

SECTION 21 - ACID RAIN PERMITS

21.1 **WHEREAS**, The Clark County Board of County Commissioners, is responsible for control of pollutants discharged into the air; and

WHEREAS, Air Quality Control Standards and Regulations have been adopted by said Board pursuant to NRS 445 for the purpose, among others, of limiting contaminant Emissions from existing, Modified or new sources handling or processing Hazardous Air Pollutants; and

WHEREAS, it is a public policy of Clark County and the purpose of the Air Quality Regulations to review and approve existing, Modified and new sources of air pollution, only if the Emission standards are or can be met; and air quality standards will not be violated; and

WHEREAS, the United States Environmental Protection Agency has adopted certain general provisions and Operating Permit requirements for affected sources and affected units under the Acid Rain Program, pursuant to Title IV of the Clean Air Act, 42 U.S.C. 7401, et seq., as amended by Public Law 101-549 [November 15, 1990]; and

WHEREAS, it is the department's belief that review and approval of existing, modified or new sources is best managed at the local level.

21.2 **NOW, THEREFORE**, the provisions of Part 72, Chapter I, Title 40, Code of Federal Regulations, as indexed below, are hereby adopted by reference and made a part hereof as if fully set forth. Any final revisions to an existing subpart that are promulgated by the United States Environmental Protection Agency are hereby adopted by reference and made a part hereafter as if fully set forth. Any new subparts to Part 72 that are promulgated by the United States Environmental Protection Agency after the effective date of this Section shall be subject to review and adoption by the Clark County Board of County Commissioners prior to becoming part of these Regulations. The term "permitting authority" shall mean the Clark County Board of County Commissioners, and the term "Administrator", as defined in part 72, shall mean the Administrator of the United States Environmental Protection Agency. If the provisions or requirements of this section conflict with or are not included in the procedural requirement of section 19, the provisions and requirements of this section shall apply and take precedence.

21.2.1 Subpart A - Acid Rain Program General Provisions

21.2.2 Subpart B - Designated Representative

- 21.2.3 Subpart C - Acid Rain Applications
- 21.2.3 Subpart D - Acid Rain Compliance Plan and Compliance Options
- 21.2.4 Subpart E - Acid Rain Permit Contents
- 21.2.5 Subpart F - Federal Acid Rain Permit Issuance Procedures
- 21.2.6 Subpart G - Acid Rain Phase II Implementation
- 21.2.7 Subpart H - Permit Revisions
- 21.2.9 Subpart I - Compliance Certification
- 21.3 Any Person subject to this Section must also comply with all other requirements of these Regulations. If there is inconsistency between standards or requirements, the most stringent standard or requirements shall apply.
- 21.4 All requests, reports, applications, submittals, and other communications, pursuant to this Section, shall be addressed to the Control Officer of the department at 4701 W Russell Road, Las Vegas, Nevada 89118.

History: Initial Adoption: June 22, 1995.

Amended: February 20, 2001; June 3, 2003; July 1, 2004; January 21, 2020.