

**Environmental Protection Agency**

**§ 52.2581**

§§ 52.2579–52.2580 [Reserved]

**§ 52.2581 Significant deterioration of air quality.**

(a)–(c) [Reserved]

(d) The requirements of sections 160 through 165 of the Clean Air Act are met, except for sources seeking permits to locate in Indian country within the State of Wisconsin.

(e) Regulations for the prevention of the significant deterioration of air quality. The provisions of § 52.21 except paragraph (a)(1) are hereby incorporated and made a part of the applicable State plan for the State of Wisconsin for sources wishing to locate in Indian country; and sources constructed under permits issued by EPA.

(f) Forest County Potawatomi Community Reservation.

(1) The provisions for prevention of significant deterioration of air quality at 40 CFR 52.21 are applicable to the Forest County Potawatomi Community Reservation, pursuant to § 52.21(a).

(2) In accordance with section 164 of the Clean Air Act and the provisions of 40 CFR 52.21(g), those parcels of the Forest County Potawatomi Community's land 80 acres and over in size which are located in Forest County are designated as a Class I area for the purposes of prevention of significant deterioration of air quality. For clarity, the individual parcels are described below, all consisting of a description from the Fourth Principal Meridian, with a baseline that is the Illinois-Wisconsin border:

(i) Section 14 of Township 36 north (T36N), range 13 east (R13E).

(ii) Section 26 of T36N R13E.

(iii) The west half (W $\frac{1}{2}$ ) of the east half (E $\frac{1}{2}$ ) of Section 27 of T36N R13E.

(iv) E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 27 of T36N R13E.

(v) N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 34 of T36N R13E.

(vi) S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 35 of T36N R13E.

(vii) Section 36 of T36N R13E.

(viii) Section 2 of T35N R13E.

(ix) W $\frac{1}{2}$  of Section 2 of T34N R15E.

(x) Section 10 of T34N R15E.

(xi) S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 16 of T34N R15E.

(xii) N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 20 of T34N R15E.

(xiii) NW $\frac{1}{4}$  of Section 28 of T34N R15E.

(xiv) W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28 of T34N R15E.

(xv) W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28 of T34N R15E.

(xvi) W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 30 of T34N R15E.

(xvii) SW $\frac{1}{4}$  of Section 2 of T34N R16E.

(xviii) W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 12 of T34N R16E.

(xix) SE $\frac{1}{4}$  of Section 12 of T34N R16E.

(xx) E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 12 of T34N R16E.

(xxi) N $\frac{1}{2}$  of Section 14 of T34N R16E.

(xxii) SE $\frac{1}{4}$  of Section 14 of T34N R16E.

(xxiii) E $\frac{1}{2}$  of Section 16 of T34N R16E.

(xxiv) NE $\frac{1}{4}$  of Section 20 of T34N R16E.

(xxv) NE $\frac{1}{4}$  of Section 24 of T34N R16E.

(xxvi) N $\frac{1}{2}$  of Section 22 of T35N R15E.

(xxvii) SE $\frac{1}{4}$  of Section 22 of T35N R15E.

(xxviii) N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 24 of T35N R15E.

(xxix) NW $\frac{1}{4}$  of Section 26 of T35N R15E.

(xxx) E $\frac{1}{2}$  of Section 28 of T35N R15E.

(xxxi) E $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 28 of T35N R15E.

(xxxii) SW $\frac{1}{4}$  of Section 32 of T35N R15E.

(xxxiii) E $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 32 of T35N R15E.

(xxxiv) W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 32 of T35N R15E.

(xxxv) NW $\frac{1}{4}$  of Section 34 of T35N R15E.

(xxxvi) N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 34 of T35N R15E.

(xxxvii) W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 34 of T35N R15E.

(xxxviii) E $\frac{1}{2}$  of Section 36 of T35N R15E.

(xxix) SW $\frac{1}{4}$  of Section 36 of T35N R15E.

(xl) S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 36 of T35N R15E.

(xli) S $\frac{1}{2}$  of Section 24 of T35N R16E.

(xlii) N $\frac{1}{2}$  of Section 26 of T35N R16E.

(xliii) SW $\frac{1}{4}$  of Section 26 of T35N R16E.

(xliv) W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 26 of T35N R16E.

(xlv) E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 30 of T35N R16E.

(xlvi) W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 30 of T35N R16E.

(xlvii) N½ of Section 34 of T35N R16E. [45 FR 52741, Aug. 7, 1980, as amended at 46 FR 9585, Jan. 29, 1981; 64 FR 28748, May 27, 1999; 68 FR 11324, Mar. 10, 2003; 68 FR 74490, Dec. 24, 2003; 72 FR 18394, Apr. 12, 2007; 73 FR 23101, May 29, 2008]

§§ 52.2582–52.2583 [Reserved]

§ 52.2584 **Control strategy; Particulate matter.**

(a) Part D—Disapproval—USEPA disapproves Regulation NR 154.11(7)(b) of Wisconsin Administrative Code (RACT Requirements for Coking Operations), which is part of the control strategy to attain and maintain the standards for particulate matter, because it does not contain an enforceable RACT-level numerical visible emission limitation for charging operations.

(b) Approval—On April 30, 1988 and March 30, 1990, the State of Wisconsin submitted committal SIPs for particulate matter with an aerodynamic diameter equal to or less than 10 micrometers (PM<sub>10</sub>) for the Group II areas within the Cities of DePere, Madison, Milwaukee, Superior, and Waukesha. This committal SIP meets all of the requirements identified in the July 1, 1987, promulgation of the SIP requirements for PM<sub>10</sub>.

[48 FR 9862, Mar. 9, 1983, as amended at 55 FR 33120, Aug. 14, 1990]

§ 52.2585 **Control strategy: Ozone.**

(a) Disapproval—On November 6, 1986, the Wisconsin Department of Natural Resources submitted as a proposed revision to the State's ozone State Implementation Plan a site-specific reasonably available control technology determination for a miscellaneous metal parts and products dip coating line. This line is located at the Gehl facility in Washington County, Wisconsin. In a May 31, 1988 (53 FR 19806), notice of proposed rulemaking, United States Environmental Protection Agency proposed to disapprove this site-specific revision to the Wisconsin State Implementation Plan for ozone.

(b) Disapproval—On August 22, 1986, the Wisconsin Department of Natural Resources submitted a proposed revision to its ozone State Implementation Plan consisting of a site-specific reasonably available control technology

determination for two miscellaneous metal parts and products spray coatings lines. These operations are located at the General Electric Company, Medical Systems facility in Milwaukee, Wisconsin, an area which has been designated as nonattainment for ozone, pursuant to section 107 of the Clean Air Act and 40 Code of Federal Regulations, part 81, §81.350.

(c) [Reserved]

(d) Approval—On November 15, 1992, the Wisconsin Department of Natural Resources submitted a revision to the ozone State Implementation Plan. The submittal pertained to the development of a process for assessing conformity of any federally-funded transportation and other federally funded projects in the nonattainment area.

(e) Approval—On January 15, 1993, the Wisconsin Department of Natural Resources submitted a revision to the ozone State Implementation Plan for the 1990 base year inventory. The inventory was submitted by the State of Wisconsin to satisfy Federal requirements under section 182(a)(1) of the Clean Air Act as amended in 1990 (the Act), as a revision to the ozone State Implementation Plan (SIP) for all areas in Wisconsin designated nonattainment, classified marginal to extreme. These areas include counties of Walworth, Door, Kewaunee, Manitowoc, Sheboygan, and the six county Milwaukee area (counties of Washington, Ozaukee, Waukesha, Milwaukee, Racine, and Kenosha).

(f) Approval—The Administrator approves the incorporation of the photochemical assessment ambient monitoring system submitted by Wisconsin on November 15, 1993, into the Wisconsin State Implementation Plan. This submittal satisfies 40 CFR 58.20(f) which requires the State to provide for the establishment and maintenance of photochemical assessment monitoring stations (PAMS).

(g) Approval—On November 15, 1993, the Wisconsin Department of Natural Resources submitted a revision to the ozone State Implementation Plan. The submittal pertained to a plan for forecasting VMT in the severe ozone nonattainment area of southeastern Wisconsin and demonstrated that Transportation Control Measures would not