

TABLE 52.2381—EPA-APPROVED REGULATIONS—Continued  
[Vermont SIP regulations 1972 to present]

State citation, title and subject	Date adopted by State	Date Approved by EPA	FEDERAL REGISTER citation	Section 52.2370	Comments and unapproved sections
Table 2—PSD increments .....	3/24/79 12/15/90	1/30/80 3/5/91	45 FR 6781 ..... 56 FR 9177 .....	(c)(9). (c)(20) ...	Addition of NO <sub>2</sub> increments for Class I, II, and III areas.
Table 3—Levels of significant impact for non-attainment areas.	3/24/79 11/4/79 11/3/81	2/19/80 2/19/80 2/10/82	45 FR 10775 ..... 45 FR 10775 ..... 47 FR 6014 .....	(c)(10) ... (c)(10). (c)(15).	
Definitions .....	4/20/88	1/10/95	60 FR 2527 .....	(c)(21).	
Section 5–802, Requirement for Registration	4/20/88	1/10/95	60 FR 2527 .....	(c)(21).	
Section 5–803, Registration Procedure .....	4/20/88	1/10/95	60 FR 2527 .....	(c)(21).	
Section 5–804, False or Misleading Information.	4/20/88	1/10/95	60 FR 2527 .....	(c)(21).	
Section 5–805, Commencement or Re- commencement of Operation.	4/20/88	1/10/95	60 FR 2527 .....	(c)(21).	
Sections 5–806, Transfer of Operation .....	4/20/88	1/10/95	60 FR 2527 .....	(c)(21) ...	

[49 FR 46142, Nov. 23, 1984, as amended at 50 FR 7768, Feb. 26, 1985; 50 FR 23810, June 6, 1985; 52 FR 26982, July 17, 1987; 56 FR 9177, Mar. 5, 1991; 60 FR 2527, Jan. 10, 1995; 62 FR 17087, Apr. 9, 1997; 62 FR 41282, Aug. 1, 1997; 62 FR 41870, Aug. 4, 1997; 63 FR 19828, Apr. 22, 1998; 63 FR 23501, Apr. 29, 1998]

**§ 52.2382 Rules and regulations.**

(a) *Non-Part D—No Action.* EPA is neither approving or disapproving the following elements of the revisions:

- (1) Permit fees.
- (2) Intergovernmental consultation.
- (3) Stack height requirements.
- (4) Interstate pollution notification requirements.
- (5) Conflict of interest requirements.

(b) *Regulation for visibility monitoring and new source review.* The provisions of §§ 52.26 and 52.27 are hereby incorporated and made a part of the applicable plan for the State of Vermont.

[45 FR 10782, Feb. 19, 1980, as amended at 45 FR 59315, Sept. 9, 1980; 46 FR 66789, Oct. 8, 1980; 46 FR 16897, Mar. 16, 1981; 50 FR 28553, July 12, 1985]

**§ 52.2383 Visibility protection.**

(a) The requirements of section 169A of the Clean Air Act are not met because the plan does not include approvable procedures meeting the requirements of 40 CFR 51.305 and 51.307 for protection of visibility in mandatory Class I Federal areas.

(b) Regulations for visibility monitoring and new source review. The provisions of §§ 52.26 and 52.27 are hereby

incorporated and made part of the applicable plan for the State of Vermont.

[51 FR 5505, Feb. 13, 1986]

**§ 52.2384 Stack height review.**

The State of Vermont has declared to the satisfaction of EPA that no existing emission limitations have been affected by stack height credits greater than good engineering practice or any other prohibited dispersion techniques as defined in EPA’s stack height regulations, as revised on July 8, 1985. This declaration was submitted to EPA on March 21, 1986. The State has further declared in a letter from Harold T. Garabedian, dated March 21, 1986, that, “[T]he State concludes that our present rule 5–502(4)(d) is adequate to insure that new emission sources will not be able to use credits from modeling ambient impacts at greater than ‘good engineering practice’ stack height or from using ‘other dispersion techniques.’” Thus, Vermont has satisfactorily demonstrated that its regulations meet 40 CFR 51.118 and 51.164.

[52 FR 49407, Dec. 31, 1987]