Environmental Protection Agency

of a permit under §49.134 Rule for for-

§§49.11022–49.11040 [Reserved]

IMPLEMENTATION PLAN FOR THE UPPER 

SKAGIT INDIAN TRIBE OF WASHINGTON

SOURCE: 70 FR 18131, Apr. 8, 2005, unless 

otherwise noted.

§ 49.11041 Identification of plan.

This section and §§49.11042 through 

49.11070 contain the implementation 

plan for the Upper Skagit Indian Tribe. 

This plan consists of a combination of 

Tribal rules and measures and Federal 

regulations and measures which apply 

within the Reservation of the Upper 

Skagit Indian Tribe.

§ 49.11042 Approval status.

There are currently no EPA-approved 

Tribal rules or measures in the imple-

mentation plan for the Reservation of 

the Upper Skagit Indian Tribe.

§ 49.11043 Legal authority. [Reserved]

§ 49.11044 Source surveillance. [Re-

served]

§ 49.11045 Classification of regions for 

episode plans.

The air quality control region which 

encompasses the Reservation of the 

Upper Skagit Indian Tribe is classified 

as follows for purposes of episode plans:

<table>
<thead>
<tr>
<th>Pollutant</th>
<th>Classification</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carbon monoxide</td>
<td>III</td>
</tr>
<tr>
<td>Nitrogen dioxide</td>
<td>III</td>
</tr>
<tr>
<td>Ozone</td>
<td>III</td>
</tr>
<tr>
<td>Particulate matter (PM10)</td>
<td>II</td>
</tr>
<tr>
<td>Sulfur oxides</td>
<td>II</td>
</tr>
</tbody>
</table>

§ 49.11046 Contents of implementation 

plan.

The implementation plan for the Res-

ervation of the Upper Skagit Indian 

Tribe consists of the following rules, 

regulations, and measures:

(a) Section 49.123 General provi-

sions.

(b) Section 49.124 Rule for limiting 

visible emissions.

(c) Section 49.125 Rule for limiting 

the emissions of particulate matter.

(d) Section 49.126 Rule for limiting 

fugitive particulate matter emissions.

(e) Section 49.129 Rule for limiting 

emissions of sulfur dioxide.

(f) Section 49.130 Rule for limiting 

sulfur in fuels.

(g) Section 49.131 General rule for 

open burning.

(h) Section 49.135 Rule for emis-

sions detrimental to public health or 

welfare.

(i) Section 49.137 Rule for air pollu-

tion episodes.

(j) Section 49.138 Rule for the reg-

istration of air pollution sources and 

the reporting of emissions.

(k) Section 49.139 Rule for non-Title 

V operating permits.

§ 49.11047 EPA-approved Tribal rules 

and plans. [Reserved]

§ 49.11048 Permits to construct.

Permits to construct are required for 

new major stationary sources and 

major modifications to existing major 

stationary sources pursuant to 40 CFR 

52.21.

§ 49.11049 Permits to operate.

Permits to operate are required for 

sources not subject to 40 CFR Part 71 

in accordance with the requirements of 

§49.139.

§ 49.11050 Federally-promulgated reg-

ulations and Federal implementa-

tion plans.

The following regulations are incor-

porated and made part of the imple-

mentation plan for the Reservation of 

the Upper Skagit Indian Tribe:

(a) Section 49.123 General provi-

sions.

(b) Section 49.124 Rule for limiting 

visible emissions.

(c) Section 49.125 Rule for limiting 

the emissions of particulate matter.

(d) Section 49.126 Rule for limiting 

fugitive particulate matter emissions.

(e) Section 49.129 Rule for limiting 

emissions of sulfur dioxide.

(f) Section 49.130 Rule for limiting 

sulfur in fuels.

(g) Section 49.131 General rule for 

open burning.

(h) Section 49.135 Rule for emis-

sions detrimental to public health or 

welfare.

(i) Section 49.137 Rule for air pollu-

tion episodes.