

SECTION 2D.0900 VOLATILE ORGANIC COMPOUNDS

.0901 DEFINITIONS

For the purpose of this Section, the following definitions apply:

- (1) "Coating" means a functional, protective, or decorative film applied in a thin line
- (2) "Coating applicator" means an apparatus used to apply a surface coating.
- (3) "Coating line" means one or more apparatus or operations in a single line wherein a surface coating is applied, or dried, and/or cured and which include a coating applicator, and flashoff area, and may include an oven or associated control devices.
- (4) "Continuous vapor control system" means a vapor control system which treats vapors displaced from tanks during filling on a demand basis without intermediate accumulation.
- (5) "Delivered to the applicator" means the condition of coating after dilution by the user just before application to the substrate.
- (6) "Flashoff area" means the space between the application area and the oven.
- (7) "High solids coating" means a coating which contains a higher percentage of solids and a lower percentage of volatile organic compounds and water than conventional organic solvent borne coatings.
- (8) "Hydrocarbon" means any organic compound of carbon and hydrogen only.
- (9) "Incinerator" means a combustion apparatus designed for high temperature operation in which solid, semisolid, liquid, or gaseous combustible wastes are ignited and burned efficiently and from which the solid and gaseous residues contain little or no combustible material.
- (10) "Intermittent vapor control system" means a vapor control system which employs an intermediate vapor holder to accumulate vapors displaced from tanks during filling. The control device treats the accumulated vapors only during automatically controlled cycles.
- (11) "Loading rack" means an aggregation or combination of loading equipment arranged so that all loading outlets in the combination can be connected to a tank truck or trailer parked in a specified loading space.
- (12) "Low Solvent Coating" means a coating which contains a substantially lower amount.
- (13) "Organic material" means a chemical compound of carbon excluding carbon monoxide, carbon dioxide, carbonic acid, metallic carbides or carbonates, and ammonium carbonate.
- (14) "Oven" means a chamber within which heat is used to bake, cure, polymerize, and/or dry a surface coating.
- (15) "Potential emissions" means the quantity of a pollutant would be emitted at the maximum capacity of a stationary source to emit the pollutant under its physical and operational design. Any physical or operational limitation on the capacity of the source to emit a pollutant, including air pollution control equipment and restrictions on hours of operation or on the type or amount of material combusted, stored, or processed, shall be treated as part of its design if the limitation or the effect it would have on emissions is described or contained as a condition in the permit. Secondary emissions do not count in determining potential emissions of a stationary source. Fugitive emissions count, to the extent quantifiable, in determining the potential emissions only in these cases:
 - (a) petroleum refineries,
 - (b) chemical process plants, and
 - (c) petroleum storage and transfer units with a total storage capacity exceeding 300,000 barrels.

- (16) "Prime coat" means the first film of coating applied to a surface to protect it or to prepare to receive subsequent coatings.
- (17) "Reasonably available control technology" (also denoted as RACT) means the lowest emission limit which a particular source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility. It may require technology which has been applied to similar, but not necessarily identical, source categories.
- (18) "Reid vapor pressure" means the absolute vapor pressure of volatile crude oil and volatile nonviscous petroleum liquids except liquefied petroleum gases as determined by American Society for Testing and Materials, Part 17, 1973, D-323-72 (reapproved 1977).
- (19) "Shutdown" means the cessation of operation of a source or a part thereof or emission control equipment.
- (20) "Solvent" means organic materials which are liquid at standard conditions and which are used as dissolvers, viscosity reducers, or cleaning agents.
- (21) "Standard conditions" means a temperature of 68°F and pressure of 29.92 inches of mercury.
- (22) "Startup" means the setting in operation of a source or emission control equipment.
- (23) "Substrate" means the surface to which a coating is applied.
- (24) "Topcoat" means the final films of coating applied in a multiple coat operation.
- (25) "True vapor pressure" means the equilibrium partial pressure exerted by a petroleum liquid as determined in accordance with methods described in American Petroleum Institute Bulletin 2517, "Evaporation Loss from Floating Roof Tanks, 1962.
- (26) "Vapor collection system: means a vapor transport system which uses direct displacement by the liquid loaded to force vapors from the tank into a vapor control system.
- (27) "Vapor control system" means a system which prevents release to the atmosphere of at least 90 percent by weight of organic compounds in the vapors displaced from a tank during the transfer of gasoline.
- (28) "Volatile organic compound" (also denoted as VOC) means any compound of carbon whose volatile content can be determined by the procedure described in regulations .0931 or .0939 of this Section excluding any compound that is listed under 40 CFR 51.100(s) as having been determined to have negligible photochemical reactivity.

History Note: Authority G.S. 143-215.3(a)(1);
 Eff. July 1, 1979;
 Amended Eff. July 1, 1996; December 1, 1993; July 1, 1991; March 1, 1991; December 1, 1989; November 1, 1984; June 1, 1981.

Date Submitted to EPA	Date Approved by EPA	Federal Register
--------------------------	-------------------------	---------------------

Original Reg. Apr 17, 1990
1st Revision Aug, 16, 1996

Jul 21, 1994
Aug 01, 1997

59 FR 37162
62 FR 41277

[Return](#)

.0902 APPLICABILITY

(a) The following Rules of this Section apply statewide:

- (1) .0925, Petroleum Liquid Storage in Fixed Roof Tanks, for fixed roof tanks at gasoline bulk plants and gasoline bulk terminals;
- (2) .0926, Bulk Gasoline Plants;
- (3) .0927, Bulk Gasoline Terminals;
- (4) .0928, Gasoline Service Stations Stage I;
- (5) .0932, Gasoline Truck Tanks and Vapor Collection Systems; and
- (6) .0933, Petroleum Liquid Storage in External Floating Roof Tanks, for external floating roof tanks at bulk gasoline plants and bulk gasoline terminal;
- (7) .0948, VOC Emissions from Transfer Operations;
- (8) .0949, Storage of Miscellaneous Volatile Organic Compounds; and
- (9) .0958, Work Practices for Sources of Volatile Organic Compounds.

(b) Rule .0953 Vapor Return Piping for Stage II Vapor Recovery, of this Section applies in Davidson, Durham, Forsyth, Gaston, Guilford, Mecklenburg, Wake, Dutchville Township in Granville County, and that part of Davie County bounded by the Yadkin River, Dutchmans Creek, North Carolina Highway 801, Fulton Creek and back to Yadkin River in accordance with provisions set out in this rule.

(c) All sources located in Mecklenburg County that were required to comply with any of these rules:

- (1) .0917 through .0938 of this Section, or
- (2) .0943 through .0946 of this Section.

(d) With the exceptions stated in Paragraph (a), (b), (c), or (h) of this Rule, this Section applies to:

- (1) Charlotte/Gastonia, consisting of Mecklenburg and Gaston Counties in accordance with Paragraph (e) of this Rule;
- (2) Greensboro/Winston-Salem/High Point, consisting of Davidson, Forsyth, and Guilford Counties and that part of Davie county bounded by the Yadkin river, Dutchmans Creek, North Carolina Highway 801, Fulton Creek and back to the Yadkin River in accordance with Paragraph (f) of this Rule; or
- (3) Raleigh/Durham, consisting of Durham and Wake Counties and Dutchville Township in Granville County in accordance with Paragraph (g) of this Rule.

(e) If a violation of the ambient air quality standard for ozone is measured in accordance with 40 CFR 50.9 in Cabarrus, Gaston, Iredell, Lincoln, Mecklenburg, Rowan, or Union County, North Carolina or York County, South Carolina, the Director shall initiate analysis to determine the control measures needed to attain and maintain the ambient air quality standard for ozone. By the following May 1, the Director shall implement the specific stationary source control measures contained in this section that are required as part of the control strategy necessary to bring the area into compliance and to maintain compliance with the ambient air quality standard for ozone. The Director shall implement the Rules in this Section identified as being necessary by the analysis by notice in the North Carolina Register. The notice shall identify the rules that are to be implemented and shall identify whether the rules implemented are to apply in Gaston or Mecklenburg county or in both Counties. At least one week before the scheduled publication date of the North Carolina Register containing the Director=s notice implementing rules in this Section, the Director shall send written notification to all permitted facilities within the county in which the rules are being implemented that are or may be subject to the requirements of this Section informing them that they are or may be subject to the requirements of this Section. (For Mecklenburg County, "Director" means for the purpose of notifying permitted facilities in Mecklenburg

County, the Director of the Mecklenburg County Local air pollution control program. Compliance shall be in accordance with Rule .0909 of this Section.

(f) If a violation of the ambient air quality standard for ozone is measured in accordance with 40 CFR 50.9 in Davidson, Forsyth, or Guilford County bounded by the Yadkin River, Dutchmans Creek, North Carolina 801, Fulton Creek and back to Yadkin River, the Director shall initiate analysis to determine the control measures needed to attain and maintain the ambient air quality standard for ozone. By the following May 1, the director shall implement the specific stationary source control measures contained in this Section that are required as part of the control strategy necessary to bring the area into compliance and to maintain compliance with the ambient air quality standard for ozone. The Director shall implement the rules in this Section identified as being necessary by the analysis by notice in the North Carolina Register. The notice shall identify the rules that are to be implemented and shall identify whether the rules implemented are to apply in Davidson, Forsyth or Guilford County or that part of Davie County bounded by the Yadkin River, Dutchmans Creek, North Carolina Highway 801, Fulton Creek and back to Yadkin River or any combination thereof. At least one week before the scheduled publication date of the North Carolina Register containing the Director's notice implementing rules in this Section, the Director shall send written notification to all permitted facilities within the county in which the rules are being implemented that are or may be subject to the requirements of this Section. (For Forsyth county "Director" means for the purpose of notifying permitted facilities in Forsyth County, the Director of the Forsyth County local air pollution control program.) Compliance shall be in accordance with rule .0909 of this Section.

(g) If a violation of the ambient air quality standard for ozone is measured in accordance with 40 CFR 50.9 in Durham or Wake County or Dutchville Township in Granville County, the Director shall initiate analysis to determine the control measures needed to attain and maintain the ambient air quality standard for ozone. By the following May 1, the Director shall implement the specific stationary source control measure contained in this Section that are required as part of the control strategy necessary to bring the area into compliance and to maintain compliance with the ambient air quality standard for ozone. The Director shall implement the rules in this Section and shall identify whether the rules implemented are to apply in Durham or Wake County or Dutchville Township in Granville County or any combination thereof. At least one week before the scheduled publication date of the North Carolina Register containing the Director's notice implementing rules in this Section, the Director shall send written notification to all permitted facilities within the county in which the rules are being implemented that are or may be subject to the requirements of this Section informing them that they are or may be subject to the requirements of this Section. Compliance shall be in accordance with Rule .0909 of this Section.

(h) This Section does not apply to:

- (1) sources whose emissions of volatile organic compounds are not more than 15 pounds per day, except that this Section does apply to the manufacture and use of cutback asphalt regardless of levels of emissions of volatile organic compounds.
- (2) sources used exclusively for chemical or physical analysis or determination of product quality and commercial acceptance provided:
 - (A) the operation of the source is not an integral part of the production process; and,
 - (B) the emissions from the source do not exceed 800 pounds per calendar month; and,
 - (C) the exception is approved in writing by the Director as meeting the requirements of this Subparagraph; or
- (3) emissions of volatile organic compounds during startup or shutdown operations from sources which use incineration or other types of combustion to control emissions of volatile organic compounds whenever the off-gas contains an explosive mixture during the startup or shutdown

operation if the exemption is approved by the Director as meeting the requirements of this Subparagraph.

(i) Sources whose emissions of volatile organic compounds are not subject to limitation under this Section may still be subject to emission limits on volatile organic compounds in Rules .0524 .1110, or .1111 of this Subchapter.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. July 1, 2000; July 1, 1996; July 1, 1995; May 1, 1995; July 1, 1994; March 1, 1991; May 1, 1990; February 1, 1983; June 1, 1981; July 1, 1980.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468
1 st Revision	Jan 07, 1994		
2 nd Revision	Aug 16, 1996	Aug 01, 1997	62 FR 41277
3 rd Revision	Mar 19, 1997	Oct 15, 1999	64 FR 55879
4 th Revision	Jul 28, 2000	Aug 27, 2001	66 FR 34117

.0903 RECORDKEEPING: REPORTING: MONITORING

- (a) The owner or operator of any volatile organic compound emission source or control equipment shall:
 - (1) install, operate, and maintain process and control equipment monitoring instruments or procedures as necessary to comply with the requirements of this Section; and
 - (2) maintain, in writing. Data and reports relating to monitoring instruments or procedures which will, upon review, document the compliance status of the volatile organic compound emission source or control equipment; such data and reports shall, as a minimum, be maintained
- (b) The owner or operator of any volatile organic compound emission source or control equipment subject to the requirements of this Section shall comply with the monitoring, recordkeeping, and reporting requirements in Section .0600 of this Subchapter.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. April 1, 1999, July 1, 1993; July ` , 1991; December 1, 1989; January 1, 1985; July 1, 1980; June 1, 1980.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468
1 st Revision	Apr 16, 2001	Aug 08, 2002	67 FR 51461

[Return](#)

.0905 PETITION FOR ALTERNATIVE CONTROLS

(a) If the owner or operator of any source of volatile organic compounds can demonstrate that compliance with Regulations .0917 through .0938 of this Section would be technologically or economically infeasible, he may petition the director to allow the use of alternative operational and/or equipment controls for the reduction of volatile organic compound emissions. Petition shall be made for each source within a given facility. The petition must be submitted in writing to the director before January 1, 1980, for sources subject to Regulations .0917 through .0931 and before January 1, 1981 for sources subject to Regulations .0932 through .0938. The petition can be made only for sources in existence or under construction on the effective date of the applicable Regulation in this section. The petition shall contain:

- (1) the name and address of the company and the name and telephone number of a company officer over whose signature the petition is submitted; and
- (2) a description of all operations conducted at the location to which the petition applies and the purpose that the volatile organic compound emitting equipment serves within the operations; and
- (3) reference to the specific operational and/or equipment controls under Regulations .0917 through .0938 of this Section for which alternative operational and/or equipment controls are proposed; and
- (4) a detailed description of the proposed alternative operational and/or equipment controls, the magnitude of volatile organic compound emission reduction which will be achieved, and the quantity and composition of volatile organic compounds which will be emitted if the alternative operational and/or equipment controls are instituted; and
- (5) a plan, which will be instituted in addition to the proposed alternative operational and/or equipment controls, to reduce where technologically and economically feasible, volatile organic compound emissions from other source operations at the facility, not required under Regulations .0917 through .0931 of this Section, if these sources exist at the facility, such that aggregate volatile organic compound emissions from the facility will in no case be greater through application of the alternative control than would be permitted through conformance with Regulations .0917 through .0931, and .0934 through .0937 of this Section, and
- (6) a schedule for the installation and/or institution of the alternative operational and/or equipment controls in conformance with Regulations .0907 through .0912 of this Section; and
- (7) certification that emissions of all other contaminants from the subject source are in compliance with all applicable local, state and federal laws and regulations.

The petition may include a copy of the permit application and need not duplicate information in the permit application.

(b) The director shall approve a Petition for Alternative Control if:

- (1) The petition is submitted in accordance with paragraph (a) of this Regulation; and
- (2) The director determines that the petitioner cannot comply with Regulations .0917 through .0938 of this Section because of technological or economical infeasibility; and,
- (3) All other air contaminant emissions from the facility are in compliance with, or under a schedule for compliance as expeditiously as practicable with, all applicable local, state, and federal regulations; and
- (4) The petition contains a schedule for achieving and maintaining reduction of volatile organic compound emissions to the maximum extent feasible and as expeditiously as practicable; and
- (5) A nuisance condition will not result from operation of the source as proposed in the petition.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. November 1, 1984; July 1, 1980.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468

[Return](#)

.0906 CIRCUMVENTION

(a) An owner or operator subject to this Section shall not build, erect, install, or use any article, machine, equipment, process, or method, the use of which conceals an emission which would otherwise constitute a violation of an applicable regulation.

(b) Paragraph (a) of this Regulation includes, but is not limited to, the use of gaseous dilutants to achieve compliance and the piecemeal carrying out of an operation to avoid coverage by a regulation that applies to operations larger than a specified size.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. November 1, 1984.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468

[Return](#)

.0907 COMPLIANCE SCHEDULES FOR SOURCES IN NONATTAINMENT AREAS (Repealed)

This rule was repealed on October 15, 1999

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. May 1, 1995; July 1, 1994; July 1, 1988; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468
1 st Revision	Mar 19, 1997	Oct 15, 1999	64 FR 55831

[Return](#)

.0908 EQUIPMENT MODIFICATION COMPLIANCE SCHEDULES

(a) With the exception stated in Regulation .0910 or .0911 of this Section, the owner or operator of an existing (as of June 1, 1979) volatile organic compound emission source proposing to comply with Regulations .0917 through .0931 of this Section shall achieve final compliance, determined in accordance with Regulations .0912 through .0916 and .0939 through .0942 of this Section, before May 1, 1981.

(b) With the exception stated in Regulation .0910 or .0911 of this Section, the owner or operator of an existing (as of June 30, 1980) volatile organic compound emission source proposing to install and operate volatile organic compound emission control equipment and/or to replace process equipment to comply with Regulations .0932 through .0938 of this Section shall achieve final compliance, determined in accordance with Regulations .0912 through .0916 and .0939 through .0942 of this Section, before May 1, 1982.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff. November 1, 1984.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468

[Return](#)

.0909 COMPLIANCE SCHEDULES FOR SOURCES IN NEW NONATTAINMENT AREAS

(a) With the exceptions in Paragraph (b) of this Rule, this Rule applies to all sources covered by Paragraph (e), (f), or (g) of Rule .0902 of this Section.

(b) This Rule does not apply to:

- (1) sources in Mecklenburg County required to comply with the requirements of this Section under Rule .0902 (c) of this Section;
- (2) sources covered under Rule .0953, and .0954 of this Section.
- (3) sources required to comply with the requirements of this Section under Rule .0902(a) of this Section.

(c) The owner or operator of any source subject to this Rule because of the application of Paragraph (e), (f), or (g) of Rule .0902 of this Section shall adhere to the following increments of progress and schedules:

- (1) if the compliance is to be achieved by installing emission control equipment, replacing process equipment, or modifying existing process equipment:
 - (A) Permit application and a compliance schedule shall be submitted within six months after the Director notices in the North Carolina Register that an area is in violation of the ambient air quality standard for ozone;
 - (B) The compliance schedule shall contain the following increments of progress:
 - (i) a date by which contracts for the emission control system and process equipment shall be awarded or orders shall be issued for purchase of component parts;
 - (ii) a date by which on-site construction or installation of the emission control and process equipment shall begin; and
 - (iii) a date by which on-site construction or installation of the emission control and process equipment shall be completed;
 - (C) Final compliance shall be achieved within three years after the Director notices in the North Carolina Register that the area is in violation of the ambient air quality standard for ozone.
- (2) if compliance is to be achieved by using low solvent content coating technology:
 - (A) A permit application and a compliance schedule shall be submitted within six months after the Director notices in the North Carolina Register that an area is in violation of the ambient air quality standard for ozone;
 - (B) The compliance schedule shall contain the following increments:
 - (i) a date by which research and development of low solvent content coating shall be completed if the Director determines that low solvent content coating technology has not been sufficiently researched and developed;
 - (ii) a date by which evaluation of product quality and commercial acceptance shall be completed;
 - (iii) a date by which purchase orders shall be issued for low solvent content coatings and process modifications;
 - (iv) a date by which process modifications shall be initiated; and
 - (v) a date by which process modifications shall be completed and use of low solvent content coatings shall begin;
 - (C) Final compliance shall be achieved within three years after the Director notices in the North Carolina Register that the area is in violation of the ambient air quality standard for ozone.

(d) The owner or operator shall certify to the Director within five days after the deadline, for each increment of progress in Paragraph (c) of this Rule, whether the required increment of progress has been met.

(e) If the Director requires a test to demonstrate that compliance has been achieved the owner or operator of sources subject to this Rule shall conduct a test and submit a final test report within six months after the stated date of final compliance.

(f) The owner or operator of any new source of volatile organic compounds not in existence or under construction as of the date that the Director notices in the North Carolina Register in accordance with Paragraph (e), (f), or (g) of Rule .0902 of this Section that the area is in violation of the ambient air quality standard for ozone, shall comply with all applicable rules in this Section upon start-up of the source.

(g) Paragraphs (c) and (d) of this Rule shall not apply to sources that are in compliance with applicable rules of this Section when the Director notices in the North Carolina Register that the area is in violation of the ambient air quality standard for ozone and that have determined and certified compliance to the satisfaction of the Director within six months after the Director notices in the North Carolina Register that the area is in violation.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff July 1, 2000; April 1, 1997; July 1, 1995; July 1, 1994; July 1, 1988;
January 1, 1985, November 1, 1984

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468
1 st Revision	Mar 19, 1997	Oct 15, 1999	64 FR 55879
2 nd Revision	Jul 28, 2000	Aug 27, 2001	66 FR 34117

.0910 ALTERNATE COMPLIANCE SCHEDULES (Repealed)

This rule was repealed on October 15, 1999.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. April 1, 1980;
Amended Eff. November 1, 1984; June 1, 1981; July 1, 1980

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468
1 st Revision	Mar 19, 1997	Oct 15, 1999	64 FR 55831

[Return](#)

.0911 EXCEPTIONS FOR COMPLIANCE SCHEDULES (Repealed)

This rule was repealed on October 15, 1999.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1980.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468
1 st Revision	Mar 19, 1997	Oct 15, 1999	64 FR 55831

[Return](#)

.0912 GENERAL PROVISIONS ON TEST METHODS AND PROCEDURES

(a) The owner or operator of any volatile organic compound source required to comply with rules in this Section shall, at his own expense, demonstrate compliance by the methods described in Regulations .0912 through .0916 and .0939 through .0942 of this Section. The owner or operator of a volatile organic compound source shall demonstrate compliance when the Director requests such demonstration. The Director shall explain to the owner or operator the bases for requesting a demonstration of compliance and shall allow reasonable time for testing to be performed. All tests shall be made by, or under the direction of, a person qualified by training or experience in the field of air pollution testing.

(b) Volatile organic compound emissions compliance testing shall be allowed and the results shall be accepted, only if the director has been notified as required by Paragraph (c) of this Rule and if the Director has granted approval.

(c) Any person proposing to conduct a volatile organic compound emissions test shall notify the Director at least 21 days before beginning the test so that the Director may at his option observe the test. Any person notifying the Director of a proposed volatile organic compound emissions test shall include as part of notification the following minimum information:

- (1) a statement indicating the purpose of the proposed test;
- (2) a detailed description of the facility to be tested; and,
- (3) a detailed description of the test procedures, equipment, and sampling sites; and
- (4) a timetable, setting forth the dates on which:
 - (i) The testing will be conducted;
 - (ii) Preliminary test results will be reported (not later than 30 days after sample collection); and,
 - (iii) The final test report will be submitted (not later than 60 days after completion of on-site sampling);

(d) If the volatile organic compound emissions test shows noncompliance, the owner or operator of the volatile organic source shall submit along with the final test report proposed corrective action.

(e) For compliance determination, the owner or operator of any volatile organic compound emissions source shall be responsible for providing:

- (1) sampling ports, pipes, lines, or appurtenances for the collection of samples and data required by the test procedure;
- (2) safe access to the sample and data collection locations; and
- (3) Light, electricity, and other utilities required for sample and data collection.

(f) Compliance shall be determined on a line-by-line bases using the more stringent of the following two:

- (1) Compliance shall be determined on a daily bases for each coating line using a weighted average, that is, dividing the sum of the mass (pounds) of volatile organic compounds in coatings consumed on that coating line, as received, and the mass (pounds) of volatile organic compound solvents added to the coatings on that coating line by the volume (gallons) of coating solids consumed during that day on that coating line; or
- (2) Compliance shall be determined as follows:
 - (A) When low solvent or high coatings are used to reduce emissions of volatile organic compounds, compliance shall be determined instantaneously.
 - (B) When add on control devices, e.g., solvent recovery systems or incinerators, are used to reduce emissions of volatile organic compounds, compliance shall be determined by averaging emissions over a one-hour period.

(g) The Director may authorize the Division of Air Quality to conduct independent tests of any source subject to a rule in this Section to determine the compliance status of that source subject to a rule in this Section to determine the compliance status of that source or to verify any test data submitted about that source. Any test conducted by the Division of Air Quality using the appropriate testing procedures described in this Section shall have precedence over all other tests. The United States Environmental Protection Agency (EPA) may verify any test submitted by the owner or operator of a source, and any test conducted by EPA using the appropriate testing procedures described in this Section shall have precedence over tests conducted by the owner or operator of the source.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
 Eff. July 1, 1979;
 Amended Eff. April 1, 2003; July 1, 1993; July 1, 1991; March 1, 1991; December 1, 1989; January 1, 1985; July 1, 1980.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468
1 st Revision	Apr 04, 2003	Sep 17, 2003	68 FR 54362

[Return](#)

.0913 DETERMINATION OF VOLATILE CONTENT OF SURFACE COATINGS

(a) In accordance with Regulation .0912 of this section, the volatile matter content, water content, density, volume of solids and weight of solids of surface coatings shall be determined by the procedures set forth in Method 24 of Appendix A of 40 CFR Part 60. The results of the tests shall be expressed in the same units as the emission limits given in the regulation for which compliance is being determined.

(b) In accordance with Regulation .0912 of this section, the volatile matter and density of printing inks and related coatings shall be determined by the procedures set for in Method 24A of Appendix A of 40 CFR part 60. The results of the tests shall be expressed in the same units as the emission limits given in the regulation for which compliance is being determined.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. July 1, 1988; November 1, 1984.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Jul 01, 1988	Jan 16, 1990	55 FR 1420

[Return](#)

.0914 DETERMINATION OF VOC EMISSION CONTROL SYSTEM EFFICIENCY

(a) The provisions of this Rule are applicable, in accordance with Rule .0912 of this Section, to any test method employed to determine the collection or control efficiency of any device or system designed, installed, and operated for the purpose of reducing volatile organic compound emissions.

(b) The following procedures shall be used to determine efficiency:

- (1) The volatile organic compound containing material shall be sampled and analyzed using the procedures contained in this Subchapter such that the quantity of emissions that could result from the use of the material can be quantified.
- (2) Samples of the gas stream containing volatile organic compounds shall be taken simultaneously at the inlet and outlet of the emissions control device.
- (3) The total combustible carbon content of the samples shall be determined by a method described in Regulation .0939 of this Section.
- (4) The efficiency of the control device shall be expressed as the fraction of total combustible carbon content reduction achieved.
- (5) The volatile organic compound mass emission rate shall be the sum of emissions from the control device and emissions not collected by the capture system.

(c) Capture efficiency performance of volatile organic compound emission control systems shall be determined using the EPA recommended capture efficiency protocols and test methods as described in the EPA document. EMTIC GD-035, "Guidelines for determining Capture Efficiency".

(d) The EPA document EMTIC GD-035, "Guidelines for Determining Capture Efficiency" cited in this Rule is hereby incorporated by reference including any subsequent amendments or editions. A copy of this document is available for inspection at the Regional offices of the North Carolina Department of Environment and Natural Resources. (Addresses are given in Rule .0103 of this Subchapter). Copies of this document may be obtained by downloading a text file from th EPA TTN 2000 home page through the EMTIC (Emissions Measuring Technical information) technical information area at <http://ttnwww.trpnc.epa.gov/html/emtic/guidlnd.htm> .

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. July 1, 1998; November 1, 1984.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468
1 st Revision	Jul 29, 1998	Nov 10, 1999	64 FR 61213

[Return](#)

.0915 DETERMINATION OF SOLVENT METAL CLEANING VOC EMISSIONS

(a) This method is used to determine volatile organic compound emissions from solvent metal cleaning equipment.

(b) The purpose of this method is to quantify, by material balance, the amount of solvent input into a degreaser over a sufficiently long period of time so that an average emission rate can be computed.

(c) The following procedure shall be followed to perform a material balance test:

- (1) clean the degreaser sump before testing;
- (2) record the amount of solvent added to the tank with a flow meter;
- (3) record the weight and type of work load degreased each day;
- (4) at the end of the test run, pump out the used solvent and measure the amount with a flow meter; also, estimate the volume of metal chips and other material remaining in the emptied sump, if significant;
- (5) bottle a sample of the used solvent and analyze it to find the percent that is oil and other contaminants; the oil and solvent proportions can be estimated by weighing samples of used solvent before and after boiling off the solvent. Compute the volume of oils in the used solvent. The volume of solvent displaced by this oil along with the volume of make-up solvent added during operations is equal to the solvent emissions.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. November 1, 1984

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Nov 08, 1984	Dec 19, 1986	51 FR 45468

[Return](#)

.0916 DETERMINATION OF VOC EMISSIONS FROM BULK GASOLINE TERMINALS

(a) In accordance with Regulation .0912 of this section, the emissions of volatile organic compounds from bulk gasoline terminals shall be determined by the procedures set forth in 40 CFR 60.503.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. July 1, 1988; April 1, 1986; November 1, 1984.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Jul 01, 1988	Jan 06, 1990	55 FR 1420

[Return](#)

.0917 AUTOMOBILE AND LIGHT-DUTY TRUCK MANUFACTURING

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Application area" means the area where the coating is applied by dipping or spraying.
- (2) "Manufacturing plant" means a facility where auto body parts are manufactured and/or finished for eventual inclusion into a finished product ready for sale to vehicle dealers. Customizers, body shops and other repainters are not part of this definition.
- (3) "Automobile" means all passenger cars or passenger car derivatives capable of seating 12 or fewer passengers.
- (4) "Light-duty trucks" means any motor vehicles rated at 8,500 pounds gross weight or less which are designed primarily for purpose of transportation or are derivatives of such vehicles except automobiles.

(b) This Rule applies to the application area(s), flashoff area(s), and oven(s), of automotive and light-duty truck manufacturing plants involved in prime, topcoat and final repair coating operations.

(c) With the exception stated in Paragraph (d) of this Rule, emissions of volatile organic compounds from any automotive or light-duty truck manufacturing plant coating line subject to this Rule shall not exceed:

- (1) 1.4 pounds of volatile organic compounds per gallon of solids delivered to the applicator from prime application, flashoff area, and oven operations;
- (2) 4.5 pounds of volatile organic compounds per gallon of solids delivered to the applicator from topcoat and surface application, flashoff area, and oven operation.
- (3) 13.8 pounds of volatile organic compounds per gallon of solids delivered to the applicator from final repair application, flashoff area, and oven operation.

(d) Any source which has chosen to control emissions of volatile organic compounds under Rule .0518(e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this Paragraph instead of those contained in paragraph (c) of this Rule. Emissions of volatile organic compounds from any automotive or light-duty truck manufacturing plant coating line subject to this Rule shall not exceed:

- (1) 1.2 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the applicator from prime application, flashoff area, and oven operations;
- (2) 2.8 pounds of volatile organic compounds per gallon of coating, daily weighted average, excluding water and exempt compounds, delivered to the applicator from topcoat an surface application, flashoff area, and oven operation;
- (3) 4.8 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the applicator from final repair application, flashoff area, and oven operation.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. July 1, 1996; July 1, 1991; December 1, 1989; April 1, 1986; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162

1st Revision

Jul 01, 1996

Aug 01, 1997

62 FR 41277

[Return](#)

.0918 CAN COATING

(a) For the purpose of this Regulation, the following definitions apply:

- (1) "End sealing compound" means a synthetic rubber compound which is coated onto can ends and which functions as a gasket when the end is assembled on the can.
- (2) "Exterior base coating" means a coating applied to the exterior of a can to provide exterior protection to the metal and to provide background for the lithographic or printing operation.
- (3) "Interior base coating" means a coating applied by roller coater or spray to the interior of a can to provide a protective lining between the can metal and product.
- (4) "Interior body spray" means a coating sprayed on the interior of the can body to provide a protective film between the product and the can.
- (5) "Overvarnish" means a coating applied directly over ink to reduce the coefficient of friction, to provide gloss, and to protect the finish against abrasion and corrosion.
- (6) "Three-piece can side-seam spray" means a coating sprayed on the exterior and interior of a welded, cemented, or soldered seam to protect the exposed metal.
- (7) "Two-piece can exterior end coating" means a coating applied by roller coating or spraying to the exterior end of a can to provide protection to the metal.

(b) This Rule applies of this Section, to coating applicator(s) and oven(s) of sheet, can, or end coating lines involved in sheet basecoat (exterior and interior) and overvarnish; two-piece can interior body spray; two-piece can exterior end (spray or roll coat); three-piece can side-seam spray and end sealing compound operations.

(c) With the exception stated in paragraph (d) of this Rule emissions of volatile organic compounds from any can coating line subject to this Rule shall not exceed:

- (1) 4.5 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from sheet basecoat (exterior and interior) and overvarnish or two-piece can exterior (basecoat and overvarnish) operations;
- (2) 9.8 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from two and three-piece can interior body spray and two-piece can exterior end (spray or roll coat) operations;
- (3) 21.8 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from a three-piece applicator from a three-piece can side-seam spray operations;
- (4) 7.4 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from end sealing compound operations.

(d) Any source which has chosen to control emissions of volatile organic compounds under Rule .0518(e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this Paragraph instead of those contained in paragraph (c) of this Rule. Emissions of volatile organic compounds from any can coating line subject to this Rule shall not exceed:

- (1) 2.8 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from sheet basecoat (exterior and interior) and overvarnish or two-piece can exterior (basecoat and overvarnish) operations;
- (2) 4.2 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from two and three-piece can interior body spray and two-piece can exterior (spray or roll coat operations);

- (3) 5.5 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from a three-piece applicator from a three-piece can side-stream spray operations;
- (4) 3.7 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from end sealing compound operations.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
 Eff. July 1, 1979;
 Amended Eff. July 1, 1996; July 1, 1991; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1996	Aug 01, 1997	62 FR 41277

[Return](#)

.0919 COIL COATING

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Coil coating" means the coating of any flat metal sheet or strip that comes in rolls or coils.
- (2) "Quench area" means a chamber where the hot metal exiting the oven is cooled by either a spray of water or a blast of air followed by water cooling.

(b) This Rule applies to the coating applicator(s) oven(s), and quench area(s) of coil coating lines involved in prime and top coat or single coat operations.

(c) With the exception stated in Paragraph (d) of the Rule, emissions of volatile organic compounds from any coil coating line subject to this Regulation shall not exceed 4.0 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from prime and topcoat or single coat operations.

(d) Any source which has chosen to control emissions of volatile organic compound under Rule .0518(e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this paragraph instead of those contained in Paragraph (c) of this Rule. Emissions of volatile organic compounds from any coil coating line subject to this Rule shall not exceed 2.6 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from prime and topcoat or single coat operations.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff July 1, 1996; July 1, 1991; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1996	Aug 01, 1997	62 FR 41277

[Return](#)

.0920 PAPER COATING

(a) For the purpose of this Regulation, the following definitions apply:

- (1) "Knife coating" means the application of a coating material to a substrate by means of drawing the substrate beneath a knife that spreads the coating evenly over the full width of the substrate.
- (2) "Paper coating" means decorative, protective, or functional coatings put on paper and pressure sensitive tapes regardless of substrate; the coatings are distributed uniformly across the web. Related web coating processes on plastic film and decorative coatings on metal foil are included in this definition. Saturation operations are included this definition.
- (3) "Roll coating" means the application of a coating material to a substrate by means of hard rubber or steel rolls.
- (4) "Rotogravure coating" means the application of a coating material to a substrate by means of a roll coating technique in which the substance to be applied is etched on the coating roll. The coating material is picked up in these recessed areas and is transferred to the substrate.

(b) This Rule applies to roll, knife or rotogravure coater(s) and drying oven(s) of paper coating lines.

(c) With the exception stated in Paragraph (d) of this Rule, emissions of volatile organic compounds from any paper coating line subject to this Rule shall not exceed 4.8 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from a paper coating line.

(d) Any source which has chosen to control emissions of volatile organic compounds under Rule .0518 (e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this Paragraph instead of those contained in paragraph (c) of this Rule. Emissions of volatile organic compounds from any paper coating line subject to this Rule shall not exceed 2.9 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from a paper coating line.

History Note:

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;

Amended Eff. July 1, 1996; July 1, 1991; December 1, 1989; January 1, 1985;

	Date Submitted by EPA	Date Approved to EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1996	Aug 01, 1997	62 FR 41277

[Return](#)

.0921 FABRIC AND VINYL COATING

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Fabric coating" means applying protective or functional coatings of a textile substrate with a knife, roll, rotogravure, a rotary screen or flat screen coater to impart properties that are not initially present, such as strength, stability, water or acid repellency, or appearance. Printing on textile fabric for decorative or other purposes is not part of this definition. Saturation operations are included in this definition.
- (2) "Knife coating" means the application of a coating material to a substrate by means of drawing the substrate beneath a knife which spreads the coating evenly over the full width of the substrate.
- (3) "Roll coating" means the application of a coating material to a substrate by means of hard rubber or steel rolls.
- (4) "Rotogravure coating" means the application of a coating material to a substrate by means of a roll coating technique in which the pattern to be applied is etched on the coating roll. The coating material is picked up in these recessed areas and is transferred to the substrate.
- (5) "Vinyl coating" means applying a functional, decorative or protective topcoat, or printing on vinyl coated fabric or vinyl sheets.
- (6) "Rotary screen or flat screen coating" means the application of a coating material to a substrate by means of masking the surface and applying a color or finish using a screen either in flat form or rotary form.

(b) This Rule applies to roll, knife, rotogravure, rotary screen, or flat screen coater(s) and drying oven(s) of fabric and vinyl coating lines.

(c) With the exception stated in Paragraph (d) of this Rule, emissions of volatile organic compounds from any fabric coating line or a vinyl coating line subject to this Rule shall not exceed:

- (1) 4.8 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from a fabric coating line.
- (2) 7.94 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from a vinyl coating line.

(d) Any source which has chosen to control emissions of volatile organic compound under Rule .0518(e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this paragraph instead of those contained in Paragraph (c) of this Rule. Emissions of volatile organic compounds from any fabric coating line or vinyl coating line subject to this Rule shall not exceed:

- (1) 2.9 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from a fabric coating line.
- (2) 3.8 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from a vinyl coating line.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff July 1, 1996, July 1, 1991; December 1, 1989; January 1, 1985.

Date Submitted

Date Approved

Federal

Original Reg.
1st Revision

to EPA
Apr 17, 1990
Aug 16, 1996

by EPA
Jul 21, 1994
Aug 01, 1997
[Return](#)

Register
59 FR 37162
62 FR 41277

.0922 METAL FURNITURE COATING

(a) For the purpose of this Regulation, the following definitions apply:

- (1) "Application area" means the area where the coating is applied by spraying, dipping, or flowcoating techniques.
- (2) "Metal furniture coating" means the surface coating of any furniture made of metal or any metal part which will be assembled with other metal, wood, fabric, plastic, or glass parts to form a furniture piece.

(b) This Rule applies to the application area(s), flashoff area(s), and oven(s) of metal furniture coating lines involved in prime and topcoat or single coating operations.

(c) With the exception stated in Paragraph (d) of this Rule, emissions of any volatile organic compounds from any metal furniture coating line subject to this Rule shall not exceed 5.1 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from prime and topcoat or single coat operations.

(d) Any source which has chosen to control emissions of volatile organic compound under Rule .0518(e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this paragraph instead of those contained in Paragraph (c) of this Rule. Emissions of volatile organic compounds from any metal furniture coating line subject to this Rule shall not exceed 3.0 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from prime and topcoat or single coat operations.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff July 1, 1996; July 1, 1991; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1996	Aug 01, 1997	62 FR 41277

[Return](#)

.0923 SURFACE COATING OF LARGE APPLIANCES

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Application area" means the area where the coating is applied by spraying, dipping, or flowcoating techniques.
- (2) "Single coat" means a single film of coating applied directly to the metal substrate omitting the primer application.
- (3) "Large appliances" means doors, cases, lids, panels, and interior support parts of residential and commercial washers, dryers, ranges, refrigerators, freezers, water heaters, dishwashers, trash compactors, air conditioners, and other similar products.

(b) This Rule applies to application area(s), flashoff area(s), and oven(s) of large appliance coating lines involved in prime, single, or topcoat coating operations.

(c) This Rule does not apply to the use of quick-drying lacquers for repair of scratches and nicks which occur during assembly, if the volume of coating does not exceed 1 quart in any eight-hour period.

(d) With the exception stated in Paragraph (e) of this Rule, emissions of volatile organic compounds from any large appliance coating subject to this Rule shall not exceed 4.5 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from prime, single and topcoat coating operations.

(e) Any source which has chosen to control emissions of volatile organic compound under Rule .0518(e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this paragraph instead of those contained in Paragraph (c) of this Rule. Emissions of volatile organic compounds from any large appliance coating line subject to this Rule shall not exceed 2.8 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from prime and topcoat or single coat operations.

History Note:

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;

Amended Eff. July 1, 1996; July 1, 1991; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1996	Aug 01, 1997	62 FR 41277

[Return](#)

.0924 MAGNET WIRE COATING

(a) For the purpose of this Rule, "magnet wire coating" means the process of applying a coating of electrically insulating varnish or enamel to aluminum or copper wire for use in electrical machinery.

(b) This Rule applies to the oven(s) of magnet wire coating operations.

(c) With the exception stated in Paragraph (d) of this Rule, emissions of volatile organic compounds from any magnet wire coating oven subject to this Rule shall not exceed 2.2 pounds of volatile organic compounds per gallon of solids delivered to the coating applicator from magnet wire coating operations.

(d) Any source which has chosen to control emissions of volatile organic compound under Rule .0518(e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this paragraph instead of those contained in Paragraph (c) of this Rule. Emissions of volatile organic compounds from any magnet wire coating line subject to this Rule shall not exceed 1.7 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to the coating applicator from magnet wire coating operations.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. July 1, 1996, July 1, 1991, December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1996	Aug 01, 1997	62 FR 41277

[Return](#)

.0925 PETROLEUM LIQUID STORAGE

(a) For the purpose of this Regulation, the following definitions apply:

- (1) "Condensate" means hydrocarbon liquid separated from natural gas which condenses due to changes in the temperature and/or pressure and remains liquid at standard conditions.
- (2) "Crude oil" means a naturally occurring mixture which consists of hydrocarbons and/or sulfur, nitrogen and/or oxygen derivatives of hydrocarbons and which is a liquid at standard conditions.
- (3) "Custody transfer" means the transfer of produced crude oil and/or condensate, after processing and/or treating in the producing operations, from storage tanks or automatic transfer facilities to pipeline or any other forms of transportation.
- (4) "External floating roof" means a storage vessel cover in an open top tank consisting of a double deck or pontoon single deck which rests upon and is supported by the petroleum liquid being contained and is equipped with a closure seal or seals to close the space between the roof edge and tank shell.
- (5) "Internal floating roof" means a cover or roof in a fixed roof tank which rests upon or is floated upon the petroleum liquid being contained, and is equipped with a closure seal or seals to close the space between the roof edge and tank shell.
- (6) "Petroleum liquids" means crude oil, condensate, and any finished or intermediate products manufactured or extracted in a petroleum refinery.
- (7) "Petroleum refinery" means any facility engaged in producing gasoline, kerosene, distillate fuel oils, residual fuel oils, lubricants, or other products through distillation of crude oils, or through redistillation, cracking, extraction, or reforming of unfinished petroleum derivatives.

(b) This Regulation applies to all fixed roof storage vessels with capacities greater than 39,000 gallons containing volatile petroleum liquids whose true vapor pressure is greater than 1.52 psia.

(c) This Regulation does not apply to volatile petroleum liquid storage vessels:

- (1) equipped with external floating roofs, or
- (2) having capacities less than 416,000 gallons used to store produced crude oil and condensate prior to lease custody transfer.

(d) With the exceptions stated in Paragraph (c) of this Regulation, the owner or operator of any fixed roof storage vessel subject to this Regulation shall not use the storage vessel unless:

- (1) The storage vessel has been retrofitted with:
 - (A) an internal floating roof equipped with a closure seal, or seals, to close the space between the roof edge and tank wall; or,
 - (B) The source has been retrofitted with equally effective alternative control, approved by the director;
- (2) The storage vessel is maintained such that there are no visible holes, tears, or other openings in the seal or any seal fabric or materials;
- (3) all openings, except stub drains are equipped with covers, lids, or seals such that:
 - (A) The cover, lid, or seal is in the closed position at all times except when in actual use;
 - (B) automatic bleeder vents are closed at all times except when the roof is floated off or landed on the roof leg supports;
 - (C) rim vents, if provided, are set to open when the roof is being floated off the roof leg supports or at the manufacturer's recommended setting;
- (4) routine visual inspections are conducted through roof hatches once per month;

- (5) a complete inspection of cover and seal is conducted whenever the tank is emptied for maintenance, shell inspection, cleaning, or for other nonoperational reasons or whenever excessive vapor leakage is observed; and,
- (6) records are maintained in accordance with Regulation 2.0903 of this Section and shall include:
 - (A) reports of the results of inspections conducted under Parts (d)(5) and (d)(6) of this Regulation;
 - (B) a record of the average monthly storage temperatures and true vapor pressures of petroleum liquids stored; and,
 - (C) records of the throughput quantities and types of petroleum liquids for each storage vessel.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
 Eff. July 1, 1979;
 Amended Eff December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jun 23, 1994	59 FR 32362

[Return](#)

.0926 BULK GASOLINE PLANTS

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Average daily throughput" means annual throughput of gasoline divided by 312 days per year.
- (2) "Bottom filling" means the filling of a tank truck or stationary storage tank through an opening that is flush with the tank bottom.
- (3) "Bulk gasoline plant" means a gasoline storage and distribution facility that has an average daily throughput of less than 20,000 gallons of gasoline and that usually receives gasoline from bulk terminals by trailer transport, stores it in tanks, and subsequently dispenses it via account trucks to local farms, businesses, and service stations.
- (4) "Bulk gasoline terminal" means a gasoline storage facility which usually receives gasoline from refineries primarily by pipeline, ship, or barge, and delivers gasoline to bulk gasoline plants or to commercial or retail accounts primarily by tank truck; and has a daily throughput of more than 20,000 gallons of gasoline.
- (5) "Gasoline" means any petroleum distillate having a Reid vapor pressure of 4 psia or greater.
- (6) "Incoming vapor balance system" means a combination of pipes or hoses which create a closed system between the vapor spaces of an unloading tank truck or trailer and a receiving stationary storage tank such that vapors displaced from the receiving stationary storage tank are transferred to the stationary storage tank being unloaded.
- (7) "Outgoing vapor balance system" means a combination of pipes or hoses which create a closed system between the vapor spaces of an unloading stationary storage tank and a receiving tank truck or trailer such that vapors displaced from the receiving tank truck or trailer are transferred to the stationary storage tank being unloaded.
- (8) "Splash filling" means the filling of a tank truck or stationary storage tank through a pipe or hose whose discharge opening is above the surface level of the liquid in the tank being filled.
- (9) "Submerged filling" means the filling of a tank truck or stationary tank through a pipe or hose whose discharge opening is entirely submerged when the pipe normally used to withdraw liquid from the tank can no longer withdraw any liquid, or whose discharge opening is entirely submerged when the liquid level is 6 inches above the bottom of the tank.

(b) This Rule applies to the unloading, loading, and storage facilities of all bulk gasoline plants and all tank trucks or trailers delivering or receiving gasoline at bulk gasoline plants except stationary storage tanks with capacities less than 528 gallons.

(c) The owner or operator of a bulk gasoline plant shall not transfer gasoline to any stationary storage tanks after May 1, 1993, unless the unloading tank truck or trailer and the receiving stationary storage tank are equipped with an incoming vapor balance system as described in Paragraph (i) of this Rule and the receiving stationary storage tank is equipped with a fill line whose discharge opening is flush with the bottom of the tank.

(d) The owner or operator of a bulk gasoline plant with an average daily gasoline throughput of 4,000 gallons or more shall not load tank trucks or trailers at such plant after May 1, 1993, unless the unloading stationary storage tank and the receiving tank truck or trailer are equipped with an outgoing vapor balance system as described in Paragraph (i) of this Rule and the receiving tank trailer is equipped for bottom filling.

(e) the owner or operator of a bulk gasoline plant with an average daily throughput of more than 2,500 gallons but less than 4,000 gallons located in an area with a housing density exceeding specified limits as described in this Paragraph shall not load any tank truck or trailer at such bulk gasoline plant after November 1, 1996, unless the unloading stationary storage tank and receiving tank truck or trailer are equipped with an outgoing vapor balance system as described in Paragraph (i) of this Rule and the receiving tank truck or trailer is equipped for

bottom filling. In the counties of Alamance, Buncombe, Cabarrus, Catawba, Cumberland, Davidson, Durham, Forsyth, Gaston, Guilford, Mecklenburg, New Hanover, Orange, Rowan, and Wake, the specified limit on housing density is 50 residences in a square one mile on a side with the square centered on the loading rack at the bulk gasoline plant and with one side oriented in a true North-South direction. In all other counties the specified limit on housing density is 100 residences per square mile. The housing density shall be determined by counting the number of residences using aerial photographs or other methods determined by the Director to provide equivalent accuracy.

(f) The owner or operator of a bulk gasoline plant not subject to outgoing vapor balance system requirements of paragraph (d) or (e) of this Rule shall not load trucks or trailers at such plants unless:

- (1) Equipment is available at the bulk gasoline plant to provide for submerge filling of each tank truck or trailer; or
- (2) Each receiving tank truck or trailer is equipped for bottom filling

(g) For a gasoline bulk plants located in nonattainment area for ozone, once the average daily throughput of gasoline at the bulk gasoline plant reaches or exceeds the applicability threshold in Paragraph (d) or (e) of this Rule or if Paragraph (d) or (e) is currently applicable to the bulk gasoline plant, the bulk gasoline plant shall continue to comply with the outgoing vapor balance system requirements of Paragraph (d) or (e) of this Rule, as is applicable, even though the average daily gasoline throughput falls below the threshold contained in paragraph (d) or (e) of this Rule.

(h) the owner or operator of a bulk gasoline plant, tank truck or trailer that is required to be equipped with a vapor balance system pursuant to Paragraphs (c), (d) or (e) of this Rule shall not transfer gasoline between tank truck or trailer and stationary storage tank unless:

- (1) The vapor balance system is in good working order and is connected and operating;
- (2) Tank truck or trailer hatches are closed at all times during loading and unloading operations; and
- (3) The tank truck's or trailer's pressure/vacuum relief valves and hatch covers and the truck tanks or storage tanks or associated vapor and liquid lines are vapor tight during loading or unloading.

(i) Vapor balance systems required under Paragraphs (c), (d), and (e) of this Rule shall consist of the following major components:

- (1) a vapor space connection on the stationary storage tank equipped with fittings which are vapor tight and will be automatically and immediately closed upon disconnection so as to prevent release of organic material;
- (2) a connecting pipe or hose equipped with fittings which are vapor tight and will be automatically and immediately closed upon disconnection so as to prevent release of organic material; and
- (3) a vapor space connection on the tank truck or trailer equipped with fittings which are vapor tight and will be automatically and immediately closed upon disconnection so as to prevent release of organic material.

(j) The owner or operator of bulk gasoline plant shall paint all tanks used for gasoline storage white or silver at the next scheduled painting or before November 1, 2002, whichever is sooner.

(k) The pressure relief valves on tank trucks or trailers loading or unloading at bulk gasoline plants shall be set to release at the highest point possible (in accordance with state and local fire codes or the National Fire Prevention Association guidelines). The pressure relief valves of stationary storage tanks shall be set at 0.5 psi for storage tanks placed in service on or after November 1, 1992, and 0.25 psi for storage tanks existing before November 1, 1992.

(l) No owner or operator of a bulk gasoline plant may permit gasoline to be spilled, discarded in sewers, stored in open containers, or handled in any other manner that would result in evaporation.

(m) The owner or operator of a bulk gasoline plant shall observe loading and unloading operations and shall discontinue the transfer of gasoline:

- (1) if any liquid leaks are observed, or
- (2) if any vapor leaks are observed where a vapor balance system is required under Paragraphs (c), (d), or (e) of this Rule.

(n) The owner or operator of a bulk gasoline plant shall not load, or allow to be loaded, gasoline into any truck tank or trailer unless the truck tank or trailer has been certified leak tight in accordance with Rule .0932 of this Section within the last 12 months where the bulk gasoline plant is required to use an outgoing vapor balance.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff July 1, 1996; May 1, 1993; March 1, 1991; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1995	Aug 01, 1997	62 FR 41277

[Return](#)

.0927 BULK GASOLINE TERMINALS

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Bulk gasoline terminal" means:
 - (A) breakout tanks of an interstate oil pipeline facility; or
 - (B) a gasoline storage facility that usually receives gasoline from refineries primarily by pipeline, ship, or barge; delivers gasoline to bulk gasoline plants or to commercial or retail accounts primarily by tank truck; and has an average daily throughput of more than 20,000 gallons of gasoline.
- (2) "Breakout tank" means a tank used to:
 - (A) relieve surges in a hazardous liquid pipeline system; or
 - (B) receive and store hazardous liquids transported by pipeline for reinjection and continued transport by pipeline
- (3) "Gasoline" means a petroleum distillate having a Reid vapor pressure of four psia or greater.
- (4) "Contact Deck" means a deck in an internal floating roof tank that rises and falls with the liquid level and floats in direct contact with the liquid surface.
- (5) "Degassing" means the process by which a tank's interior vapor space is decreased to below the lower explosive limit for the purpose of cleaning, inspection, or repair.
- (6) "Liquid balancing" means a process used to degas floating roof gasoline storage tanks with a liquid whose vapor pressure is below 1.52 psia. This is done by removing as much gasoline as possible without landing the roof on its internal supports, pumping in the replacement fluid, allowing mixing, remove as much mixture as possible without landing the roof, and repeating these steps until the vapor pressure of the mixture is below 1.52 psia.
- (7) "Liquid displacement" means a process by which gasoline vapors, remaining in an empty tank, are displaced by a liquid with a vapor pressure below 1.52 psia.

(b) This Rule applies to bulk gasoline terminals and the appurtenant equipment necessary to load the tank truck or trailer compartments.

(c) Gasoline shall not be loaded into any tank trucks or trailers from any bulk gasoline terminal unless;

- (1) The bulk gasoline terminal is equipped with a vapor control system, that prevents the emissions of volatile organic compounds from exceeding 35 milligrams per liter. The owner or operator shall obtain from the manufacturer and maintain in his records a pre-installation certification stating the vapor control efficiency of the system in use;
- (2) Displaced vapors and gases are vented only to the vapor control system or to a flare;
- (3) A means is provided to prevent liquid drainage from the loading device when it is not in use or to accomplish complete drainage before the loading device is disconnected; and
- (4) All loading and vapor lines are equipped with fittings that make vapor-tight connections and that are automatically closed upon disconnection.

(d) Sources regulated by paragraph (b) of this Rule shall not:

- (1) allow gasoline to be discarded in sewers or stored in open containers or handled in any manner that would result in evaporation, or
- (2) allow the pressure in the vapor collection system to exceed the tank truck or trailer pressure relief settings.

(e) The owner or operator of a bulk gasoline terminal shall paint all tanks used for gasoline storage white or silver at the next scheduled painting or by December 1, 2002, whichever occurs first.

(f) The owner or operator of a bulk gasoline terminal shall install on each external floating roof tank with an inside diameter of 100 feet or less used to store gasoline a self-supporting roof, such as a geodesic dome, at the next time that the tank is taken out of service or by December 1, 2002, whichever occurs first.

(g) the following equipment shall be required on all tanks storing gasoline at a bulk gasoline terminal:

- (1) rim-mounted secondary seals on all external and internal floating roof tanks,
- (2) gaskets on deck fittings, and
- (3) floats in the slotted guide poles with a gasket around the cover of the poles.

(h) Decks shall be required on all above ground tanks with a capacity greater than 19,800 gallons storing gasoline at a bulk gasoline terminal. All decks installed after June 30, 1998 shall comply with the following requirements:

- (1) deck seams shall be welded, bolted or riveted, and;
- (2) seams on bolted contact decks and on rived contact decks shall be gasketed.

(i) If, upon facility or operational modification of a bulk gasoline terminal that existed before December 1, 1992, an increase in benzene emissions results such that:

- (1) emissions of volatile organic compounds increase by more than 25 tons cumulative at any time during the five years following modifications; and
- (2) annual emissions of benzene from the cluster where the bulk gasoline terminal is located (including the pipeline and marketing terminals served by the pipeline) exceed benzene emissions from that cluster based upon calendar year 1991 gasoline throughput and application of the requirements of this Subchapter,

the annual increase in benzene emissions due to the modification shall be offset within the cluster by reduction in benzene emissions beyond that otherwise achieved from compliance with this Rule, in the ratio of at least 1.3 to 1.

(j) The owner or operator of a bulk gasoline terminal that has received an air permit before December 1, 1992, to emit toxic air pollutants under 15A NCAC 2Q.0700 to comply with Section .1100 of this Subchapter shall continue to follow all terms and conditions of the permit issued under 15A NCAC 2Q .0700 and to bring the terminal into compliance with Section .1100 of this Subchapter according to the terms and conditions of the permit, in which case the bulk gasoline terminal shall continue to need a permit to emit toxic air pollutants and shall be exempted from Paragraphs (e) through (i) of this Rule.

(k) The owner or operator of a bulk gasoline terminal shall not load, or allow to be loaded, gasoline into any truck tank or trailer unless the truck tank or trailer has been certified leak tight according to Rule .0932 of this Section within the last 12 months.

(l) The owner or operator of a bulk gasoline terminal shall have a file at the terminal a copy of the certification test conducted according to Rule .0932 of this Section for each gasoline tank truck loaded at the terminal.

(m) Emissions of gasoline from degassing of external or internal floating roof tanks at a bulk gasoline terminal shall be collected and controlled by at least 90 percent weight. Liquid balancing shall not be used to degas storage tanks at bulk gasoline terminals. Bulk gasoline storage tanks containing not more than 138 gallons of liquid gasoline or the equivalent of gasoline vapor and gasoline liquid are exempted from the degassing requirements if gasoline vapors are vented for at least 24-hour. Documentation of degassing external or internal floating roof tanks shall be made according to 15 NCAC 2D.0903 Recordkeeping: Reporting: Monitoring.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. April 1, 2003; August 1, 2002; July 1, 1998; July 1, 1996; July 1, 1994;
December 1, 1992; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1995	Aug 01, 1996	62 FR 41277
2 nd Revision	Jul 29, 1998	Nov 10, 1999	64 FR 61213
3 rd Revision	Aug 07, 2002	Dec 27, 2002	67 FR 78980
4 th Revision	Apr 04, 2003	Sep 17, 2003	68 FR 54362

[Return](#)

.0928 GASOLINE SERVICE STATIONS STAGE I

(a) Definitions. For the purpose of this Rule, the following definitions apply:

- (1) "Gasoline" means a petroleum distillate having a Reid vapor pressure of 4 psia or greater.
- (2) "Delivery Vessel" means tank trucks or trailers equipped with a storage tank and used for the transport of gasoline from sources of supply to stationary storage tanks of gasoline dispensing facilities.
- (3) "Submerged Fill Pipe" means any fill pipe with a discharge opening which is entirely submerged when the pipe normally used to withdraw liquid from the tank can no longer withdraw any liquid, or which is entirely submerged when the level of the liquid is:
 - (A) six inches above the bottom of the tank if the tank does not have a vapor recovery adaptor, or.
 - (B) 12 inches above the bottom of the tank if the tank has a vapor recovery adaptor.If the opening of the submerged fill pipe is cut at a slant, the distance is measured from the top of the slanted cut to the bottom of the tank.
- (4) "Owner" means any person who has legal or equitable title to the gasoline storage tank at a facility.
- (5) "Operator" means any person who leases, operates, controls or supervises a facility at which gasoline is dispersed.
- (6) "Gasoline dispensing Facility" means any site where gasoline is dispensed to motor vehicle gasoline tanks from stationary storage tanks.
- (7) "Gasoline Service Station" means any gasoline dispensing facility where gasoline is sold to the motoring public from stationary storage tanks.
- (8) "Throughput" means the amount of gasoline dispensed at a facility during a calendar month after November 15, 1990.
- (9) "Line" means any pipe suitable for transferring gasoline.
- (10) "Dual point system" means the delivery of the product to the stationary storage tank and the recovery of vapors from the stationary storage tank occurs through two separate openings in the storage tank and two separate hoses between the tank truck and the stationary storage tank.
- (11) "Coaxial system" means the delivery of the product and recovery of vapors occur through a single coaxial fill tube, which is a tube within a tube. Product is delivered through the inner tube, and vapor is recovered through the annular space between the walls of the inner tube and outer tube.
- (12) "Poppeted vapor recovery adaptor" means a vapor recover adaptor that automatically and immediately closes itself when the vapor return line is disconnected and maintains a tight seal when the vapor return is not connected.
- (13) "Stationary storage tank" means a gasoline storage container which is a permanent fixture.

(b) This Rule applies to all gasoline dispensing facilities and gasoline service stations and to delivery vessels delivering to a gasoline dispensing facility or gasoline service stations.

(c) Exemptions. This Rule does not apply to:

- (1) transfers made to storage tanks at gasoline dispensing facilities or gasoline service stations equipped with floating roofs or their equivalent;
- (2) stationary tanks with a capacity of not more than 2,000 gallons which are in place before July 1, 1979, if the tanks are equipped with a permanent or portable submerged fill pipe.
- (3) stationary storage tanks with a capacity of not more than 550 gallons that are installed after June 30, 1979, if tanks are equipped with a permanent or portable submerged fill pipe.

- (4) stationary storage tanks with a capacity of not more than 2000 gallons located on a farm or a residence an used to store gasoline for farm equipment or residential use if gasoline is delivered to the tank through a permanent or portable submerged fill pipe except that this exemption does not apply in ozone non- attainment areas;
- (5) Stationary storage tanks at gasoline dispensing facility or gasoline service stations where the combined annual throughput of gasoline at the facility or station does not exceed 50,000 gallons, if the tanks are equipped with submerged fill pipes.
- (6) any tanks used exclusively to test the fuel dispensing meters.

(d) With exceptions stated in Paragraph (c) of this Rule, gasoline shall not be transferred from any delivery vessel into any stationary storage tank unless:

- (1) the tank is equipped with a submerged fill pipe, and the vapors displaced from the storage tank during filling are controlled by a vapor control system as described in Paragraph (e) of this Regulation;
- (2) The vapor control system is in good working order and is connected and operating.
- (3) The vapor control system is properly maintained and all torn or malfunctioning components or elements of design are repaired, replaced or modified.
- (4) Gauges, meters and other specified testing devices are maintained in proper working order;
- (5) the delivery vessel and vapor collection system complies with Rule .0932 of this Section; and
- (6) The following records, as a minimum, are kept in accordance with regulation .0903 of this section:
 - (A) the scheduled date for maintenance or the date a malfunction was detected.
 - (B) the date the maintenance was performed or the malfunction corrected; and
 - (C) the component or element of design of the control system repaired, replaced or modified.

(e) The vapor control system required by Paragraph (d) of this Regulation shall include one or more of the following;

- (1) a vapor-tight line from the storage tank to the delivery vessel and:
 - (A) for a coaxial vapor recovery system, either a poppeted or unpoppeted vapor recovery adaptor;
 - (B) for a dual point vapor recovery system, poppeted vapor recovery adaptor; or
- (2) a refrigeration - condensation system or equivalent designed to recover at least 90 percent by weight of the organic compounds in the displaced vapor; or,

(f) If an unpoppeted vapor recovery adaptor is used pursuant to Part (e)(1)(A) of this rule, the tank liquid fill connection shall remain covered either with a vapor-tight cap or a vapor return line except when the vapor return like is being connected or disconnected.

(g) If an unpoppeted vapor recovery adaptor is used pursuant to Part (e)(1)(A) of this Rule, the unpoppeted vapor recovery adaptor shall be replaced with a poppeted vapor recovery adaptor when the tank is replaced or is removed and upgraded.

(h) Where vapor lines from the storage tanks are manifold, poppeted vapor recovery adaptors shall be used. No more than one tank is to be loaded at a time if the manifold vapor lines are size 2 2 inches and smaller. If the manifold vapor lines are 3 inches and larger, then two tanks at a time may be loaded.

(i) Vent lines on tanks with Stage I controls shall have pressure release valves or restrictors.

(j) The vapor-laden delivery vessel:

- (1) shall be designed and maintained to be vapor-tight during loading and unloading operations and during transport with the exception of normal pressure vacuum venting as required by regulations of the Department of Transportation; and

- (2) if it is refilled in a nonattainment area for ozone in North Carolina, shall be refilled only at:
- (A) bulk gasoline plants complying with Regulation .0926 of this Section, or
 - (B) bulk gasoline terminals complying with Regulation .0927 of this Section.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. July 1, 1996; July 1, 1994; March 1, 1991; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1995	Aug 01, 1997	62 FR 41277

[Return](#)

.0930 SOLVENT METAL CLEANING

(a) For the purpose of this Regulation, the following definitions apply:

- (1) "Cold cleaning" means the batch process of cleaning and removing soils from metal surfaces by spraying, brushing, flushing or immersion while maintaining the solvent below its boiling point. Wipe cleaning is not included in this definition.
- (2) "Conveyorized degreasing" means the continuous process of cleaning and removing soils from metal surfaces by operating with either cold or vaporized solvents.
- (3) "Freeboard height" means for vapor degreasers the distance from the top of the vapor zone to the top of the degreaser tank. For cold cleaners, freeboard height means the distance from liquid solvent level in the degreaser tank to the top of the tank.
- (4) "Freeboard ratio" means the freeboard height divided by the width of the degreaser.
- (5) "Open top vapor degreasing" means the batch process of cleaning and removing soils from metal surfaces by condensing hot solvent vapor on the colder metal parts.
- (6) "Solvent metal cleaning" means the process of cleaning soils from metal surfaces by cold cleaning or open top vapor degreasing or conveyorized degreasing.

(b) This Regulation applies to cold cleaning, open top vapor degreasing and conveyorized degreasing operations.

(c) The provisions of this Regulation shall apply with the following exceptions:

- (1) open top vapor degreasers with an open area smaller than 10.8 square feet shall be exempt from Subparagraph (e)(3) of this Regulation,
- (2) conveyorized degreasers with an air/vapor interface smaller than 21.6 square feet shall be exempt from Subparagraph (f)(2) of this Regulation.

(d) The owner or operator of a cold cleaning facility shall;

- (1) equip the cleaner with a cover and the cover shall be designed so that it can be easily operated with one hand; if,
 - (i) the solvent volatility is greater than 15 millimeters of mercury or 0.3 pounds per square inch measured at 100°F; or,
 - (ii) the solvent is agitated; or,
 - (iii) the solvent is heated;
- (2) equip the cleaner with a facility for draining cleaned parts. The drainage facility shall be constructed internally so that parts are enclosed under the cover while draining if the solvent volatility is greater than 32 millimeters of mercury or 0.6 pounds per square inch measured at 100°F. However the drainage facility may be external for applications where an internal type cannot fit into the cleaning system;
- (3) install one of the following control devices if the solvent volatility is greater than 33 millimeters of mercury or 0.6 pounds per square inch measured at 100°F, or if the solvent is heated above to 120°F;
 - (I) freeboard that gives a freeboard ratio greater than or equal to 0.7;
 - (ii) water cover if the solvent is insoluble in and heavier than water; or,
 - (iii) other systems of equivalent control, such as refrigerated chiller or carbon adsorption, approved by the Director; and,
- (4) provide a permanent, conspicuous label, summarizing the operating requirements;

- (5) store waste solvent only in covered containers and not dispose of waste solvent or transfer it to another party, such that greater than 20 percent of the waste solvent (by weight) can evaporate into the atmosphere;
- (6) close the cover whenever parts are not being handled in the cleaner;
- (7) drain the cleaned parts for at least 15 seconds or until dripping ceases; and,
- (8) if used, supply a solvent spray that is a solid fluid steam (not a fine, atomized or shower type spray) at a pressure which does not cause excessive splashing.

(e) With the exception stated in Paragraph (c) of this Regulation, the owner or operator of an open top vapor degreaser shall;

- (1) equip the vapor degreaser with a cover that can be opened and closed easily without disturbing the vapor zone;
- (2) provide the following safety switches;
 - (I) a condenser flow switch and thermostat or other device which prevents heat input if the condenser coolant is either not circulating or too warm;
 - (ii) a spray safety switch or other device which shuts off the spray pump if the vapor level drops more than 10 inches; and,
 - (iii) a vapor level control thermostat or other device which prevents heat input when the vapor level rises too high; and,
- (3) install one of the following control devices;
 - (A) freeboard ratio greater than or equal to 0.75, If the degreaser opening is greater than 10.8 square feet the cover must be powered;
 - (B) refrigerated chiller;
 - (C) enclosed design (The cover or door opens only when the dry part is actually entering or exiting the degreaser);
 - (D) carbon adsorption system, with ventilation greater than or equal to 50 cubic feet per minute per square foot of air/vapor area (when cover is open), and exhausting less than 25 parts per million of solvent averaged over one complete adsorption cycle; or,
 - (E) a control system, demonstrated to have control efficiency equivalent to or greater than any of listed in Parts (A) through (D) of this Subparagraph and approved by the director; and,
- (4) keep the covered closed at all times except when processing work loads through the degreaser; and,
- (5) minimize solvent carryout by;
 - (I) racking parts to allow complete drainage;
 - (ii) moving parts in and out of the degreaser at less than 11 feet per minute;
 - (iii) holding the parts in the vapor zone at least 30 seconds or until condensation ceases;
 - (iv) tipping out any pools of solvent on the cleaned parts before removal from the vapor zone;
 - (v) allowing parts to dry within the degreaser for at least 15 seconds or until visually dry; and,
- (6) not degrease porous or absorbent materials, such as cloth, leather, wood or rope;
- (7) not occupy more than half of the degreaser's open top area with a workload;
- (8) not load the degreaser to the point where the vapor level would drop more than 10 inches when the workload is removed from the vapor zone;
- (9) always spray below the vapor level;
- (10) repair solvent leaks immediately, or shutdown the degreaser;

- (11) store waste solvent only in covered containers and not dispose of waste solvent or transfer it to another party, such that greater than 20 percent of the waste solvent (by weight) can evaporate into the atmosphere;
- (12) not operate the cleaner so as to allow water to be visually detectable in solvent exiting the water separator;
- (13) not use ventilation fans near the degreaser opening, nor provide exhaust ventilation exceeding 65 cubic feet per minute per square foot of degreaser open area, unless necessary to meet OSHA requirements (OSHA is the U. S. Occupational Safety and Health Administration; in North Carolina the N.C. Labor Department has delegation of OSHA programs); and,
- (14) provide a permanent, conspicuous label, summarizing the operating procedures of Subparagraph (4) through (12) of this Paragraph

(f) With the exception stated in Paragraph (c) of this Regulation, the owner or operator of a conveyORIZED degreaser shall;

- (1) not use workplace fans near the degreaser opening, nor provide exhaust ventilation exceeding 65 cubic feet per minute per square foot of degreaser opening, unless necessary to meet OSHA requirements;
- (2) install one of the following control devices;
 - (A) refrigerated chiller;
 - (B) carbon adsorption system, with ventilation greater than or equal to 50 cubic feet per minute per square foot of air/vapor area (when downtime covers are open), and exhausting less than 25 parts per million of solvent by volume averaged over a complete adsorption system cycle; or,
 - (C) a system, demonstrated to have a control efficiency equivalent to or greater than Parts A or B of this Subparagraph Regulation, and approved by the Director; and,
- (3) equip the cleaner with equipment, such as a drying tunnel or rotating (tumbling) basket, sufficient to prevent cleaned parts from carrying out solvent liquid or vapor;
- (4) provide the following safety switches or devices;
 - (i) a condenser flow switch and thermostat or other device which prevents heat input if the condenser coolant is either not circulating or too warm;
 - (ii) a spray safety switch or other device which shuts off the spray pump or the conveyor if the vapor level drops more than 10 inches); and,
 - (iii) a vapor level control thermostat or other device which shuts off the pump heat when the vapor level rises too high; and,
- (5) minimize openings during operation so that entrances and exits will silhouette workloads with an average clearance between the parts and the edge of the degreaser opening of less than 4 inches or less than 10 percent of the width of the opening; and,
- (6) provide downtime covers for closing off the entrance and exit during shutdown hours;
- (7) minimize carryout emissions by;
 - (i) racking parts for best drainage; and,
 - (ii) maintaining the vertical conveyor speed at less than 11 feet per minute;
- (8) store waste solvent only in covered containers and not dispose of waste solvent or transfer it to another party, such that greater than 20 percent of the waste solvent (by weight) can evaporate into the atmosphere; and,
- (9) repair solvent leaks immediately, or shut down the degreaser;

- (10) not operate the cleaner so as to allow water to be visually detectable in solvent exiting the water separator; and,
- (11) place downtime covers over entrances and exits of conveyORIZED degreasers immediately after the conveyors and exhausts are shut down and not remove them until just before start-up.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff. December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg .	Apr 17, 1990	Jun 23, 1994	59 FR 32362

[Return](#)

.0931 CUTBACK ASPHALT

(a) For the purpose of this Regulation, the following definitions apply:

- (1) "Asphalt" means a dark-brown to black cementitious material (solid, semisolid, or liquid in consistency) in which the predominating constituents are bitumens which occur in nature as such or which are obtained as residue in refining petroleum.
- (2) "Cutback Asphalt" means asphalt cement which has been liquefied by blending with petroleum solvents (diluent). Upon exposure to atmospheric conditions, the diluents evaporate, leaving the asphalt cement to perform its function.
- (3) "Emulsified Asphalt" means an emulsion of asphalt cement and water which contains a small amount of an emulsifying agent; a heterogenous system containing two normally immiscible phases (asphalt and water) in which the water forms the continuous phase of the emulsion, and minute globules of asphalt from the discontinuous phase.
- (4) "Penetrating Prime Coat" means an application of low- viscosity liquid asphalt to an absorbent surface. It is used to prepare an untreated base for an asphalt surface. The prime penetrates the base and plugs the voids, hardens the top, and helps bind it to the overlying asphalt course. It also reduces the necessity of maintaining an untreated base course prior to placing the asphalt pavement.
- (5) "Tack coat" means a very light application of liquid asphalt used to insure a bond between the surface being paved and the overlying course.

(b) This Regulation applies to the manufacture and use of cutback asphalts for the purpose of paving roads, highways, streets, parking lots, driveways, curbs, recreational facilities (tennis courts, playgrounds, and trails), and other similar structures.

(c) Cutback asphalt shall not be manufactured, mixed, stored, used, applied except where:

- (1) long-life (one month or more) stockpile storage is necessary;
- (2) the use or application at ambient temperatures less than 50°F, as measured at the nearest National Weather Service Field Office or Federal Aviation Administration Station, is necessary;
- (3) the cutback asphalt is to be used solely as a penetrating prime coat; or
- (4) the cutback asphalt is used for a tack coat for the purpose of patch work not to exceed 1672 square meters (2000 square yards).
- (5) the user can demonstrate to the director that there are no volatile organic compound emissions under conditions of normal use.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1979;
Amended Eff December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jun 23, 1994	59 FR 32362

[Return](#)

.0932 GASOLINE TRUCK TANKS AND VAPOR COLLECTION SYSTEMS

(a) For the purposes of this Rule, the following definitions apply:

- (1) "Bottom filling" means the filling of a tank truck or stationary storage tank through an opening that is flush with the tank bottom.
- (2) "Bulk gasoline plant" means:
 - (A) breakout tanks of an interstate oil pipeline facility; or
 - (B) a gasoline storage and distribution facility that has an average daily throughput of less than 20,000 gallons of gasoline and usually receives gasoline from bulk terminals by trailer transport, stores it in tanks, and subsequently dispenses it via account trucks to local farms, businesses, and service stations.
- (3) "Bulk gasoline terminal" means a gasoline storage facility that usually receives gasoline from refineries primarily by pipeline, ship, or barge; delivers gasoline to bulk gasoline plants or to commercial or retail accounts primarily by tank truck; and has an average daily throughput of no less than 20,000 gallons of gasoline.
- (4) "Certified facility" means any facility that has been certified under Rule .0960 of this Section to perform leak tightness tests on truck tanks.
- (5) "Gasoline" means any petroleum distillate having a Reid vapor pressure of 4.0 psia or greater.
- (6) "Gasoline dispensing facility" means any site where gasoline is dispersed to motor vehicle gasoline tanks from stationary storage tanks.
- (7) "Gasoline service station" means any gasoline dispensing facility where gasoline is sold to the motoring public from stationary storage tanks.
- (8) "Truck tank" means the storage vessels of trucks or trailers used to transport gasoline from sources of supply to stationary storage tanks of bulk gasoline terminals, bulk gasoline plants, gasoline dispensing facilities and gasoline service stations.
- (9) "Truck tank vapor collection equipment" means any piping, hoses, and devices on the truck tank used to collect and route gasoline vapors in the tank to or from the bulk gasoline terminal, bulk gasoline plant, gasoline dispensing facility or gasoline service station vapor control system or vapor balance system.
- (10) "Vapor balance system" means a combination of pipes or hoses that create a closed system between the vapor spaces of an unloading tank and a receiving tank such that vapor spaces of an unloading tanks and a receiving tank suck that vapors displaced from the receiving tank are transferred to the tank being unloaded.
- (11) "Vapor Collection System" means a vapor balance system or any other system used to collect and control emissions of volatile organic compounds

(b) This Rule applies to gasoline truck tanks equipped for vapor collection and to vapor control systems at bulk gasoline terminals, bulk gasoline plants, gasoline dispensing facilities and gasoline service stations equipped with vapor balance or vapor control systems.

(c) Gasoline truck tanks

- (1) Gasoline truck tanks and their vapor collection systems shall be tested annually by a certified facility. The test procedure that shall be used is described in Rule .0940 and .0941 of this Section, and according to Rule .0912 of this Section. The gasoline truck tank shall not be used if it sustains a pressure change greater than 3.0 inches of water in five minutes when pressurized to a gauge pressure of 18 inches of water or when evacuated to a gauge pressure of 6.0 inches of water.

- (2) Each gasoline truck tank that has been certified leak tight, according to Subparagraph (1) of this Paragraph, shall display a sticker near the Department of Transportation certification plate required by 49 CFR 178.340-10b.
- (3) There shall be no liquid leaks from any gasoline truck tank.
- (4) Any truck with a leak equal to or greater than 100 percent of the lower explosive limit, as detected by a combustible gas detector using the test procedure described in rule .0940 of this Section, shall not be used beyond 15 days after the leak has been discovered, unless the leak has been repaired and the tank has been certified to be leak tight according to Subparagraph (1) of this Paragraph.

(d) Vapor collection system

- (1) The vapor collection system and vapor control system shall be designed and operated to prevent gauge pressure in the truck tank from exceeding 18 inches of water and to prevent a vacuum of greater than six inches of water.
- (2) During loading and unloading operations there shall be:
 - (A) no vapor leakage from the vapor collection system such that a reading equal to or greater than 100 percent of the lower explosive limit at one inch around the perimeter of each potential leak source as detected by a combustible gas detector using the test procedure described in Rule .0940 of this Section; and
 - (B) no liquid leaks.
- (3) If a leak is discovered that exceeds the limit in Part (2)(A) of this Paragraph, the vapor collection system or vapor control system (and therefore the source) shall not be used beyond 15 days after the leak has been discovered, unless the leak has been repaired and the system has been retested and found to comply with Part (2)(A) of this Paragraph.
- (4) The owner or operator of a vapor collection system at a bulk gasoline plant or a bulk gasoline terminal shall test, according to Rule .0912 and .0940 of this Section, the vapor collection system at least once per year. If after two complete annual checks no more than 10 leaks are found, the Director may allow less frequent monitoring. If more than 20 leaks are found, the Director may require that the frequency of monitoring be increased

(e) The owner or operator of a source subject to this Rule shall maintain records of all certification testing and repairs. The records shall identify the gasoline truck tank, vapor collection system, or vapor control system; the date of the test or repair; and, if applicable, the type of repair and the date of retest. The records of certification tests shall include:

- (1) the gasoline truck tank identification number,
- (2) the initial test pressure and the time of the reading,
- (3) the final test pressure and the time of the reading,
- (4) the initial test vacuum and the time of reading,
- (5) the final test vacuum and the time of the reading, and
- (6) the date and location of the tests.

History Note:

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);

Eff. July 1, 1980;

Amended Eff. April 1, 2003; August 1, 2002; July 1, 1994; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 07, 2002	Dec 27, 2002	67 FR 78980
2 nd Revision	Apr 04, 2003	Sep 17, 2003	68 FR 54362

[Return](#)

.0933 PETROLEUM LIQUID STORAGE IN EXTERNAL FLOATING ROOF TANKS

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Condensate" means hydrocarbon liquid separated from natural gas which condenses due to changes in the temperature or pressure and remains liquid at standard conditions.
- (2) "Crude oil" means a naturally occurring mixture consisting of hydrocarbons or sulfur, nitrogen or oxygen derivatives of hydrocarbons and which is a liquid in the reservoir and at standard conditions.
- (3) "Custody transfer" means the transfer of produced crude oil or condensate, after processing or treating in the producing operations, from storage tanks or automatic transfer facilities to pipelines or any other forms of transportation.
- (4) "External floating roof" means a storage vessel cover in an open top tank consisting of a double deck or pontoon single deck which rests upon and is supported by the petroleum liquid being contained and is equipped with a closure seal or seals to close the space between the roof edge and tank shell.
- (5) "Internal floating roof" means a cover or roof in a fixed roof tank which rests upon or is floated upon the petroleum liquid being contained, and is equipped with a closure seal or seals to close the space between the roof edge and tank shell.
- (6) "Liquid-mounted seal" means a primary seal mounted so the bottom of the seal covers the liquid surface between the tank shell and the floating roof.
- (7) "Vapor-mounted seal" means a primary seal mounted so there is an annular vapor space underneath the seal. The annular vapor space is bounded by the bottom of the primary seal, the tank shell, the liquid surface, and the floating roof.
- (8) "Petroleum liquids" means crude oil, condensate, and any finished or intermediate products manufactured or extracted in a petroleum refinery.

(b) This Rule applies to all external floating roof tanks with capacities greater than 950 barrels containing petroleum liquids whose true vapor pressure exceeds 1.52 pounds per square inch absolute.

(c) This Rule does not apply to petroleum liquid storage vessels:

- (1) that have external floating roofs that have capacities less than 10,000 barrels and that are used to store produced crude oil and condensate prior to custody transfer;
- (2) that have external floating roofs and store waxy, heavy pour crudes;
- (3) that have external floating roofs, and that contain a petroleum liquid with a true vapor pressure less than 4.0 pounds per square inch absolute and:
 - (A) The tanks are of welded construction; and
 - (B) The primary seal is a metallic-type shoe seal, a liquid-mounted foam seal, a liquid-mounted liquid filled type seal, or any other closure device of demonstrated equivalence; or
- (4) that have fixed roofs with or without internal floating roofs.

(d) With the exceptions stated in Paragraph (c) of this Rule, an external floating roof tank subject to this Rule, shall not be used unless:

- (1) The tank has been retrofitted with:
 - (A) A continuous secondary seal extending from the floating roof to the tank wall (a rim-mounted secondary), or
 - (B) a closure or other control device demonstrated to have an efficiency equal to or greater than that required under Part A of this Subparagraph.

This Subparagraph shall not apply to tanks that are of welded construction with external floating roofs, are equipped with a metallic-type shoe primary seal, and have a secondary seal from the top of the shoe seal to the tank wall (shoe-mounted secondary seal);

- (2) The seal closure devices met the following requirements:
 - (A) There shall be no visible holes, tears, or other openings in the seal or seal fabric;
 - (B) The seal shall be intact and uniformly in place around the circumference of the floating roof between the floating roof and the tank wall; and
 - (C) For vapor mounted primary seals, the gap-area of gaps exceeding 0.125 inch in width between the secondary seal and The tank wall shall not exceed 1.0 square inch per foot of tank diameter;
- (3) All openings in the external floating roof, except for automatic bleeder vents, rim space vents, and leg sleeves, are:
 - (A) provided with a projection below the liquid surface; and
 - (B) equipped with covers, seals or lids that remain in a closed position at all times except when in actual use;
- (5) Automatic bleeder vents are closed at all times except when the roof is floated off or landed on the roof leg supports;
- (6) Rim vents are set to open only when the roof is being floated off the roof leg supports or at the manufacturer's recommended setting;
- (7) Any emergency roof drains are provided with slotted membrane fabric covers or equivalent covers at least 90 percent of the area at the opening;
- (8) Routine visual inspections are conducted once per month;
- (9) For tanks equipped with a vapor-mounted primary seal, the secondary seal gap measurements are made annually in accordance with Paragraph (e) of this Rule; and
- (10) Records are maintained in accordance with Rule .0903 of this Section and include:
 - (A) reports of the results of inspections conducted under Subparagraphs (7) and (8) of this Paragraph;
 - (B) a record of the average monthly storage temperature and the true vapor pressures or Reid vapor pressures of the petroleum liquids stored; and
 - (C) records of the throughput quantities and types of volatile petroleum liquids for each storage vessel.

(e) The secondary seal gap area is determined by measuring the length and width of the gaps around the entire circumference of the secondary seal. Only gaps equal to or greater than 0.125 inch are used in computing the gap area. The area of the gaps are accumulated to determine compliance with Part (d)(2)(C) of this Rule.

(f) Notwithstanding the definition of volatile organic compound in Rule .0901 (28) of this Section, the owner or operator of a petroleum liquid storage vessel with an external floating roof not equipped with a secondary seal or approved alternative, that contains a petroleum liquid with a true vapor pressure greater than 1.0 pounds per square inch shall maintain records of the average monthly storage temperature, the type of liquid, throughput quantities, and the maximum true vapor pressure for all petroleum liquids with a true vapor pressure greater than 1.0 pounds per square inch.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jun 23, 1994	59 FR 32362
1 st Revision	Jul 01, 1995 Feb 01, 1996	62 FR 3589	

[Return](#)

.0934 COATING OF MISCELLANEOUS METAL PARTS AND PRODUCTS

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Heat sensitive material" means materials that cannot be exposed to temperatures greater than 180°F to 200°F.
- (2) "Air dried coating" means coatings which are dried by the use of air or a forced air drier.
- (3) "Clear coat" means a coating which lacks color and opacity.
- (4) "Extreme performance coatings" means coatings designed for harsh exposure or extreme environmental conditions.
- (5) "Extreme environmental conditions" means exposure to:
 - (A) the weather at all times;
 - (B) temperatures consistently above 203 °F;
 - (C) detergents, scouring, solvents, or corrosive atmospheres; or
 - (D) other similar environmental conditions.

(b) This Rule applies to application areas, flashoff areas, ovens and other processes that are used in the coating metal parts and products of the following types of manufacturing plants:

- (1) large farm machinery including harvesting, fertilizing and planting machines, tractors, combines, and other similar machines;
- (2) small farm machinery including lawn and garden tractors, lawn mowers, rototillers, and other similar machines;
- (3) small appliances including fans, mixers, blenders, crock pots, dehumidifiers, vacuum cleaners, and other similar machines;
- (4) commercial machinery including computers and auxiliary equipment, typewriters, calculators, vending machines, and other machines;
- (5) industrial machinery including pumps, compressors, conveyor components, fans, blowers, transformers, and other similar machines;
- (6) fabricated metal products including metal covered doors, frames and other similar structures; and
- (7) any other manufacturing plant that coats metal parts or products.

(c) This Rule does not apply to:

- (1) sources covered by Rules .0917, .0918, .0919, .0922, .0923, and .0924 of this Section;
- (2) architectural and maintenance coating;
- (3) coating of airplane exterior;
- (4) automobile refinishing;
- (5) customized coating of automobiles and trucks; or
- (6) exterior of marine vessels.

(d) With the exception stated in Paragraph (e) of this Rule, emissions of volatile organic compounds from any coating line subject to this Rule shall not exceed::

- (1) 10.3 pounds of volatile organic compounds per gallon of solids delivered to a coating applicator that applies clear coatings;
- (2) 6.7 pounds of volatile organic compounds per gallon of solids delivered to a coating applicator in a coating application system that utilizes air or forced air driers;
- (3) 6.7 pounds of volatile organic compounds per gallon of solids delivered to a coating applicator that applies extreme performance coatings;

- (4) 5.1 pounds of volatile organic compounds per gallon of solids delivered to a coating applicator that applies coatings of five or more frequent color changes or of five or more colors or applies the coating that is the first coat of untreated ferrous substrate; or
- (5) where there are less than five color changes and five colors are applied:
 - (A) 0.4 pounds of volatile organic compounds per gallon of solids delivered to a coating applicator that applies powder coatings, or
 - (B) 5.1 pounds of volatile organic compounds per gallon of solids delivered to a coating applicator for any other type of coating.

Whenever more than one of the aforementioned emission limitations may apply to a process, then the least stringent emission limitation shall apply to the process.

(e) Any source which has chosen to control emissions of volatile organic compounds under Rule .0518(e) of this Subchapter and which has installed air pollution control equipment in accordance with an air quality permit in order to comply with this Rule before December 1, 1989, may comply with the limits contained in this Paragraph instead of those contained in Paragraph (d) of this Rule. Emissions of volatile organic compounds from any coating line subject to this Rule shall not exceed:

- (1) 4.3 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to a coating applicator that applies clear coatings;
- (2) 3.5 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to a coating applicator in a coating application system that utilized air or forced air driers;
- (3) 3.5 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to a coating applicator that applies extreme performance standards;
- (4) 3.0 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to a coating applicator that applies coatings of five or more color changes or of five or more colors or applies the coatings that is the first coat on untreated ferrous substrate; or
- (5) where there are less than five color changes and less than five colors are applied:
 - (A) 0.4 pounds of volatile organic compounds per gallon of coating, excluding water and exempt compounds, delivered to a coating applicator that applies powder coatings; or
 - (B) 3.0 pounds of volatile organic compounds per gallon, excluding water and exempt solvents, delivered to a coating applicator for any other type of coating.

Whenever more than one of the aforementioned emission limitations may apply to a process, then the least stringent emission limitation shall apply to the process.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
 Eff. July 1, 1980;
 Amended Eff July 1, 1996; July 1, 1991, December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1995	Aug 01, 1997	62 FR 41277

[Return](#)

.0935 FACTORY SURFACE COATING OF FLAT WOOD PANELING

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Class II hardboard paneling finishes" means finishes which meet the specifications of Voluntary Product Standard PS-59-73 as approved by the American National Standards Institute.
- (2) "Hardboard" is a panel manufactured primarily from inter-felt lignocellulosic fibers which are consolidated under heat and pressure in a hot-press.
- (3) "Hardwood plywood" means plywood whose surface layer is a veneer of hardwood.
- (4) "Natural finish hardwood plywood panel" means a panel whose original grain pattern is enhanced by essentially transparent finishes frequently supplemented by fillers and toners.
- (5) "Particle board" means a manufactured board made of individual wood particles which have been coated with a binder and formed into flat sheets by pressure. Thin particleboard has a thickness of one-fourth inch or less.
- (6) "Printed panel" means a panel whose grain or natural surface is obscured by fillers and basecoats upon which a simulated grain or decorative pattern is printed.
- (7) "Tileboard" means paneling that has a colored waterproof surface coating.

(b) This Rule applies to factory finishing of the following flat wood products:

- (1) printed interior wall panels made of hardwood plywood and thin particleboard,
- (2) natural finish hardwood plywood panels, and
- (3) Class II finishes of hardwood paneling.

(c) This Regulation does not apply to the following factory finished flat wood products:

- (1) exterior siding,
- (2) tileboard,
- (3) particleboard used in cabinetry or furniture,
- (4) insulation board, or
- (5) softwood plywood.

(d) Emissions of volatile organic compounds from any factory finished flat wood product operation subject to this Rule shall not exceed:

- (1) 6.0 pounds of volatile organic compounds per 1000 square feet of coated finished product of printed interior wall panels made of hardwood plywood and thin particle board, or
- (2) 12.0 pounds of volatile organic compounds per 1000 square feet of coated finished product of natural finish hardwood plywood panels, or
- (3) 10.0 pounds of volatile organic compounds per 1000 square feet of coated finished product of Class II finishes on hard board paneling.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff July 1,1996; December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1995	Aug 01, 1997	62 FR 41277

[Return](#)

.0936 GRAPHIC ARTS

(a) For the purpose of this Regulation, the following definitions apply:

- (1) "Packaging rotogravure printing" means printing with a gravure press upon paper, paper board, metal foil, plastic film, and other substrates, which are, in subsequent operations, formed into containers and labels for articles to be sold.
- (2) "Publication rotogravure printing" means printing upon paper which is subsequently formed into books, magazines, catalogues, brochures, directories, newspaper supplements, and other types of printed materials.
- (3) "Flexographic printing" means the application of words, designs and pictures to a substrate by means of a roll printing technique in which both the pattern to be applied is raised above the printing roll and the image carrier is made of rubber or other elastometric materials.
- (4) "Roll printing" means the application of words, designs and pictures to a substrate by means of hard rubber or steel rolls.
- (5) "Printing" means the formation of words, designs and pictures, usually by a series of application rolls each with only partial coverage.

(b) This regulation applies to:

- (1) flexographic printing, packaging rotogravure printing and publication rotogravure operations; and
- (2) machines that have both coating units and printing units.

(c) Emissions of volatile organic compounds from any printing unit or drying oven of a printing operation subject to this Regulation shall not be discharged into the atmosphere unless:

- (1) The captured volatile organic compound emissions are reduced by at least 90 percent by an incineration system or 95 percent by a carbon adsorption system or any other control system:
 - (A) For packaging rotogravure printing operations, at least 65 percent overall reduction of the volatile organic compound emissions is achieved;
 - (B) For publication rotogravure printing operations, at least 75 percent overall reduction of the volatile organic compound emissions is achieved; and
 - (C) For flexographic printing operations, at least 75 percent overall reduction of the volatile organic compound emissions is achieved; or
- (2) The solvent portion of the ink, as it is applied on the substrate, consists of at least 75 percent water by volume and no more than 25 percent organic solvent by volume; or
- (3) The ink contains by volume at least 60 percent nonvolatile material.
- (4) The printing system uses a combination of solvent-borne and water-borne ink such that at least a 70 percent by volume overall reduction in solvent-borne ink usage; or
- (5) The ink, including any solvents that may be added to it, contains no more than 0.5 pounds of volatile organic compounds per pound of solids in the ink; only flexographic printing and packaging rotogravure printing may use this option.

(d) When a facility complies with this Regulation using the provision of Subparagraph (c)(4) of this Regulation, the permit shall contain a condition stating the maximum quantity of solvent borne ink that each printing unit may use or that the facility as a whole may use.

History Note: Statutory G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff. December 1, 1989; January 1, 1985; June 1, 1981.

Original Reg.	Date Submitted to EPA Apr 17, 1990	Date Approved by EPA Jun 23, 1994	Federal Register 59 FR 32362
---------------	--	---	------------------------------------

[Return](#)

.0937 MANUFACTURE OF PNEUMATIC RUBBER TIRES

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Bead dipping" means the dipping of an assembled tire bead into a solvent based cement.
- (2) "Green tires" means assembled tires before molding and curing have occurred.
- (3) "Green tire spraying" means the spraying of green tires, both inside and out, with release compounds which help the air from the tire during molding and prevent the tire from sticking to the mold after curing.
- (4) "Pneumatic rubber tire manufacture" means the production of passenger car tires, light and medium truck tires, and other tires manufactured on assembly lines.
- (5) "Tread end cementing" means the application of a solvent-based cement to the tire tread ends.
- (6) "Undertread cementing" means the application of a solvent based cement to the underside of a tire tread.

(b) This Rule applies to undertread cementing, tread and cementing, bead dipping, and green tire spraying operations of pneumatic tire manufacturing.

(c) With the exception stated in Paragraph (d) of this Rule, emissions of volatile organic compounds from any pneumatic tire manufacturing plant shall not exceed:

- (1) 25 grams of volatile organic compounds per tire from each undertread cementing operation,
- (2) 4.0 grams of volatile organic compounds per tire from each tread end cementing operation,
- (3) 1.9 grams of volatile organic compounds per tire from each bead dipping operation, or
- (4) 24 grams of volatile organic compounds per tire from each green tire spraying operation.

(d) If the total volatile organic compound emissions from all undertread cementing, tread end cementing, bead dipping, and green tire spraying operations at a pneumatic rubber tire manufacturing facility does not exceed 50 grams per tire, Paragraph (c) of this Rule shall not apply.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff : December 1, 1989; January 1, 1985.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Aug 16, 1995	Aug 01, 1997	62 FR 41277

[Return](#)

.0938 PERCHLOROETHYLENE DRY CLEANING SYSTEM (Repealed)

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff. December 1, 1989; January 1, 1985;
Repealed Eff. July 1, 1998.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jul 21, 1994	59 FR 37162
1 st Revision	Jul 29, 1998	Nov 10, 1999	64 FR 61213

[Return](#)

.0939 DETERMINATION OF VOLATILE ORGANIC COMPOUNDS EMISSIONS

(a) Where the test methods are applicable, the owner or operator of a source of volatile organic compounds may, in accordance with Regulation .0912 of this Section, use one of the following test methods to determine compliance with the Regulations of this Section:

- (1) Method 25 of Appendix A of 40 CFR Part 60,
- (2) Method 25A of Appendix A of 40 CFR Part 60, or
- (3) Method 25B of Appendix A of 40 CFR Part 60.

The results of the tests shall be expressed in the same units as the emission limits given in the regulation for which compliance is being determined. Method 1 of appendix A of 40 CFR Part 60 shall be used to determine sample and velocity traverses. Method 2 of Appendix A of 40 CFR Part 60 shall be used to determine stack gas velocity and volumetric flow rate.

(b) Method 21 of appendix A of 40 CFR Part 60 shall be used, in accordance with Regulation .0912 of this section, to determine leaks of volatile organic compounds from organic equipment. These sources include valves, flanges and other connections, pumps and compressors, pressure relief devices, process drains, open-ended valves, pump and compressor seal system degassing vents, accumulator vessel vents, access door seals and agitator seals.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff. July 1, 1988; May 1, 1985; November 1, 1984.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Jul 01, 1988	Jan 16, 1990	55 FR 1420

[Return](#)

.0940 DETERMINATION OF LEAK TIGHTNESS AND VAPOR LEAKS

(a) In accordance with Regulation .0912 of this Section, one of the following test methods from the EPA document "Control of Volatile Organic Compound Leaks from Gasoline Tank Trucks and Vapor Collection Systems," EPA-450/2-78-051, published by the U.S. Environmental Protection Agency, December 1978, shall be used to determine compliance with Regulation .0932 of this Section:

- (1) The gasoline vapor leak detection procedure by combustible gas detector described in Appendix B of EPA-450/2-78-051 shall be used to determine leakage from gasoline truck tanks and vapor control systems.
- (2) The leak detection procedure for bottom-loaded truck tanks by bag capture method described in Appendix C of EPA-450/2-78-051 shall be used to determine the leak tightness of truck tanks during bottom-loading.

The pressure-vacuum test procedures for leak tightness of truck tanks described in Method 27 of Appendix A of 40 CFR Part 60 shall be used to determine the leak tightness of gasoline truck tanks in use and equipped with vapor collection equipment. Techniques other than specified in Method 27 of Appendix A of 40 CFR part 60 may be used for purging and pressurizing the truck tank, if the techniques are approved by the director.

(b) The test method described in Regulation .0941 of this Section may be used instead of the test methods described in Subparagraph (a)(2) of this Regulation or Method 27 of Appendix A of 40 CFR Part 60.

(c) The version of the test methods referred to in this regulation is that which appeared in the Code of Federal Regulations as of May 20, 1984.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff. November 1, 1984.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Jun 23, 1980	Aug 27, 1981	46 FR 43137
1 st Revision	Dec 17, 1984	Dec 19, 1986	51 FR 45468
2 nd Revision	Jul 01, 1988	Jan 16, 1990	55 FR 1420

[Return](#)

.0941 ALTERNATIVE METHOD FOR LEAK TIGHTNESS

(a) This test method may be used, in accordance with Regulation .0912 of this Section, as an alternative to the test method described in Regulation .0940 of this Section.

(b) Principle. Pressure and vacuum are applied to the compartments of gasoline truck tanks, and the change in pressure/vacuum is recorded after a specified period of time. Water is used instead of air to create the pressure and vacuum. The water test method does not require that the truck tank be gas-free.

(c) Applicability. This method is applicable to determine the leak tightness of gasoline truck tanks in use and equipped with vapor collection equipment.

(d) Apparatus. The following equipment is required to conduct the test:

- (1) a pressure/vacuum gauge (Dwyer Magnehelic pressure/vacuum gauge, Model No.2030 or equivalent) calibrated in 0 to 30 inches of water or a water manometer capable of measuring at least 25 inches of water gauge,
- (2) a locally fabricated water hose coupler which mates with the A.P.I. bottom loading adaptor on the truck tank,
- (3) an appropriate length water hose with shutoff cock to connect to a water supply source,
- (4) a check valve to prevent water from flowing back into the water supply;
- (5) a mixture of soap and water and a two inch paint brush, and
- (6) a Son-Testor ultrasonic air detector, Model No. 110, or equivalent.

(e) Test preparation

- (1) The unit to be tested is properly parked and chocked. The unit is parked as close as practical to the water supply location.
- (2) All compartments, discharge lines, and vapor return lines are visually inspected to ascertain that all are completely drained.
- (3) All dome covers, inspection hatches, vapor recovery connections and bottom loading valves are visually inspected to ascertain that all are fully closed.
- (4) At the rear of one of the overturn rails, the pipe plug is removed from the pipe coupling provided for degassing operations. The piping containing the pressure/vacuum gauge is installed into the coupling.
- (5) The water supply hose with check valve is connected to any one compartment bottom loading adaptor.
- (6) All compartment emergency valves and positive vents are opened in the normal manner. This condition permits all compartments to vent into the common vapor recovery system; therefore, only one test is required for the entire tank.

(f) Pressure test

- (1) The test is begun by flowing water into the compartment. The pressure gauge is monitored.
- (2) When the pressure gauge indicates 18 inches of water (When a water manometer is used, this reading is nine inches above and nine inches below the zero indicator) in the tank, the water flow is shut off.
- (3) The gauge is monitored for five minutes. If the pressure gauge does not drop below an indicated 15 inches of water in these five minutes, the tank passes the pressure test. If the pressure does drop below an indicated 15 inches of water in five minutes, the tank does not pass the pressure test and the leak source must be determined. The soap and waste water method and a sonic leak detector is to be used to locate the source of leak or leaks. After correcting the leaks, the pressure test must be rerun to certify compliance.

- (4) After compliance has been accomplished, one dome cover is carefully opened to depressurize the tank and is then re-closed.

(g) Vacuum test

- (1) The water hose is removed, and water is drained from the compartment until six inches of water of vacuum is registered on the gauge. The flow of water is stopped by closing the bottom loading valve.
- (2) The gauge is monitored for five minutes. If the vacuum gauge does not drop below an indicated three inches of water in these five minutes, the tank passes the vacuum test. If the vacuum does not drop below an indicated three inches of water in the five minutes, the tank does not pass the vacuum test, and the leak source must be determined. The soap and water method and a sonic leak detector are to be used to locate the source of leak or leaks. After the leaks are corrected, the vacuum test must be rerun to certify compliance.
- (3) After compliance has been accomplished, the compartment dome cover is opened; and all water is drained from compartment, line, and bottom loading valve.

(h) Conclusion of test

- (1) The test results are recorded and retained in the vehicle test file.
- (2) The pressure/vacuum gauge is removed, and the plug is re-installed in the rail. The water hose coupler is removed.
- (3) The tank unit is returned to service.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980;
Amended Eff. December 1, 1989.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Apr 17, 1990	Jun 23, 1994	59 FR 32362

[Return](#)

.0942 DETERMINATION OF SOLVENT IN FILTER WASTE

This Regulation applies in accordance with Regulation .0912 of this Section, to the determination of the amount of solvent in filter materials (muck and distillation waste). To be derived is the quantity of volatile organic compounds per quantity of discarded filter muck. The procedure to be used in making this determination is the test method described by the American National Standards Institute's "Standard Method of Test for Dilution of Gasoline-Engine Crankcase Oils" (ASTM 322-67 or IP 23/68) except that filter muck is to be used instead of crankcase oil.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1980.

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg.	Jul 23, 1990	Aug 27, 1981	46 FR 43137

[Return](#)

.0943 SYNTHETIC ORGANIC CHEMICAL AND POLYMER MANUFACTURING

(a) For the purposes of this regulation, the following definitions apply:

- (1) "Closed vent system" means a system which is not open to the atmosphere and which is composed of piping, connections and, if necessary, flow inducing devices that transport gas or vapor from a fugitive emission source to an enclosed combustion device or vapor recovery system.
- (2) "Enclosed combustion device" means any combustion device which is not open to the atmosphere such as a process heater or furnace, but not a flare.
- (3) "Fugitive emission source" means each pump, valve, safety/relief valve, open-ended valve or other connector, compressor or sampling system.
- (4) "In gas vapor service" means that the fugitive emission source contains process fluid that is in the gaseous state at operating conditions.
- (5) "In light liquid service" means that the fugitive emissions source contains a liquid having:
 - (A) a vapor pressure of one or more of the components greater than 0.3 kilopascals at 20°C, and
 - (B) a total concentration of the pure components having a vapor pressure greater than 0.3 kilopascals at 20°C equal to or greater than 10 percent by weight, and the fluid is a liquid at operating conditions.
- (6) "Open-ended valve" means any valve, except safety/relief valves, with one side of the valve seat in contact with the process fluid and one side that is open to the atmosphere, either directly or through open piping.
- (7) "Polymer manufacturing" means the industry that produces, as intermediates or final products, polyethylene, polypropylene, or polystyrene.
- (8) "Process unit" means equipment assembled to produce, as intermediates or final products, polyethylene, polypropylene, polystyrene, or one or more of the chemicals listed in Appendix E of 40 CFR Part 60 as of October 1, 1984. A process unit can operate independently if supplied with efficient feed or raw materials and sufficient storage facilities for the final product.
- (9) "Quarter" means a three month period. The first quarter concludes at the end of the last full month during the 180 days following initial start-up.
- (10) "Synthetic organic chemical manufacturing" means the industry that produces, as intermediate or final products, one or more of the chemicals listed in Appendix E of 40 CFR Part 60 as of October 1, 1984.

(b) This regulation applies to synthetic organic chemicals manufacturing and polymer manufacturing facilities.

(c) The owner or operator of a synthetic organic chemical manufacturing facility or a polymer manufacturing facility shall not cause, allow or permit:

- (1) any liquid leakage of volatile organic compounds or
- (2) any gaseous leakage of volatile organic compound of 10,000 ppm or greater from any fugitive emission source. The owner or operator of these facilities shall control emissions of volatile organic compounds from open ended valves as described in Paragraphs (f) of this regulation.

(d) The owner or operator shall visually inspect each week every pump in light liquid service. If there are indications of liquid leakage, the owner or operator shall repair the pump within 15 days after detection except as provided in Paragraph (k) of this regulation.

(e) The owner or operator shall monitor each pump, valve, compressor and safety/relief valve in gas/vapor service or in light liquid service for gaseous leaks at least once each quarter. The owner or operator shall monitor safety/relief valve after each over pressure relief to ensure the valve has properly resealed. The

monitoring procedure shall be in accordance with Regulation .0939 of this Section. If a volatile organic compound concentration of 10,000 ppm or greater is measured, the owner or operator shall repair the component within 15 days after the detection except as provided in Paragraph (k) of the Regulation. Exceptions to the quarterly monitoring frequency are provided for in paragraphs (h), (i) and (j) of this regulation.

(f) The owner or operator shall install on each open-ended valve:

- (1) a cap,
- (2) a blind flange,
- (3) a plug, or
- (4) a second closed valve,

which shall remain attached to seal the open end at all times except during operation requiring process fluid flow through the opened line.

(g) If any fugitive emission source appears to be leaking on the basis of sight, smell or sound, it shall be repaired within 15 days after detection, except as provided in paragraph (k) of this regulation.

(h) If after 4 consecutive quarters of monitoring no more than 2 percent of the valves in gas/vapor service or in light liquid service are found leaking more than 10,000 ppm of volatile organic compounds, then the owner or operator may monitor valves for gaseous leaks only every third quarter. If the number of these valves leaking more than 10,000 ppm of volatile organic compounds remain at or below 2 percent, these valves need only be monitored for gaseous leaks every third quarter. However, if more than 2 percent of these valves are found leaking more than 10,000 ppm volatile organic compounds, they shall be monitored every quarter until 4 consecutive quarters are monitored which have no more than 2 percent of these valves leaking more than 10,000 ppm of volatile organic compounds.

(i) When a fugitive emission source is unsafe to monitor because of extreme temperatures, pressures or other reasons, the owner or operator of the facility shall be required to monitor the fugitive emission source only when process conditions are such that the fugitive emissions source is not operating under extreme conditions. The director may allow monitoring of these fugitive emission sources less frequently than each quarter, provided they are monitored at least once a year.

(j) Any fugitive emission source more than 12 feet above a permanent support surface may be monitored only once a year.

(k) The repair of a fugitive emission source may be delayed until the next turnaround if the repair is technically unfeasible without a complete or partial shut down of the process unit.

(l) The owner or operator of the facility shall maintain records in accordance with Regulation .0903 of this Section, which shall include:

- (1) identification of the source being inspected or monitored,
- (2) Dates of inspection or monitoring,
- (3) results of inspection or monitoring,
- (4) action taken if a leak was detected,
- (5) type of repair made and when it was made, and
- (6) if the repair was delayed, a explanation as to why.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107 (a) (5); 143-215.68;
Eff. May 1, 1985;
Amended Eff. December 1, 1989.

Date Submitted
to EPA

Date Approved
by EPA

Federal
Register

Original Reg.

Apr 17, 1990

Jun 23, 1994

59 FR 32362

[Return](#)

.0944 MANUFACTURE OF POLYETHYLENE, POLYPROPYLENE AND POLYSTYRENE

(a) For the purpose of this regulation, the following definition applies:

- (1) "By-product and diluent recovery operation" means the process that separates the diluent from the by-product (atactic) and purifies and dries the diluent for recycle.
- (2) "Continuous mixer" means the process that mixes the polymer with anti-oxidants.
- (3) "Decanter" means the process that separates the diluent/crude product slurry from the alcohol-water solution by decantation.
- (4) "Ethylene recycle treater" means the process that removes water and other impurities from the recovered ethylene.
- (5) "High density polyethylene plants using liquid phase slurry processes" means plants that produce high density polyethylene in which the product, polyethylene, is carried in a slurry in a continuous stream of process diluent, usually pentane or isobutane.
- (6) "Neutralizer" means the process that removes catalyst residue from the diluent/crude product slurry.
- (7) "Polypropylene plants using liquid phase processes" means plants that produce polypropylene in which the product, polypropylene, is carried as a slurry in a continuous stream of process diluent, usually hexane.
- (8) "Polystyrene plants using continuous processes" means plants which produce polystyrene in which the product, polystyrene, is transferred in a continuous stream in a molten state.
- (9) "Product devolatilizer system" means the process that separates untreated styrene monomer and by products from the polymer melt.
- (10) "Reactor" means the process in which the polymerization takes place.

(b) The Regulation applies to:

- (1) polypropylene plants using liquid phase processes,
- (2) high-density polyethylene plants using liquid phase slurry processes and,
- (3) polystyrene plants using continuous processes.

(c) For polypropylene plants subject to this regulation, the emissions of volatile organic compounds shall be reduced by 98 percent by weight or to 20 ppm, whichever is less stringent, from:

- (1) reactor vents,
- (2) decanter vents,
- (3) neutralizer vents,
- (4) by-product and diluent recovery operation vents,
- (5) dryer vents and
- (6) extrusion and pelletizing vents.

(d) For high-density polyethylene plants subject to this regulation, the emissions of volatile organic compounds shall be reduced by 98 percent by weight or to 20 ppm, whichever is less stringent, from:

- (1) ethylene recycle treater vents,
- (2) dryer vents, and
- (3) continuous mixer vents.

(e) For polystyrene plants subject to this regulation, the emissions of volatile organic compounds shall not exceed 0.24 pounds per ton of product from the product devolatilizer system.

(f) If flares are used to comply with this regulation all of the following conditions shall be met:

- (1) Visible emissions shall not exceed five minutes in any two hour period.
- (2) A flame shall be present.

(3) If the flame is steam-assisted or air-assisted, the net heating value shall be at least 300 BTU per standard cubic feet. If the flame is non-assisted, the net heating value shall be at least 200 BTU per standard cubic feet.

(4) If the flare is steam-assisted or non-assisted, the exit velocity shall be no more than 60 feet per second. If the flare is air-assisted, the exit velocity shall be no more than $(8.706 + 0.7084 HT)$ feet per second, where HT is the net heating value.

A flare that meets the conditions given in Subparagraphs (1) through (4) of this paragraph are presumed to achieve 98 percent destruction of volatile organic compounds by weight. If the owner or operator of the source chooses to use a flare that fails to meet one or more of these conditions, he shall demonstrate to the director that the flare shall destroy at least 98 percent of the volatile organic compounds by weight. To determine if the specification for the flare are being met, the owner or operator of a source using a flare to control volatile organic compound emissions shall install, operate and maintain necessary monitoring instruments and shall keep necessary records as required by Regulation .0903 of this Section.

History note: Authority G.S.143-215.3 (a)(1); 143-215.107(a)(5);
Eff. May 1, 1985.

	Date Submitted	Date Approved	Federal
to EPA Original Reg.	Mar 14, 1985	Nov 19, 1986	Register 51 FR 41786

[Return](#)

.0945 PETROLEUM DRY CLEANING

(a) For the purpose of this Regulation, the following definitions will apply:

- (1) "Cartridge filter" means perforated canisters containing filtration paper and/or activated carbon that are used in pressurized systems to remove solid particles and fugitive dyes from soil laden solvent, together with the piping and duct work used in the installation of this device.
- (2) "Containers and conveyors of solvent" means piping, ductwork, pumps, storage tanks and other ancillary equipment that are associated with the installation and operation of washers, dryers, filters, stills, and settling tanks.
- (3) "Dry Cleaning" means a process for the cleaning of textiles and fabric products in which the articles are washed in a nonaqueous solution (solvent) and then dried by exposure to a heated air stream.
- (4) "Dryer" means a machine used to remove petroleum solvent from articles of clothing or other textile or leather goods, after washing and removing of excess petroleum solvent, together with the piping and ductwork used in the installation of this device.
- (5) "Perceptible leaks" means any petroleum solvent vapor or liquid leaks that are conspicuous from visual observation or that bubble after the application of a soap solution, such as pools or droplets of liquid, open containers of solvents, or solvent laden waste standing open to the atmosphere.
- (6) "Petroleum solvent" means organic material produced by petroleum distillation comprising a hydrocarbon range of 8 to 12 carbon atoms per organic molecule that exists as a liquid under standard conditions.
- (7) "Petroleum solvent dry cleaning" means a dry cleaning facility that uses petroleum solvent in a combination of washers, dryers, filters, stills, and settling tanks.
- (8) "Settling tank" means a container which gravimetrically separates oils, grease and dirt from petroleum solvent, together with the piping and ductwork used in the installation of the device.
- (9) "Solvent Filter" means a discrete solvent filter unit containing a porous medium which traps and removes contaminants from petroleum solvent together with the piping and ductwork used in the installation of this device.
- (10) "Solvent recovery dryer" means a class of dry cleaning dryers that employs a condenser to condense and recover solvent vapors evaporated in a closed loop system of heated air, together with the piping and ductwork used in the installation of this device.
- (11) "Still" means a device used to volatilize, separate and recover petroleum solvent from contaminated solvent, together with the piping and ductwork used in the installation of this device.
- (12) "Washer" means a machine which agitates fabric articles in a petroleum solvent bath and spins the article to remove the solvent, together with the piping and ductwork used in the installation of this device.

(b) This Regulation applies to petroleum solvent washers, dryers, solvent filters, settling tanks, stills and other containers and conveyors of petroleum solvent that are used in petroleum solvent dry cleaning facilities that consume 32,500 gallons or more of petroleum solvent annually.

(c) The owner or operator of a petroleum solvent dry cleaning dryer subject to this regulation shall:

- (1) limit emissions of volatile organic compounds to the atmosphere to an average of 3.5 pounds of volatile organic compounds per 100 pounds dry weight of articles dry cleaned, or
- (2) install and operate a solvent recovery dryer in a manner such that the dryer remains closed and the recovery phase continues until a final recovered solvent flow rate of 50 milliliters per minute is attained.

- (d) The owner or operator of a petroleum solvent filter subject to this Regulation shall:
- (1) reduce the volatile organic compound content in all filter wastes to 1.0 pound or less per 100 pounds dry weight of articles dry cleaned, before disposal, and exposure to the atmosphere, or
 - (2) install and operate a cartridge filter, and drain the filter cartridges in their sealed housings for 8 hours or more before their removal.

(e) The owner or operator of a petroleum dry cleaning facility subject to this Regulation shall inspect the facility every 15 days and shall repair all perceptible leaks within 15 working days after identifying the sources of the leaks. If necessary repair parts are not on hand, the owner or operator shall render these parts within 15 working days, and repair the leaks no later than 15 working days following the arrival of the necessary parts. The owner or operator shall maintain records, an accordance with Regulation 2.0903 of this section, of when inspections are made, what was inspected, leaks found, repairs made and when repairs were made.

(f) To determine compliance with Subparagraph (c)(1) of this Regulation, the owner or operator shall use the test method in Regulation .0939 (a) (2) of this Section and Shall:

- (1) field calibrate the flame ionization analyzer with propane standards;
- (2) determine in a laboratory the ratio of the flame ionization analyzer response to a given parts per million volume concentration of propane to the same parts per million concentration of the volatile organic compounds to be measured.
- (3) determine the weight of volatile organic compounds vented to the atmosphere by:
 - (A) multiplying the ratio determined Subparagraph (2) of this Paragraph by the measured concentration of volatile organic compound gas (as propane) as indicated by the flame ionization analyzer response output record,
 - (B) converting the parts per million by volume value calculated in part (A) of this Subparagraph into a mass concentration value for the volatile organic compounds present, and
 - (C) multiplying the mass concentration value calculated in Part (B) of this Subparagraph by the exhaust flow rate; and

(4) Calculate and record the dry weight of articles dry cleaned.

The test shall be repeated for normal operating conditions that encompass at least 30 dryer loads that total not less than 4,000 pounds dry weight and that represent a normal range of variation in fabrics, solvents, load weights, temperatures, flow rates, and process deviations.

(g) To determine compliance with Subparagraph (c)(2) of this regulation, the owner or operator shall verify that the flow rate of the recovered solvent from the solvent recovery dryer at the termination of the recovery phase is no greater than 50 milliliters per minute. This one-time procedure shall be conducted for a duration of not less than 2 weeks, during which not less than 50 percent of the dryer loads shall be monitored for their final recovered solvent flow rate. The suggested point for measuring the flow rate of recovered solvent is from the solvent- water separator. Near the end of the recovery cycle, the flow of recovered solvent is to be diverted to a graduated cylinder. The cycle continues until the minimum flow of solvent is 50 milliliters per minute. The type of articles cleaned and the total length of the cycle is then recorded.

History Note: Authority G. S. 143-215.3 (a)(1); 143-215.107(a)(5);
Eff. May 1, 1985.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Mar 14, 1986	Nov 19, 1986	51 FR 41786

[Return](#)

.0947 MANUFACTURE OF SYNTHESIZED PHARMACEUTICAL PRODUCTS

(a) For the purposes of this Rule, the following definitions apply:

(1) "Production equipment exhaust systems" means a device for collecting and directing out of the work area fugitive emissions of volatile organic compounds from reactor openings, centrifuge openings, and other vessel openings for the purpose of protecting workers from excessive exposure to volatile organic compounds.

(2) "Synthesized pharmaceutical manufacturing" means manufacture of pharmaceutical products by chemical synthesis.

(b) This Rule applies to synthesized pharmaceutical products manufacturing facilities.

(c) The owner or operator of a synthesized pharmaceutical products manufacturing facility shall control the emissions of volatile organic compounds from:

(1) reactors, distillation operations, crystallizers, centrifuges, and vacuum dryers that have the potential to emit 15 pounds per day or more of volatile organic compounds with surface condensers that meet the requirements of Paragraph (e) of this Rule or equivalent controls;

(2) air dryers and production equipment exhaust system by reducing emissions of volatile organic compounds:

(A) by 90 percent if they are 330 pounds per day or more; or

(B) to 33 pounds per day if they are less than 330 pounds per day.

(3) storage tanks by:

(A) providing a vapor balance system or equivalent control that is at least 90 percent effective in reducing emissions from truck or railcar deliveries to storage tanks with capacities greater than 2,000 gallons that store volatile organic compounds with a vapor pressure greater than 4.1 pounds per square inch at 68°F; and

(B) installing pressure/vacuum conservation vents, which shall be set " 0.8 inches of water unless a more effective control system is used, on all storage tanks that store volatile organic compounds with a vapor pressure greater than 1.5 pounds per square inch at 68°F;

(4) centrifuges containing volatile organic compounds, rotary vacuum filters processing liquid containing volatile organic compounds, and other filters having an exposed liquid surface where the liquid contains volatile organic compounds by enclosing those centrifuges and filters that contain or process volatile organic compounds with a vapor pressure of 0.5 pounds per square inch or more at 68° F; and

(5) in-process tanks by installing covers, which shall remain closed except when production, sampling, maintenance, or inspection procedures require operator access;

(d) The owner or operator of a synthesized pharmaceutical products manufacturing facility shall repair as expeditiously as possible all leaks from which liquid volatile organic compounds can be seen running or dripping. This repair must take place at least within 15 days after which said leak is discovered unless the leaking component cannot be repaired before the process is shutdown in which case the leaking component must be repaired before the process is restarted.

(e) If surface condensers are used to comply with Subparagraph (c)(1) of this Rule; the condenser outlet temperature shall not exceed:

(1) -13° F when condensing volatile organic compounds of vapor pressure greater than 5.8 psi at 68° F;

(2) 5° F when condensing volatile organic compounds of vapor pressure greater than 2.9 psi at 68° F;

(3) 32° F when condensing volatile organic compounds of vapor pressure greater than 1.5 psi at 68° F;

- (4) 50° F when condensing volatile organic compounds of vapor pressure greater than 1.0 psi at 68° F; or
- (5) 77° F when condensing volatile organic compounds of vapor pressure greater than 0.5 psi at 68° F.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1994.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Jan 7, 1994	May 05, 1995	60 FR 22284

[Return](#)

.0948 VOC EMISSIONS FROM TRANSFER OPERATIONS

(a) This Rule applies to operations that transfer volatile organic compounds from a storage tank to tank-trucks, trailers, or railroad tank cars that are not covered by Rule .0926, .0927, or .0928 of this Section.

(b) The owner or operator of a facility to which this Rule applies shall not load in any one day more than 20,000 gallons of volatile organic compounds with a vapor pressure of 1.5 pounds per square inch or greater under actual conditions into any tank-truck, trailer, or railroad tank car from any loading operation unless the loading operation uses submerged loading through boom loaders that extend down into the compartment being loaded or by other methods that are at least as efficient based on source testing or engineering calculations.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1994;
Amended Eff. July 1, 2000.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Jan 7, 1994	May 05, 1995	60 FR 22284
1 st Revision	Jul 28, 2000	Aug 27, 2001	66 FR 34117

[Return](#)

.0949 STORAGE OF MISCELLANEOUS VOLATILE ORGANIC COMPOUNDS

(a) This Rule applies to the storage of volatile organic compounds in stationary tanks, reservoirs, or other containers with a capacity greater than 50,000 gallons that are not covered by Rule .0925 or .0933.

(b) The owner or operator of any source to which this Rule applies shall not place, store, or hold in any stationary tank, reservoir, or other container with a capacity greater than 50,000 gallons, any liquid volatile organic compound that has a vapor pressure of 1.5 pounds per square inch absolute or greater under actual storage conditions unless such tank, reservoir, or other container:

- (1) is a pressure tank capable of maintaining working pressures sufficient at all times to prevent vapor gas loss into the atmosphere; or
- (2) is designed and equipped with one of the following vapor loss control devices:
 - (A) a floating pontoon, double deck type floating roof or internal pan type floating roof equipped with closure seals to enclose any space between the cover's edge and compartment wall; this control equipment shall not be permitted for volatile organic compounds with a vapor pressure of 11.0 pounds per square inch absolute or greater under actual storage conditions; all tank gauging or sampling devices shall be gas-tight except when tank gauging or sampling is taking place;
 - (B) a vapor recovery system or other equipment or means of air pollution control that reduces the emission of organic materials into the atmosphere by at least 90 percent by weight; all tank gauging or sampling devices shall be gas-tight except when tank gauging or sampling is taking place.

History Note: Authority G.S, 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1994;
Amended Eff. July 1, 2000

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Jan 7, 1994	May 05, 1995	60 FR 22284
1 st Revision	Jul 28, 2000	Aug 27, 2001	66 FR 34117

[Return](#)

.0951 MISCELLANEOUS VOLATILE ORGANIC COMPOUND EMISSIONS

(a) With the exceptions in Paragraph (b) of this Rule, this Rule applies to all facilities that use volatile organic compounds as solvents, carriers, material processing media, or industrial chemical reactants, or in other similar uses or that mix, blend, or manufacture volatile organic compounds for which there is no other applicable emissions control rule in this Section except rule .0958 of this Section.

(b) This Rule does not apply to architectural or maintenance coating.

(c) The owner or operator of any facility to which this rule applies shall:

- (1) install and operate reasonable available control technology; or
- (2) limit emissions of volatile organic compounds from coating lines not covered by Rules .0917 through .0924, .0934, or .0935 to no more than 6,7 pounds per gallon of solids delivered to the coating applicator.

(d) If the owner or operator of a facility chooses to install reasonably available control technology under Paragraph (c)(1) of this Rule, the owner or operator shall submit:

- (1) the name and location of the facility;
- (2) information identifying the source for which a reasonably available control technology limitation or standard is being proposed;
- (3) a demonstration that shows the proposed reasonably available control technology limitation or standard satisfies the requirements for reasonably available control technology; and
- (4) a proposal for demonstrating compliance with the proposed reasonably available control technology limitation or standard.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5);
Eff. July 1, 1994;
Amended Eff. July 1, 2000; July 1, 1996.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Jan 7, 1994		
1 st Revision	Aug 16, 1995	Aug 01, 1996	62 FR 41277
2 nd Revision	Jul 28, 2000	Aug 27, 2001	66 FR 34117

[Return](#)

.0952 PETITION FOR ALTERNATIVE CONTROLS FOR RACT

(a) With the exceptions in Paragraph (b) of this Rule, this Rule applies to all sources covered by Subparagraph (b) of Rule .0902 of this Section:

(b) This Rule does not apply to:

- (1) sources in Mecklenburg County to which Rules .0917 through .0938 of this Section apply and which are located at a facility where the total potential emissions of volatile organic compounds from all stationary sources at the facility is 100 tons per year or more;
- (2) sources covered under Rule .0946 of this Section;
- (3) Sources covered under Rule .0953 or .0954 of this Section.

(c) If the owner or operator of any source of volatile organic compounds subject to the requirements of this Section on May 1, 1997, can demonstrate that compliance with rules in this Section would be technologically or economically infeasible, he may petition the Director to allow the use of alternative operational or equipment controls for the reduction of volatile organic compound emissions. Petition shall be made for each source to the Director before May 1, 1997. The petition can be made only for sources in existence or under construction on May 1, 1997.

(d) If the owner or operator of any source of volatile organic compounds subject to the requirements of this Section because of the application of Paragraph (d) of Rule .0902 of this Section can demonstrate that compliance with rules in this Section would be technologically or economically infeasible, he may petition the Director to allow the use of alternative operational or equipment controls for the reduction of volatile organic compound emissions. Petition shall be made for each source to the Director within six months after the Director notices in the North Carolina Register that the area is in violation of the ambient air quality standard for ozone. The petition can be made only for sources in existence or under construction on the date that the Director notices in the North Carolina Register that the area is in violation of the ambient air quality standard for ozone.

(e) The petition shall contain:

- (1) the name and address of the company and the name and telephone number of a company officer over whose signature the petition is submitted;
- (2) a description of all operations conducted at the location to which the petition applies and the purpose that the volatile organic compound emitting equipment serves within the operations;
- (3) reference to the specific operational and equipment controls under the rules of this Section for which alternative operational or equipment controls are proposed;
- (4) a detailed description of the proposed alternative operational or equipment controls, the magnitude of volatile organic compound emission reduction which will be achieved, and the quantity and composition of volatile organic compounds which will be emitted if the alternative operational or equipment controls are instituted;
- (5) a plan, which will be instituted in addition to the proposed alternative operational or equipment controls, to reduce, where technologically and economically feasible, volatile organic compound emissions from other source operations at the facility, further than that required under the rules of this Section, if these sources exist at the facility, such that aggregate volatile organic compound emissions from the facility will in no case be greater through application of the alternative control than would be allowed through conformance with the rules of this Section;
- (6) a schedule for the installation or institution of the alternative operational or equipment controls in conformance with Rule .0907 or .0909 of this Section, as applicable; and
- (7) certification that emissions of all other air contaminants from the subject source are in compliance with all applicable local, state and federal laws and regulations.

The petition may include a copy of the permit application and need not duplicate information in the permit application.

(f) The Director and the U.S. Environmental Protection Agency (EPA) shall approve a petition for alternative control if:

- (1) The petition is submitted in accordance with Paragraph (e) of this Rule;
- (2) The Director determines that the petitioner cannot comply with the rules in question because of technological or economical infeasibility;
- (3) All other air contaminant emissions from the facility are in compliance with, or under a schedule for compliance as expeditiously as practicable with, all applicable local, state, and federal regulations;
- (4) The petition contains a schedule for achieving and maintaining reduction of volatile organic compound emissions to the maximum extent feasible and as expeditiously as practicable; and
- (5) A nuisance condition will not result from operation of the source as proposed in the petition.

(g) When controls different from those specified in the appropriate emission standards in this Section are approved by the Director and the EPA, the permit shall contain a condition stating such controls.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5);
Eff. July 1, 1994.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Jan 7, 1994	Feb 01, 1996	62 FR 3589
1 st Revision	Apr 01, 2003	Sep 17, 2003	68 FR 54362

[Return](#)

.0953 VAPOR RETURN PIPING FOR STAGE II VAPOR RECOVERY

(a) Applicability. This Rule applies to any facility located in Davidson, Durham, Forsyth, Gaston, Guilford, Mecklenburg, or Wake counties or the Dutchville Township in Granville county or that portion of Davie County that is bounded by the Yadkin river, Dutchman's Creek, NC Highway 801, Fulton Creek and back to the Yadkin River:

- (1) that is built after June 30, 1994, or
- (2) whose tanks are replaced or removed for upgrades or repairs after June 30, 1994.

When a new tank is added, the new tank shall comply with this Rule.

(b) Exemptions. The burden of proof of eligibility for exemption from this Rule is on the owner or operator of the facility. Persons seeking an exemption from this Rule shall maintain records of throughput and shall furnish these records to the Director upon request. These records shall be maintained on file for three years. The following facilities are exempt from this Rule based upon the previous two years records:

- (1) any facility that dispenses less than 10,000 gallons of gasoline per calendar month;
- (2) any facility that dispenses less than 50,000 gallons of gasoline per calendar month and is an independent small business marketer of gasoline;
- (3) any facility that dispenses gasoline exclusively for refueling marine vehicles, aircraft, farm equipment and emergency vehicles; or
- (4) any tanks used exclusively to test the fuel dispensing meters.

Any facility that ever exceeds the exemptions given in Subparagraphs (1), (2), (3) or (4) of this Paragraph shall be subject to all of the provisions of this Rule according to the schedule given in Paragraph (e) of this Rule, and shall remain subject to these provisions even if the facility's later operation meets the exemption requirements.

(c) Definitions. For the purpose of this Rule, the following definitions apply:

- (1) "Affected facility" means any gasoline service station or gasoline dispensing facility subject to the requirements of this Rule.
- (2) "CARB" means the California Air Resources Board.
- (3) "Certified Stage II Vapor Recovery System" means any system certified by the California Air Resources Board as having a vapor recovery or removal efficiency of at least 95 percent by weight.
- (4) "Facility" means any gasoline service station or gasoline dispensing facility.
- (5) "ISBM" means independent small business marketer.
- (6) "Independent Small Business Marketer of Gasoline" means a facility that Qualifies under Section 324 of the Federal Clean Air Act.
- (7) "Operator" means any person who leases, operates, controls, or supervises a facility at which gasoline is dispensed.
- (8) "Owner" means any person who has legal or equitable title to the gasoline storage tank at a facility.
- (9) "Stage II Vapor Recovery" means the control of gasoline vapor at the vehicle fill-pipe, where the vapors are captured and returned to a vapor-tight underground storage tank or are captured and destroyed.
- (10) "Throughput" means the amount of gasoline dispensed at a facility during any calendar month.
- (11) "Vapor Recovery Piping" means vapor return piping rising from the vapor recovery riser(s).
- (12) "Vapor Recovery Dispenser Riser" means piping rising from the vapor recovery piping to the dispenser.

(d) Requirements. Affected facilities shall install the necessary piping for future installation of CARB certified Stage II vapor recovery system. The vapor piping shall extend from the tanks to the pumps. The vapor piping shall be installed in accordance with the following requirements:

1) Gasoline vapors shall be:

- (A) transferred from each gasoline dispenser to the underground storage tank individually, or
- (B) manifolded through a common header from which a single return line is connected through another manifold to all of the underground tanks.

Each vapor return pipe shall allow the transfer of gasoline vapors to the tank from which the liquid gasoline is being drawn;

- (2) Pipe diameters must meet manufacturer's specifications. If the manufacturer does not specify diameters, the following minimum pipe diameters apply. If the manufacturer only specifies diameters for part of the system, the following diameters apply for the pipe(s) not specified. All fittings, connectors, and joints must have an inside diameter equal to the inside diameter of the pipe to which it is attached. Diameters are specified for the number of nozzles that may be operated at the same time.
 - (A) Vapor Recovery Dispenser Risers
 - (i) Three fourths of an inch for vapor recovery risers returning vapors from one nozzle; or
 - (ii) One inch for vapor recovery risers returning vapors from two nozzles;
 - (B) Vapor Recovery Piping
 - (ii) At least two inches for six or fewer nozzles; or
 - (iii) At least three inches for more than six nozzles;
- (3) All piping and fittings shall be installed in accordance with manufacturer's instructions and specifications. Metal pipe shall be minimum schedule 40 welded or seamless steel per ASTM A-53. Specification for Pipe, Steel, Black and Hot-Dipped, Zinc-Coated Welded and Seamless Pipe". Fittings shall be 150 pounds cold water screwed malleable iron. Pipe and fittings shall be galvanized and pipe threads shall be zinc-coated. Nonmetallic pipes and fittings shall be U/L listed under nonmetallic primary pipes and fittings for underground flammable liquids (gas and oil equipment directory);
- (4) Each vapor return shall slope toward the storage tank with a minimum of 1/8 inches per foot. Special care shall be taken to ensure that no low points or sags exist along the return piping;
- (5) All vapor return and vent piping shall be provided with flexible joints or swing joints at each tank connection and at the base of the vent riser where it fastens to a building or other structure;
- (6) All vapor return pipe-trenching shall be compacted to 90 percent of the standard proctor according to ASTM D-698 "Laboratory Compaction Characteristics of Soil Using Standard Effort" of the area soil before the pipes are installed and back-filled with sand or other material approved by the pipe manufacturer at least six inches below and above the piping;
- (7) The pipes shall not be driven over or in any other way crushed before paving or surfacing;
- (8) The vapor return piping or manifolded piping shall enter a separate opening to the tank from that connected to the vent pipe or the Stage I piping;
- (9) All vapor return piping shall be tagged at the termination point recording the function of the piping. In addition, a record of the installation of the Stage II vapor return piping shall be kept in the facility;
- (10) Vent piping shall be constructed of materials in accordance with Subparagraph (3) of this Paragraph;
- (11) All vent pipes shall be a minimum of two inches inside diameter or meet the local Fire Codes; and

- (12) All vent pipes shall slope toward the underground storage tank with a grade of at least 1/4 inch per linear foot.

(e) Compliance Schedule. Compliance under Paragraph (d) of this Rule by the affected facility shall coincide with the completion of the tank installation or repair. The owner or operator of a facility shall notify the Director within 60 days after the day the facility has exceeded the exemptions under Paragraph (b) of this Rule. Facilities that lose their exemption under Paragraph (b) of this Rule shall comply with this Rule within 18 months after the day the owner or operator of the facility has notified the Director that the facility has exceeded its exemptions under Paragraph (b) of this Rule.

(f) Testing Requirements.

- (1) Within 30 days after installation of the vapor return piping, the owner or operator of the facility shall submit reports of the following tests to be completed as described in EPA-450/3-91-022b:
 - (A) Bay Area Source Test Procedure ST-30, Leak Test Procedure, or San Diego Test Procedure TP-91-1, Pressure Decay/Leak Test Procedure, and
 - (B) Bay Area Source Test Procedure ST-27, Dynamic Back Pressure, or San Diego Test Procedure TP-91-2, Pressure Drop vs Flow/Liquid Blockage Test Procedure.
- (2) Testing shall be in accordance with Rule .0912 of this Section.
- (3) The owner or operator of the facility shall notify the Regional Office Supervisor by telephone at least five business days before back-filling the trenches and at least 10 business days before the tests given in Subparagraph (1) of this Paragraph are to be performed to allow inspection by the Division. The owner or operator may commence back-filling five days after notification has been given to the Division.
- (4) The owner or operator of the facility and the test contractor shall report all test failures to the Regional Office Supervisor within 24 hours of the failure.
- (5) The Director may require the owner or operator of the facility to perform any of the tests in Subparagraph (1) of this Paragraph if there any modifications or repairs.
- (6) Where the Division conducts a test on the vapor control system, it shall be without compensating the owner or operator of the facility for any lost revenues incurred due to the testing procedure.

(g) Referenced documents

- (1) EPA-450/3-91-022b, "Technical Guidance - Stage II Vapor Recovery Systems for Control of Vehicle Refueling Emissions at Gasoline Dispensing Facilities, Volume II: Appendices November 1991, cited in this Rule is hereby incorporated by reference and does not include subsequent amendments or editions. A copy of this document is available for inspection at the Regional Offices of the North Carolina Department of Environment and Natural Resources (Addresses are given in Rule .0103 of this Subchapter). Copies of this document may be obtained through the Library Services Office (MD-35), U. S. Environmental Protection Agency, Research Triangle Park or National Technical Information Services (NTIS), 5285 Port Royal Road, Springfield VA 22161. The NTIS number for this document is PB-92132851, and the cost is fifty-two dollars (\$52.00).
- (2) The American Society for Testing and Materials (ASTM) specification and test methods cited in this Rule are hereby incorporated by reference including any subsequent amendments and editions. A copy of the ASTM specifications and test method can be obtained from the Division of Air Quality, P.O. Box 29580, Raleigh, North Carolina 27626, at no cost.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a); 15OB-21.6;
Eff July 1 1994;
Amended Eff. July 1, 1998; July 1, 1996.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Jan 7, 1994	Feb 01, 1996	62 FR 3589
1 st Revision	Aug 16, 1995	Aug 01, 1996	62 FR 41277
2 nd Revision	Jul 29, 1998	Nov 10, 1999	64 FR 61213

[Return](#)

.0954 STAGE II VAPOR RECOVERY

(a) Applicability. In accordance with Paragraphs (e), (f) or (g) of Rule .0902 of this Section, this Rule applies to the control of gasoline vapors at the vehicle fill-pipe during refueling operations at a facility. The vapors shall be captured and returned to a vapor-tight underground storage tank or shall be captured and destroyed. These systems must be installed at all facilities that dispense gasoline to motor vehicles unless exempted under Paragraph (b) of this Rule.

(b) Exemptions. The following gasoline dispensing facilities are exempt from this Rule based upon the previous two years records:

- (1) any facility which dispenses less than 10,000 gallons of gasoline per calendar month;
- (2) any facility which dispenses less than 50,000 gallons of gasoline per calendar month and is an independent small business marketer of gasoline;
- (3) any facility which dispenses gasoline exclusively for refueling marine vehicles, aircraft, farm equipment and emergency vehicles; or
- (4) any tanks used exclusively to test the fuel dispensing meters.

Any facility that ever exceeds the exemptions given in Subparagraphs (1), (2), (3) or (4) in this Paragraph shall be subject to all of the provisions of this Rule in accordance with the schedule given in Subparagraph (f) of this Rule, and shall remain subject to these provisions even if the facility's later operation meets the exemption requirements.

(c) Proof of Eligibility. The burden of proof of eligibility for exemption from this Rule is on the owner or operator of the facility. Persons seeking an exemption from this Rule shall maintain the following:

- (1) chronologically arranged bills of lading for receipt of gasoline shipments from the last three years, and
- (2) daily inventory of each gasoline type for each day of operation or equivalent records as required; this shall be maintained for the last three years.

These records shall be furnished to the Director upon request.

(d) Definitions. For the purpose of this Rule, the following definitions apply:

- (1) "CARB" means the California Air Resources Board.
- (2) "Certified STAGE II Vapor Recovery System" means any system certified by the California Air Resources Board as having a vapor recovery or removal efficiency of at least 95 percent by weight.
- (3) "Defective equipment means any absence, disconnection, or malfunction of a Stage II vapor recovery system component which is required by this Rule including the following:
 - (A) a vapor return line that is crimped, flattened or blocked or that has any hole or slit that allows vapors to leak out,
 - (B) a nozzle bellows that has any hole or tear large enough to allow a 1/4 inch diameter cylindrical rod to pass through it or any slit one inch or more in length;
 - (C) a nozzle face-plate or cone that is torn or missing over 25 percent of its surface;
 - (D) a nozzle with no automatic overfill control mechanism or an inoperable overfill control mechanism;
 - (E) an inoperable or malfunctioning vapor processing unit, vacuum generating device, pressure or vacuum relief valve, vapor check valve or any other equipment normally used to dispense gasoline, or that is required by this Rule; or
 - (F) a failure to meet the requirements of Paragraph (g) of this Rule.

- (4) "Facility" means any gasoline service station, gasoline dispensing facility, or gasoline cargo tanker.
- (5) "ISBM" means independent small business marketer.
- (6) "Independent Small Business Marketer of Gasoline" means a facility that qualifies under Section 324 of the Federal Clean Air Act.
- (7) "Operator" means any person who leases, operates, controls, or supervises a facility at which gasoline is dispensed.
- (8) "Owner" means any person who has legal or equitable title to the gasoline storage tank at a facility.
- (9) "Pressure Balanced Stage II System" means one which is not vacuum-assisted. That is, the volume of vapor in the automobile's fuel tank displaced by the incoming liquid gasoline equals the space in the underground tank created by the gasoline leaving.
- (10) "Remote Vapor Check Valve" means a check valve in the vapor return line but not located in the nozzle.
- (11) "Stage II Vapor Recovery" means to the control of gasoline vapor at the vehicle fill-pipe, where the vapors are captured and returned to a vapor-tight storage tank or are captured and destroyed.
- (12) "Throughput" means the amount of gasoline dispensed at a facility during a any calendar month after June 30, 1994.

(e) Stage II Requirements. No person shall transfer or permit the transfer of gasoline into the fuel tank of any motor vehicle at any applicable facility unless:

- (1) the transfer is made using a Certified Stage II vapor recovery system that meets the requirements of the inspections;
- (2) all installed Stage II vapor recovery systems use coaxial vapor recovery hoses; no dual-hose designs shall be used;
- (3) all installed Stage II vapor recovery systems used are certified by CARB except that the Stage I system need not be CARB certified. In addition, no Stage II system shall employ a remote vapor check valve. Pressure balanced Stage II systems may be used; and
- (4) the underground vapor return piping satisfies the requirements of Rule .0953 of this Subchapter.

In the event that CARB revokes certification of an installed system, the owner or operator of the facility shall have four years to modify his equipment to conform with re-certification requirements unless modifications involve only the replacement of dispenser check valves, hoses, or nozzles or appurtenances to these components in which case the allowed time period is three months. This time period is defined as the period from the day that the owner or operator of the facility has been officially notified by the Director.

(f) Compliance Schedule. If the gasoline service station or gasoline dispensing facility is subject to the requirements of this Rule in accordance with Paragraphs (e), (f) or (g) of Rule .0902 of this Section, compliance shall be achieved no later than:

- (1) one year from the date that the Director notices in the North Carolina Register that an area is in violation of the ambient air quality standard for ozone, for facilities having any single monthly throughput of at least 100,000 gallons per month;
- (2) two years from the date that the Director notices in the North Carolina Register that an area is in violation of the ambient air quality standard for ozone, for facilities having any single monthly throughput of greater than 10,000 gallons but less than 100,000 gallons;
- (3) for affected facilities owned by a single ISBM:

- (A) one year from the date that the Director notices in the North Carolina Register that an area is in violation of the ambient air quality standard for ozone, for 33 percent of affected facilities;
- (B) two years from the date that the Director notices in the North Carolina Register that an area is in violation of the ambient air quality standard for ozone, for 66 percent of the affected facilities;
- (C) three years from the date that the Director notices in the North Carolina Register that an area is in violation of the ambient air quality standard for ozone, for the remainder of the affected facilities;
- (4) 18 months after the day the owner or operator of the facility has been notified by the Director that his exemption under Paragraph (b) of this Rule has been revoked; or
- (5) before beginning operation for islands constructed after the Director notices in the North Carolina Register that an area is in violation of the ambient air quality standard for ozone.

(g) Testing Requirements

- (1) Within 30 days after the commencement of operation of the Stage II system and every five years thereafter, the owner or operator of the facility shall submit reports of the following tests as described in EPA-450/3-91-022b:
 - (A) Bay Area Source Test Procedure ST-30, Leak Test Procedure, or San Diego Test Procedure TP-91-1, Pressure Decay/Leak Test Procedure every five years;
 - (B) Area Source Test Procedure ST-27, Dynamic Back Pressure, or San Diego Test Procedure TP-91-2, Pressure Drop vs Flow/Liquid Blockage Test Procedure every five years; and
 - (C) Bay Area Source Test Procedure ST-37, Liquid Removal Devices every five years.
 If the tests have been performed within the last two years the owner or operator may submit a copy of those tests in lieu of retesting. Testing shall be in accordance with Rule .0912 of this Section.
- (2) The owner or operator shall perform daily testing and inspections as follows:
 - (A) daily tests to ensure proper functioning of nozzle automatic overfill control mechanisms and flow prohibiting mechanisms, and
 - (C) daily visual inspection of the nozzle bellows and face-plate.
- (3) The owner or operator of the facility and the test contractor shall report all test failures to the Regional Office Supervisor within 24 hours of the failure.
- (4) The Director may require the owner or operator of the facility to perform any of the tests in Subparagraph (1) of this Paragraph if there are any modifications or repairs.
- (5) Where the Division of Air Quality conducts tests or upon requirement from the Director to test the vapor control system it shall be without compensating the owner or operator of the facility for any lost revenues incurred due to the testing procedure.

(h) Operating Instructions and Posting

- (1) The owner or operator of the facility shall post operating instructions for the vapor recovery system on the top one- third of the front of each gasoline dispenser to include the following:
 - (A) a clear description of how to correctly dispense gasoline with the vapor recovery nozzles.
 - (B) a warning that repeated attempts to continue dispensing gasoline, after the system has indicated that the vehicle fuel tank is full (by automatically shutting off), may result in spillage or recirculation of gasoline,

- (C) a telephone number to report problems experienced with the vapor recovery system to the owner or operator of the facility, and
- (D) a telephone number to report problems experienced with the vapor recovery system to the Director.

(2) The owner or operator shall provide written instructions on site as detailed in EPA-450/3-91-022b to insure that employees of the facility have an accurate understanding of the operation of the system and, in particular, when the system is malfunction and requires repair.

(i) Other General Requirements. The owner or operator of the facility shall conspicuously post "Out of Order" signs on any nozzle associated with any aboveground part of the vapor recovery system which is defective until the system has been properly repaired to bring back into compliance with the Rule.

(j) Record-keeping and Reporting. Owners or operators of the facility shall maintain records in accordance with Rule .0903 of this Section on compliance and testing.

(k) Referenced document. EPA-450/3-91-022b. "Technical Guidance - Stage II Vapor Recovery Systems for Control of Vehicle Refueling Emissions at Gasoline Dispensing Facilities, Volume II: Appendices", November 1991, cited in this Rule is hereby incorporated by reference and does not include subsequent amendments or editions. A copy of this document is available for inspection at the Regional Offices of the North Carolina Department of Environment and Natural Resources (addresses are given in Rule .0103 of this Subchapter). Copies of this document may be obtained through the Library Services Office (MD-35), U. S. Environmental Protection Agency, Research Triangle Park or National Technical Information Services, 5285 Port Royal Road, Springfield VA 22161. The NTIS number for this document is PB-92132851 and the cost is fifty-two dollars (\$52.00).

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a); 150B-21.6;
 Effective May 1, 1995;
 Amended Eff. April 1, 2003; April 1, 1997; July 1, 1996; April 1, 1996; May 1, 1995.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Jan 7, 1994	Feb 01, 1996	62 FR 3589
1 st Revision	Aug 16, 1995	Aug 01, 1996	62 FR 41277
2 nd Revision	Mar 19, 1997	Oct 15, 1999	64 FR 55879
3 rd Revision	Apr 04, 2003	Sep 17, 2003	68 FR 54362

[Return](#)

.0955 THREAD BONDING MANUFACTURING

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Capture hoods" mean any device designed to remove emissions from the solution bath tray areas during the manufacturing process.
- (2) "Curing" means exposing coated threads to high temperatures in an oven until the nylon solution mixture hardens (vaporizing and solvents) and bonds to the threads.
- (3) "Day tanks" means holding tanks that contain nylon solution mixture ready for use.
- (4) "Drying Ovens" means any apparatus through which the coated threads are conveyed while curing.
- (5) "Enclose" means to construct an area within the plant that has a separate ventilation system and is maintained at a slightly negative pressure.
- (6) "Fugitive emissions" means emissions that cannot be collected and routed to a control system.
- (7) "Nylon thread coating process" means a process in which threads are coated with a nylon solution and oven cured.
- (8) "Permanent label" means a label that cannot be easily removed or defaced.
- (9) "Polyester solution mixture" means a mixture of polyester and solvents which is used for thread coating.
- (10) "Storing" means reserving material supply for future use.
- (11) "Thread bonding manufacturing" means coating single or multi-strand threads with plastic (nylon or polyester solution mixture) to impart properties such as additional strength and durability, water resistance, and moth repellency.
- (12) "Transporting" means moving material supply from one place to another.

(b) This Rule applies in accordance with Rule .0902 of this Section to any thread bonding manufacturing facility with total uncontrolled exhaust emissions from nylon thread coating process collection hoods and drying ovens of volatile organic compounds (VOC) equal to or greater than 100 tons per year.

(c) Annual VOC emissions from each nylon thread coating process shall be determined by multiplying the hourly amount of VOC consumed by the total scheduled operating hours per year.

(d) Emissions from each nylon thread coating process subject to this Rule shall be reduced:

- (1) by at least 95 percent by weight, or
- (2) by installing a thermal incinerator with a temperature of at least 1600F and a residence time of at least 0.75 seconds.

(e) The owner or operator of any thread bonding manufacturing facility shall:

- (1) enclose the nylon thread coating process area of the plant to prevent fugitive emission from entering other plant areas;
- (2) store all VOC containing materials in covered tank or containers;
- (3) ensure that equipment used for transporting or storing VOC containing material does not leak and that all lids and seals used by such equipment are kept in the closed position at all times except when in actual use;
- (4) not cause or allow VOC containing material to be splashed, spilled, or discarded in sewers;
- (5) hold only enough nylon solution mixture in the day tanks to accommodate daily process times measured in hours; and
- (6) place permanent and conspicuous labels on all equipment affected by Subparagraphs (4) through (5) of this Paragraph summarizing handling procedures described in Subparagraphs (4) through (5) of this Paragraph for VOC contaminated materials at the nylon thread coating process.

(f) The owner or operator of a thread bonding manufacturing facility shall notify the Director within 30 days after the calculated annual emissions of VOC from nylon thread coating processes equal or exceed 100 tons per year. The owner or operator shall submit within six months after such calculation a permit application including a schedule to bring the facility into compliance with this Rule.

History Note: Statutory Authority G.S. 143-215.3(a)(1); 143-215.107(a);
 Eff. May 1, 1995.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Mar 3, 1995	Feb 01, 1996	68 FR 54362

.0956 GLASS CHRISTMAS ORNAMENT MANUFACTURING

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Coating" means the application of a layer of material, either by dipping or spraying, in a relatively unbroken film onto glass Christmas ornaments.
- (2) "Curing ovens" means any apparatus through which the coated glass Christmas ornaments.
- (3) "Glass Christmas ornament" means any glass ornament that is coated with decorative exterior and is traditionally hung on Christmas trees.
- (4) "Glass Christmas ornament manufacturing facility" means a facility that coats glass Christmas ornaments through the process of interior coating or exterior coating that uses either mechanical or hand-dipping methods, drying (curing), cutting, and packaging operations.
- (5) "Mechanical coating lines" means equipment that facilities mechanized dipping or spraying of a coating onto glass Christmas ornaments in which the neck of each ornament is held mechanically during the coating operation.
- (6) "Solvent-borne coating" means a coating that uses organic solvents as an ingredient.

(b) This Rule applies in accordance with Rule .0902 of this Section to any curing ovens servicing the mechanical coating lines in the coating of glass Christmas ornaments at glass Christmas tree ornament manufacturing facilities with potential volatile organic compound (VOC) emissions of 100 tons per year or more.

(c) This Rule does not apply to glass Christmas ornament manufacturing facilities that do not use solvent-borne coating materials.

(d) Emissions of VOC from each curing oven shall be reduced by at least 90 percent by weight.

(e) If the owner or operator of a facility subject to this Rule chooses to use low VOC content, solvent borne coatings to reduce emissions, the emissions reduction from the use of these coatings shall be equivalent to that achieved using add-on controls.

(f) The owner or operator of a Christmas tree ornament manufacturing facility shall notify the Director within 30 days after the calculated annual emissions of VOC from facility equal or exceed 100 tons per year. The owner or operator shall submit within six months after such calculation a permit application including a schedule to bring the facility into compliance with this Rule.

History Note: Statutory Authority G.S. 143-215.3(a)(1); 143-215.107(a);
Eff. May 1, 1995

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Mar 3, 1995	Feb 01, 1996	68 FR 54362

.0957 COMMERCIAL BAKERIES

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Baking Oven" means an oven used at a time for the purpose of baking yeast-leavened products, including breads and rolls.
- (2) "Commercial Bakery" means an establishment where bread and baked goods are produced.

(b) This Rule applies in accordance with Rule .0902 of this Section to any baking oven at a commercial bakery with potential volatile organic compound (VOC) emissions of 100 tons per year or more. Daily volatile organic compounds emissions shall be determined according to the calculation procedures in Paragraph (d) of this Rule.

(c) Emissions of VOC from baking ovens subject to this Rule shall be reduced by at least:

- (1) 90 percent by weight, or
- (2) 60 percent by weight, if biofiltration is used.

(d) Daily volatile organic compound emissions from each commercial baking oven shall be determined according to the following: $EtOH = 0.40425 + 0.444585 [(Y \times T) + (S \times t)]$, where;

- (1) EtOH= pounds ethanol per ton of baked bread.
- (2) Y= baker's percent yeast in sponge to the nearest tenth of a percent.
- (3) T= total time of fermentation in hours to the nearest tenth of an hour.
- (4) S= baker's percent of yeast added to dough to the nearest tenth of an hour.
- (5) t= proof time + floor time in hours to the nearest tenth of an hour

(e) the owner or operator of a commercial bakery shall notify the Director within 30 days after the calculated emissions of VOC from the bakery equal or exceed 100 tons per year. The owner or operator shall submit within six months after such calculation a permit application including a schedule to bring the facility into compliance with this Rule.

History Note: Statutory Authority G.S. 143-215.3(a)(1); 143-215.107(a);
Eff. May 1, 1995

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Mar 3, 1995	Feb 01, 1996	68 FR 54362

.0958 WORK PRACTICES FOR SOURCES OF VOLATILE ORGANIC COMPOUNDS

(a) This Rule applies to all facilities that use volatile organic compounds as solvents, carriers, material processing media, or industrial chemical reactants, or in other similar uses or that mix, blend, or manufacture volatile organic compounds, or emit volatile organic compounds as a product of chemical reactions.

(b) This Rule does not apply to architectural or maintenance coating.

(c) the owner or operator of any facility subject to this Rule shall:

- (1) store all material, including waste material, containing volatile organic compounds in containers covered with a tightly fitting lid that is free of cracks, holes , or other defects, when not in use.
- (2) clean up spills within 30 minutes.
- (3) store wipe rags in closed containers.
- (4) not clean sponges, fabric, wood, paper products, and other absorbent materials,
- (5) drain solvents used to clean supply lines and other painting equipment into closable containers and close containers immediately after each use.
- (6) clean mixing, blending, and manufacturing vats and containers by adding cleaning solvent, closing the vat or container before agitating the cleaning solvent. The spent cleaning solvent shall then be poured into a closed container.
- (7) minimize over application and over spray of all material containing volatile organic compounds.

(d) When cleaning parts, the owner or operator of any facility subject to this Rule shall:

- (1) flush parts in the freeboard area.
- (2) take all reasonable precautions to reduce the pooling of solvent on and in the parts
- (3) tilt or rotate parts to drain as much solvent as possible and allow a minimum of 15 seconds for drying or until all dripping has stopped, whichever is longer.
- (4) not fill cleaning machines above the fill line.
- (5) not agitate solvent to the point of causing splashing.

(e) The owner or operator of a source for which a control device has been installed to comply with 15A NCAC 2D .0518(d) shall continue to maintain and operate the control device unless the Director determines that the removal of the control device shall not cause or contribute to a violation of the ozone ambient air quality standard (15 NCAC 2D .0405)

(f) The owner or operator of a source that has complied with 15A NCAC 2D .0518 by complying with a Rule in this Section, shall continue to comply with that Rule unless the Director determines that if the source ceases to comply with that rule, it shall not cause or contribute to a violation of the ozone ambient air quality standard (15A NCAC .0405).

(g) All sources at a facility subject to this Rule shall be permitted unless they are exempted from permitting by 15A NCAC 2Q .0102, Activities Exempted From Permit Requirements.

History Note: Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5)
Eff. July 1, 2000.

	Date Submitted To EPA	Date Approved by EPA	Federal Register
Original Reg.	Jun 28, 2000	Aug 27, 2001	66 FR 34117