



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

CR 88-133

RECEIVED

STATE OF WISCONSIN

DEPARTMENT OF NATURAL RESOURCES

FEB 15 1989

2:10
Revisor of Statutes
Bureau

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Bruce B. Braun, Deputy 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. AM-29-88 was duly approved and adopted by this Department on December 15, 1988. 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 here-
unto set my hand and affixed the
official seal of the Department at
the Natural Resources Building in
the City of Madison, this 13th
day of February, 1989.


Bruce B. Braun, Deputy Secretary

(SEAL)

5-1-89

ORDER OF THE STATE OF WISCONSIN
NATURAL RESOURCES BOARD
RENUMBERING, AMENDING, AND CREATING RULES

.....
IN THE MATTER of renumbering s. NR 415.02(3) .
to (9); renumbering and amending .
s. NR 415.09(2); amending s. NR 415.09(1) .
(intro.) and (c); and creating .
ss. NR 415.02(3) and 415.09(2) of the . AM-29-88
Wisconsin Administrative Code, pertaining .
to the control of particulate matter .
emissions from certain heatset web offset .
presses .
.....

Analysis Prepared by the Department of Natural Resources

Statutory authority: ss. 144.31(1)(a), 144.38 and 227.11(2)(a), Stats.

Statutes interpreted: ss. 144.31(1)(e) and (f) and revise the State
Implementation Plan (SIP) developed under s. 144.31(1)(f), Stats.

These rules provide an extended compliance schedule for heatset web offset presses which were constructed or modified on or before July 1, 1975 and which are unable to comply with their particulate emission limitation because of the inclusion of condensible particulate matter in their compliance determinations. The proposed rule includes a definition of a heatset web offset printing press and provides for a variance if compliance with the particulate emission limitation, including condensible particulates, is economically or technologically infeasible.

SECTION 1. NR 415.02(3) to (9) are renumbered NR 415.02(4) to (10).

SECTION 2. NR 415.02(3) is created to read:

NR 415.02(3) "Heatset web offset press" means a type of lithographic press which requires a heated dryer to solidify the printing inks, uses a blanket cylinder to transfer ink from the plate cylinder to the surface to be printed, and prints on a surface which is fed to the press by a continuous roll web.

SECTION 3. NR 415.09(1)(intro.) and (c) are amended to read:

NR 415.09 (intro.) GENERAL COMPLIANCE SCHEDULE (title). If a source on which was constructed or modified construction or modification was last commenced on or before July 1, 1975, other than a heatset web offset press, fails to meet a particulate emission limit in this chapter because of the inclusion of condensible particulate matter, as defined in s. NR 439.02(4), in the determination of emission rates or concentrations, the owner or operator of the source may not exceed the following increments of progress in achieving compliance with that limit:

(c) Commence construction, installation or modification of any emission control system by December 31, 1989.

SECTION 4. NR 415.09(2) is renumbered NR 415.09(3) and NR 415.09(3)(intro.) as renumbered is amended to read:

NR 415.09(3)(intro.) VARIANCE. Notwithstanding sub. (1) or (2), the owner or operator of a source constructed or modified on or before July 1, 1975 which fails to meet a particulate emission limitation in this chapter because of the inclusion of condensible particulate matter, as defined in s. NR 439.02(4), in the determination of emission rates or concentrations may request in writing a variance from the emission limitation from the department under par. (a) or (b) on or before October 1, 1990 if the source is other than a heatset web offset press; or under par. (a) on or before July 1, 1993 if the source is a heatset web offset press.

SECTION 5. NR 415.09(2) is created to read:

NR 415.09(2) COMPLIANCE SCHEDULE FOR HEATSET WEB OFFSET PRESSES. If a heatset web offset press on which construction or modification was last

commenced on or before July 1, 1975 fails to meet a particulate emission limitation in this chapter because of the inclusion of condensible particulate matter, as defined in s. NR 439.02(4), in the determination of emission rates or concentrations, the owner or operator of the source may not exceed the following increments of progress in achieving compliance with that limit:

(a) Submit plans for achieving compliance or request a variance in accordance with the provisions of sub. (3)(a) by July 1, 1993.

(b) Award any necessary contracts by July 1, 1994.

(c) Commence construction, installation or modification of any emission control system by December 31, 1994.

(d) Complete construction, installation or modification of any emission control system by July 1, 1995.

(e) Achieve final compliance with the applicable emission limit by December 31, 1995.

The foregoing rule was approved and adopted by the State of Wisconsin Natural Resources Board on December 15, 1988.

The rule shall take effect the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2)(intro.), Stats.

Dated at Madison, Wisconsin

February 13, 1989

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

(SEAL)

By

Carroll D. Besadny
Carroll D. Besadny, Secretary

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State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny

Secretary

BOX 7921

MADISON, WISCONSIN 53707

February 13, 1989

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Mr. Orlan L. Prestegard
Revisor of Statutes
Suite 702
30 W. Mifflin Street

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. AM-29-88. These rules were reviewed by the Assembly Committee on Environmental Resources and Utilities and the Senate Committee on Urban Affairs, Environmental Resources, Utilities and Elections pursuant to s. 227.19, Stats. A summary of the final regulatory flexibility analysis and comments of the legislative review committees is also enclosed.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,

A handwritten signature in cursive script, appearing to read 'C. D. Besadny', with a long vertical line extending downwards from the end of the signature.

C. D. Besadny
Secretary

Enc.