



NR 154

Filed May 16, 1975
2:30 pm O. L. Paulson

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

L. P. Voigt
Secretary

BOX 450
MADISON, WISCONSIN 53701

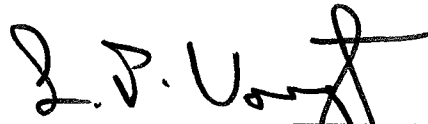
IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) ss

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, L. P. Voigt, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. A-1a-75 was duly approved and adopted by this Department on April 25, 1975. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at Pyare Square Building in the Village of Shorewood Hills, this 15th day of May, 1975.



L. P. Voigt, Secretary

(SEAL)

STATE OF WISCONSIN NATURAL RESOURCES BOARD

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IN THE MATTER of creating Chapter .
NR 154.02(2) (a), (b), (c) and (e) .
and 154.02(3) of the Wisconsin .
Administrative Code pertaining to . A-1a-75
air pollution control .
.....

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

CREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 144.30 through .44.422 and chapter 227, Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby creates rules as follows:

SECTION 1 - NR 154.02 (2) is created to read:

NR 154.02 (2) The department may by order issued under s. 144.35 (1) (b), Wis. Stats., authorize compliance with an emission limitation prescribed in this chapter after July 31, 1975, to expire on the date stated in the order, if it determines that NR 154.09 (1) applies and that all the conditions listed in such rule and hereunder are met. The department shall hold a public hearing in accordance with its rules prior to granting any such deferral which exceeds 90 days in total duration and shall not, without the express approval of a majority of the natural resources board, grant any deferral which exceeds one year in total duration. Prior to authorizing any such deferral, the department shall determine:

(a) The cause of the violation was a mechanical breakdown, act of God, or some other condition beyond the entity's control;

(b) The air contaminant source is located so that it will not delay attainment or affect maintenance of an ambient air quality standard at any point beyond the property line of the entity;

(c) Good faith efforts have been made to comply with this chapter and the cause of noncompliance could not have been forestalled by normal maintenance procedures (including advanced purchase of inventory and replacement parts);

(e) The air contaminant for which a deferral is sought is not a hazardous pollutant for which an emission standard has been established by the administrator of the U.S. environmental protection agency.

SECTION 2 - NR 154.02 (3) is created to read:

NR 154.02 (3) All available alternative operating procedures and interim control measures to minimize emissions shall be utilized by the air contaminant source during the period of any allowed exemption.

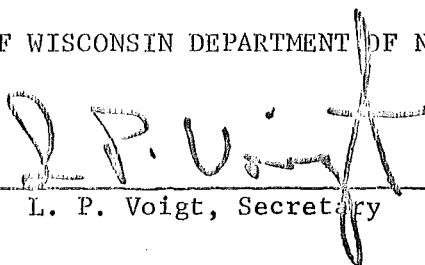
The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on April 25, 1975.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin May 15, 1975

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By



L. P. Voigt, Secretary

(SEAL)