designated facilities and pollutants developed under sections 111(d) and 129 received on March 5, 2014. This action amends the state plan to include a new plan and associated rule implementing emission guidelines for Commercial and Industrial Solid Waste Incineration units as codified in 40 CFR 60 Subpart DDDD.

Difference Between the State and EPA-Approved Regulation

None.