§ 52.1684 Interstate pollutant transport provisions; What are the FIP requirements for decreases in emissions of nitrogen oxides?

(a)(1) The owner and operator of each source and each unit located in the State of New York and Indian country within the borders of the State and for which requirements are set forth under the TR NO\textsubscript{X} Annual Trading Program in subpart AAAA of part 97 of this chapter must comply with such requirements. The obligation to comply with such requirements with regard to sources and units in the State will be eliminated by the promulgation of an approval by the Administrator of a revision to New York’s State Implementation Plan under §52.38(a), except to the extent the Administrator’s approval is partial or conditional. The obligation to comply with such requirements with regard to sources and units located in Indian country within the borders of the State will not be eliminated by the promulgation of an approval by the Administrator of a revision to New York’s SIP.

(2) Notwithstanding the provisions of paragraph (a)(1) of this section, if, at the time of the approval of New York’s SIP revision described in paragraph (a)(1) of this section, the Administrator has already started recording any allocations of TR NO\textsubscript{X} Annual allowances under subpart AAAA of part 97 of this chapter to units in the State for a control period in any year, the provisions of subpartAAAA of part 97 of this chapter authorizing the Administrator to complete the allocation and recordation of TR NO\textsubscript{X} Annual allowances to units in the State for each such control period shall continue to apply, unless provided otherwise by such approval of the State’s SIP revision.

(b)(1) The owner and operator of each source and each unit located in the State of New York and Indian country within the borders of the State and for which requirements are set forth under the TR NO\textsubscript{X} Ozone Season Trading Program in subpart BBBBBB of part 97 of this chapter must comply with such requirements. The obligation to comply with such requirements with regard to sources and units in the State will be eliminated by the promulgation of an approval by the Administrator of a revision to New York’s State Implementation Plan (SIP) as correcting in part the SIP’s deficiency that is the basis for the TR Federal Implementation Plan under §52.38(b), except to the extent the Administrator’s approval is partial or conditional. The obligation to comply with such requirements with regard to sources and units located in Indian country within the borders of the State will not be eliminated by the promulgation of an approval by the Administrator of a revision to New York’s SIP.

(2) Notwithstanding the provisions of paragraph (b)(1) of this section, if, at the time of the approval of New York’s SIP revision described in paragraph
Environmental Protection Agency

§ 52.1686 Federal Implementation Plan for Regional Haze.

(a) Applicability. This section applies to each owner and operator of the following electric generating units (EGUs) in the State of New York: Danskammer Generating Station, Unit 4; and Roseton Generating Station, Units 1 and 2.

(b) Definitions. Terms not defined below shall have the meaning given them in the Clean Air Act or EPA’s regulations implementing the Clean Air Act. For purposes of this section:

Boiler operating day means a 24-hour period between 12 midnight and the following midnight during which any fuel is combusted at any time in the EGU, boiler or emission unit. It is not necessary for fuel to be combusted for the entire 24-hour period.

Continuous emission monitoring system or CEMS means the equipment required by this section to sample, analyze, measure, and provide, by means of readings recorded at least once every 15 minutes (using an automated data acquisition and handling system (DAHS)), a permanent record of SO$_2$, NO$_X$, and PM emissions, other pollutant emissions, diluent, or stack gas volumetric flow rate.

SO$_2$ means sulfur dioxide.

NO$_X$ means nitrogen oxides.

PM means particulate matter.

Owner/operator means any person who owns, leases, operates, controls, or supervises an EGU or boiler identified in paragraph (a) of this section.

Ozone Season means the time period from May 1 through September 30 of each year.

Unit means any of the EGUs or boilers identified in paragraph (a) of this section.

(c) Emissions limitations—(1) The owners/operators subject to this section shall not emit or cause to be emitted SO$_2$, NO$_X$, and PM in excess of the following limitations, averaged over a