ILLINOIOS POLLUTION CONTROL BOARD August 9, 2001

IN THE MATTER OF:)	
)	
WASTEWATER PRETREATMENT UPDATE	,)	R01-25
USEPA AMENDMENTS)	(Identical-in-Substance
(July 1, 2000, through December 31, 2000))	Rulemaking - Water)
Adopted Rule. Final Order.		

OPINION AND ORDER OF THE BOARD (by N.J. Melas):

Pursuant to Sections 7.2 and 13.3 of the Environmental Protection Act (Act) (415 ILCS 5/7.2 and 13.3 (2000)), the Board today adopts amendments to the Illinois wastewater pretreatment regulations. Section 13.3 of the Act provides for quick adoption of regulations that are identical-in-substance to federal wastewater pretreatment regulations adopted by the United States Environmental Protection Agency (USEPA) pursuant to Sections 307(b), (c), and (d) and 402(b)(8) and (9) of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C. §§ 1317(b), (c), (d), 1342(b)(8) and (9) (1998)). Section 13.3 of the Act also provides that Title VII of the Act and Section 5-35 and 5-75 of the Administrative Procedure Act (APA) (5 ILCS 100/5-35 and 5-75 (2000)), do not apply to this rulemaking. Accordingly, this rulemaking is not subject to first or second-notice review by the Joint Committee on Administrative Rules (JCAR).

Section 7.2(b) of the Act (415 ILCS 5/7.2(b) (2000)) requires the Board to complete its identical-in-substance rulemaking actions within one year of the date of the earliest federal amendments involved in a docket. In this docket, the earliest federal action requiring Board action occurred on August 14, 2000. Thus, the Board must complete its rulemaking activity in this docket prior to August 14, 2001.

FEDERAL ACTIONS CONSIDERED IN THIS RULEMAKING

This rulemaking incorporates certain federal amendments that occurred during the period of July 1, 2000, through December 31, 2000. The federal wastewater pretreatment regulations are found at 40 C.F.R. §§ 400-499, interspersed throughout the federal wastewater effluent discharge rules. The USEPA amended its wastewater pretreatment regulations two times during that period that necessitates Board action: August 14, 2000; and December 22, 2000.

The federal amendments incorporated into this rulemaking are summarized as follows:

Federal Action

Summary

August 14, 2000 (65 Fed. Reg. 49666)

Effluent Limitations Guidelines, Pretreatment
Standards, and New Performance Standards for the
Transportation Equipment Cleaning Point Source
Category. The USEPA adopted wastewater
effluent limitation guidelines, pretreatment standards,
and new source performance standards for the
transportation equipment cleaning point source
category. Part 442 was added to 40 C.F.R.
chapter I.

December 22, 2000 (65 Fed. Reg. 81242)

Effluent Limitations Guidelines, Pretreatment
Standards, and New Performance Standards for the
Centralized Waste Treatment Point Source
Category. The USEPA adopted wastewater
effluent limitation guidelines, pretreatment standards,
and new source performance standards for the
centralized waste treatment point source category.
Part 437 was added to 40 C.F.R. chapter I.

PUBLIC COMMENTS

The Board adopted a proposal for public comment in this matter by order dated May 17, 2001. The proposal appeared in the June 8, 2001 issue of the *Illinois Register*. The Board accepted public comments on the proposal for a 45-day period following publication in the *Illinois Register*. The public comment period expired on July 23, 2000. The Board received no comments during the public comment period.

DISCUSSION

August 14, 2000: Effluent Limitations Guidelines, Pretreatment Standards, and New Performance Standards for the Transportation Equipment Cleaning Point Source Category

Federal Action

The USEPA adopted wastewater effluent limitation guidelines, pretreatment standards, and new source performance standards for the transportation equipment cleaning point source category on August 14, 2000. (65 Fed. Reg. 49666). Part 442 was added to 40 C.F.R. chapter I. This regulation establishes technology-based effluent limitations guidelines, new

source performance standards, and pretreatment standards for the discharge of pollutants into waters of the United States and into publicly owned treatment works (POTWs) by existing and new facilities that perform transportation equipment cleaning operations.

Transportation equipment cleaning (TEC) facilities are defined as those facilities that generate wastewater from cleaning the interior of tank trucks, closed-top hopper trucks, rail tank cars, closed-top hopper rail cars, intermodal tank containers, tank barges, closed-top hopper barges, and ocean/sea tankers used to transport materials or cargos that come into direct contact with the tank or container interior. Facilities which do not engage in cleaning the interior of tanks are not considered within the scope of this rule.

Amendment to Board Rules

The Board incorporates these amendments into its rules by adding "Subpart BQ Transportation Equipment Cleaning" to the Part 307 Sewer Discharge Criteria.

<u>December 22, 2000:</u> Effluent Limitations Guidelines, Pretreatment Standards, and New Performance Standards for the Centralized Waste Treatment Point Source Category

Federal Action

The USEPA adopted wastewater effluent limitation guidelines, pretreatment standards, and new source performance standards for the centralized waste treatment point source category on December 22, 2000. 65 Fed. Reg. 81242. Part 437 was added to 40 C.F.R. chapter I.

The regulation generally applies to wastewater discharges associated with the operation of new and existing centralized waste treatment facilities which accept hazardous or non-hazardous industrial wastes, wastewater, and/or used material from off-site for treatment of the wastes and/or recovery of materials from the wastes. The regulation also amends the USEPA's Guidelines Establishing Test Procedures for the Analysis of Pollutants (40 C.F.R. Part 136) to add 10 semivolatile organic pollutants to Method 625 and 6 semivolatile organic pollutants to Method 1625.

Amendment to Board Rules

The Board incorporates these amendments into its rules by adding "Subpart BL Centralized Waste Treatment" to the Part 307 Sewer Discharge Criteria. The Board also amended Section 310.107(b) to incorporate by reference the USEPA amendments to 40 C.F.R. 136 Appendix A.

Amendments to Subpart BT Landfills Point Source Category

The Board makes non-substantive amendments in Subpart BT, which applies to

sources in the landfill point source category. The Board amends the regulations by clarifying that any source in this category that introduces wastewater pollutants into a publicly owned treatment works (POTW) must comply with the general pretreatment requirements found in Subpart B of 35 Ill. Adm. Code 307 and 35 Ill. Adm. Code 310. The regulations previously incorporated by reference portions of the C.F.R. that requires that sources in this industry category must comply with 40 C.F.R part 403, which are the federal general pretreatment requirements. This amendment makes the Illinois rules more direct in language, but it does not make any substantive change in them.

REVISIONS TO THE TEXT OF THE PROPOSED AMENDMENTS IN FINAL $\underline{\text{ADOPTION}}$

Section Revised	Source(s) of Revision(s)	Revision(s)
307.4700(a)	JCAR; Board	Changed "Section" to "Subpart"; Changed "Section 307.4700(a)(1)" to "subsection (a)(1)
		of this Section"
307.4701(b)	JCAR; Board	Changed "65 Fed. Reg. 49666, August 14, 2000" to "65 Fed. Reg. 81242, December 22, 2000"; Changed "Section 307.4701(b)(1)" to "subsection (b)(1) of this Section"
307.4701(c)	JCAR; Board	Changed "65 Fed. Reg. 49666, August 14, 2000" to "65 Fed. Reg. 81242, December 22, 2000"; Changed "Section 307.4701(c)(1)" to "subsection (c)(1) of this Section"
307.4702(a)	JCAR	Added comma after "from"; Added comma after "of"
307.4702(b)	JCAR; Board	Changed "65 Fed. Reg. 49666, August 14, 2000" to "65 Fed. Reg. 81242, December 22, 2000"; Changed "Section 307.4702(b)(1)" to "subsection (b)(1) of this Section"
307.4702(c)	JCAR; Board	Changed "65 Fed. Reg. 49666, August 14, 2000" to "65 Fed. Reg. 81242, December 22, 2000"; Changed "Section 307.4702(c)(1)" to "subsection (c)(1) of this Section"
307.4703(a)	JCAR	Added comma after "from"; Added comma after "of"
307.4703(b)	JCAR; Board	Changed "65 Fed. Reg. 49666, August 14, 2000" to "65 Fed. Reg. 81242, December 22, 2000"; Changed "Section 307.4703(b)(1)" to "subsection (b)(1) of this Section"
307.4703(c)	JCAR; Board	Changed "65 Fed. Reg. 49666, August 14, 2000" to "65 Fed. Reg. 81242, December 22,

		2000"; Changed "Section 307.4703(c)(1)" to "
		subsection (c)(1) of this Section"
307.4704(b)	JCAR; Board	Changed "65 Fed. Reg. 49666, August 14,
307.1701(0)	Jerne, Dourd	2000" to "65 Fed. Reg. 81242, December 22,
		2000"; Changed "Section 307.4704(b)(1)" to "
		subsection (b)(1) of this Section"
307.4704(c)	JCAR; Board	Changed "65 Fed. Reg. 49666, August 14,
20711701(0)	verm, Bound	2000" to "65 Fed. Reg. 81242, December 22,
		2000"; Changed "Section 307.4704(c)(1)" to "
		subsection (c)(1) of this Section"
307.5200(a)	JCAR; Board	Changed "Section" to "Subpart"; Changed
		"Section 307.5200(a)(1)" to "subsection (a)(1)
		of this Section"
307.5200(c)	JCAR	Changed "Section" to "Subpart"
307.5201(a)	JCAR	Changed "which" to "that"
307.5201(b)	JCAR; Board	Changed "Section 307.5201(b)(1)" to
		"subsection (b)(1) of this Section"
307.5201(c)	JCAR; Board	Changed "Section 307.5201(c)(1)" to
		"subsection (c)(1) of this Section"
307.5202(a)	JCAR	Changed "which" to "that"
307.5202(b)	JCAR; Board	Changed "Section 307.5202(b)(1)" to
		"subsection (b)(1) of this Section"
307.5202(c)	JCAR; Board	Changed "Section 307.5202(c)(1)" to
		"subsection (c)(1) of this Section"
307.5203(a)	JCAR	Changed "which" to "that"
307.5203(b)	JCAR; Board	Changed "Section 307.5203(b)(1)" to
		"subsection (b)(1) of this Section"
307.5203(c)	JCAR; Board	Changed "Section 307.5203(c)(1)" to
		"subsection (c)(1) of this Section"
307.5204	Board	Changed "307.4701, 307.4702, or 307.4703"
		to "307.5201, 307.5202, or 307.5203"

ORDER

The Board will cause the amendments to be published in the *Illinois Register*:

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE C: WATER POLLUTION CHAPTER I: POLLUTION CONTROL BOARD

PART 307 SEWER DISCHARGE CRITERIA

SUBPART A: GENERAL PROVISIONS

Section	
307.101	Preamble (Renumbered)
307.102	General Requirements (Renumbered)
307.103	Mercury (Renumbered)
307.104	Cyanide (STORET number 00720) (Renumbered)
307.105	Pretreatment Requirements (Repealed)
307.1001	Preamble
307.1002	Definitions
307.1003	Test Procedures for Measurement
307.1005	Toxic Pollutants
	RT B: GENERAL AND SPECIFIC PRETREATMENT REQUIREMENTS
Section	
307.1101	General and Specific Requirements
307.1102	Mercury
307.1103	Cyanide
	SUBPART F: DAIRY PRODUCTS PROCESSING
Section	
307.1501	Receiving Stations
307.1502	Fluid Products
307.1503	Cultured Products
307.1504	Butter
307.1505	Cottage Cheese and Cultured Cream Cheese
307.1506	Natural and Processed Cheese
307.1507	Fluid Mix for Ice Cream and other Frozen Desserts
307.1508	Ice Cream, Frozen Desserts, Novelties and Other Dairy Desserts
307.1509	Condensed Milk
307.1510	Dry Milk
307.1511	Condensed Whey
307.1512	Dry Whey

SUBPART G: GRAIN MILLS

Section	
307.1601	Corn Wet Milling
307.1602	Corn Dry Milling
307.1603	Normal Wheat Flour Milling
307.1604	Bulgur Wheat Flour Milling
307.1605	Normal Rice Milling
307.1606	Parboiled Rice Milling
307.1607	Animal Feed
307.1608	Hot Cereal
307.1609	Ready-to-eat Cereal
307.1610	Wheat Starch and Gluten
SUBPA	ART H: CANNED AND PRESERVED FRUITS AND VEGETABLES
Section	
307.1700	General Provisions
307.1701	Apple Juice
307.1702	Apple Products
307.1703	Citrus Products
307.1704	Frozen Potato Products
307.1705	Dehydrated Potato Products
307.1706	Canned and Preserved Fruits
307.1707	Canned and Preserved Vegetables
307.1708	Canned and Miscellaneous Specialties
	SUBPART I: CANNED AND PRESERVED SEAFOOD
Section	
307.1801	Farm-raised Catfish
307.1815	Fish Meal Processing Subcategory
	SUBPART J: SUGAR PROCESSING
Section	
307.1901	Beet Sugar Processing
307.1902	Crystalline Cane Sugar Refining
307.1903	Liquid Cane Sugar Refining
	SUBPART K: TEXTILE MILLS
Section	
307.2000	General Provisions
307.2001	Wool Scouring
307.2002	Wool Finishing
307.2003	Low Water Use Processing
307.2004	Woven Fabric Finishing
307.2005	Knit Fabric Finishing

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307.2006	Carpet Finishing
307.2007	Stock and Yarn Finishing
307.2008	Nonwoven Manufacturing
307.2009	Felted Fabric Processing
	SUBPART L: CEMENT MANUFACTURING
Section	
307.2101	Nonleaching
307.2102	Leaching
307.2103	Materials Storage Piles Runoff
	SUBPART M: FEEDLOTS
Section	
307.2201	General
307.2202	Ducks
	SUBPART N: ELECTROPLATING
Section	
307.2300	General Provisions
307.2301	Electroplating of Common Metals
307.2302	Electroplating of Precious Metals
307.2304	Anodizing
307.2305	Coatings
307.2306	Chemical Etching and Milling
307.2307	Electroless Plating
307.2308	Printed Circuit Boards
	T O: ORGANIC CHEMICALS, PLASTICS AND SYNTHETIC FIBERS
Section	
307.2400	General Provisions
307.2401	Rayon Fibers
307.2402	Other Fibers
307.2403	Thermoplastic Resins
307.2404	Thermosetting Resins
307.2405	Commodity Organic Chemicals
307.2406	Bulk Organic Chemicals
307.2407	Specialty Organic Chemicals
307.2410	Indirect Discharge Point Sources
307.2490	Non-complexed Metal-bearing and Cyanide-bearing Wastestreams
307.2491	Complexed Metal-bearing Wastestreams
S	SUBPART P: INORGANIC CHEMICALS MANUFACTURING

Section

207.2500	Community Descriptions
307.2500	General Provisions
307.2501	Aluminum Chloride Production
307.2502	Aluminum Sulfate Production
307.2503	Calcium Carbide Production
307.2504	Calcium Chloride Production
307.2505	Calcium Oxide Production
307.2506	Chlor-alkali Process (Chlorine and Sodium or Potassium Hydroxide
	Production)
307.2508	Hydrofluoric Acid Production
307.2509	Hydrogen Peroxide Production
307.2511	Potassium Metal Production
307.2512	Potassium Dichromate Production
307.2513	Potassium Sulfate Production
307.2514	Sodium Bicarbonate Production
307.2516	Sodium Chloride Production
307.2517	Sodium Dichromate and Sodium Sulfate Production
307.2520	Sodium Sulfite Production
307.2522	Titanium Dioxide Production
307.2523	Aluminum Fluoride Production
307.2524	Ammonium Chloride Production
307.2527	Borax Production
307.2528	Boric Acid Production
307.2529	Bromine Production
307.2530	Calcium Carbonate Production
307.2531	Calcium Hydroxide Production
307.2533	Carbon Monoxide and Byproduct Hydrogen Production
307.2534	Chrome Pigments Production
307.2535	Chromic Acid Production
307.2536	Copper Salts Production
307.2538	Ferric Chloride Production
307.2540	Fluorine Production
307.2541	Hydrogen Production
307.2542	Hydrogen Cyanide Production
307.2543	Iodine Production
307.2544	Lead Monoxide Production
307.2545	Lithium Carbonate Production
307.2547	Nickel Salts Production
307.2549	Oxygen and Nitrogen Production
307.2550	Potassium Chloride Production
307.2551	Potassium Iodide Production
307.2553	Silver Nitrate Production
307.2554	Sodium Bisulfite Production
307.2555	Sodium Fluoride Production
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307.2563 Zinc Sulfate Production 307.2564 Cadmium Pigments and Salts Production 307.2565 Cobalt Salts Production 307.2566 Sodium Chlorate Production 307.2567 Zinc Chloride Production SUBPART R: SOAP AND DETERGENTS Section 307.2701 Soap Manufacturing by Batch Kettle 307.2702 Fatty Acid Manufacturing by Fat Splitting 307.2703 Soap Manufacturing by Fatty Acid Neutralization 307.2704 Glycerine Concentration 307.2705 Glycerine Distillation 307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Bar Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Liquid Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacture of Drum Dried Detergents 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2560	Stannic Oxide Production
307.2564 Cadmium Pigments and Salts Production 307.2565 Cobalt Salts Production 307.2566 Sodium Chlorate Production SUBPART R: SOAP AND DETERGENTS Section 307.2701 Soap Manufacturing by Batch Kettle 307.2702 Fatty Acid Manufacturing by Fat Splitting 307.2703 Soap Manufacturing by Fatty Acid Neutralization 307.2704 Glycerine Concentration 307.2705 Glycerine Distillation 307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Bar Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Liquid Detergents 307.2716 Manufacture of Drum Dried Detergents 307.2717 Manufacture of Drum Dried Detergents 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2804 Ammonium Nitrate 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section		
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307.2566 Sodium Chlorate Production 307.2567 Zinc Chloride Production SUBPART R: SOAP AND DETERGENTS Section 307.2701 Soap Manufacturing by Batch Kettle 307.2702 Fatty Acid Manufacturing by Fatt Splitting 307.2703 Soap Manufacturing by Fatty Acid Neutralization 307.2704 Glycerine Concentration 307.2705 Glycerine Distillation 307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section		_
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307.2701 Soap Manufacturing by Batch Kettle 307.2702 Fatty Acid Manufacturing by Fat Splitting 307.2703 Soap Manufacturing by Fatty Acid Neutralization 307.2704 Glycerine Concentration 307.2705 Glycerine Distillation 307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Sulfation and Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacturing of Drum Dried Detergents 307.2719 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section		SUBPART R: SOAP AND DETERGENTS
307.2702 Fatty Acid Manufacturing by Fatt Splitting 307.2703 Soap Manufacturing by Fatty Acid Neutralization 307.2704 Glycerine Concentration 307.2705 Glycerine Distillation 307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Detergents by Dry Blending 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section	Section	
307.2703 Soap Manufacturing by Fatty Acid Neutralization 307.2704 Glycerine Concentration 307.2705 Glycerine Distillation 307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section	307.2701	Soap Manufacturing by Batch Kettle
307.2704 Glycerine Concentration 307.2705 Glycerine Distillation 307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section	307.2702	Fatty Acid Manufacturing by Fat Splitting
307.2705 Glycerine Distillation 307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section		Soap Manufacturing by Fatty Acid Neutralization
307.2706 Manufacture of Soap Flakes and Powders 307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section	307.2704	· ·
307.2707 Manufacture of Bar Soaps 307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2705	Glycerine Distillation
307.2708 Manufacture of Liquid Soaps 307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2706	Manufacture of Soap Flakes and Powders
307.2709 Oleum Sulfonation and Sulfation 307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section	307.2707	Manufacture of Bar Soaps
307.2710 Air-Sulfur Trioxide Sulfation and Sulfonation 307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section	307.2708	1 1
307.2711 Sulfur Trioxide Solvent and Vacuum Sulfonation 307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2709	Oleum Sulfonation and Sulfation
307.2712 Sulfamic Acid Sulfation 307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section	307.2710	Air-Sulfur Trioxide Sulfation and Sulfonation
307.2713 Chlorosulfonic Acid Sulfation 307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2711	Sulfur Trioxide Solvent and Vacuum Sulfonation
307.2714 Neutralization of Sulfuric Acid Esters and Sulfonic Acids 307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2712	Sulfamic Acid Sulfation
307.2715 Manufacture of Spray Dried Detergents 307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2713	Chlorosulfonic Acid Sulfation
307.2716 Manufacture of Liquid Detergents 307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production SUBPART T: PETROLEUM REFINING Section	307.2714	Neutralization of Sulfuric Acid Esters and Sulfonic Acids
307.2717 Manufacturing of Detergents by Dry Blending 307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2715	Manufacture of Spray Dried Detergents
307.2718 Manufacture of Drum Dried Detergents 307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2716	Manufacture of Liquid Detergents
307.2719 Manufacture of Detergent Bars and Cakes SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2717	Manufacturing of Detergents by Dry Blending
SUBPART S: FERTILIZER MANUFACTURING Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2718	Manufacture of Drum Dried Detergents
Section 307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2719	Manufacture of Detergent Bars and Cakes
307.2801 Phosphate 307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section		SUBPART S: FERTILIZER MANUFACTURING
307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	Section	
307.2802 Ammonia 307.2803 Urea 307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2801	Phosphate
307.2804 Ammonium Nitrate 307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2802	*
307.2805 Nitric Acid 307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2803	Urea
307.2806 Ammonium Sulfate Production 307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2804	Ammonium Nitrate
307.2807 Mixed and Blend Fertilizer Production SUBPART T: PETROLEUM REFINING Section	307.2805	Nitric Acid
SUBPART T: PETROLEUM REFINING Section	307.2806	Ammonium Sulfate Production
Section	307.2807	Mixed and Blend Fertilizer Production
Section		SUBPART T: PETROLEUM REFINING
	Section	· · · · · · · · · · · · · · · · · · ·
507.2701 TOPPING	307.2901	Topping
307.2902 Cracking		11 0

	11
307.2903	Petrochemical
307.2904	Lube
307.2905	Integrated
	SUBPART U: IRON AND STEEL MANUFACTURING
Section	
307.3000	General Provisions
307.3001	Cokemaking
307.3002	Sintering
307.3003	Ironmaking
307.3004	Steelmaking
307.3005	Vacuum Degassing
307.3006	Continuous Casting
307.3007	Hot Forming
307.3008	Salt Bath Descaling
307.3009	Acid Pickling
307.3010	Cold Forming
307.3011	Alkaline Cleaning
307.3012	Hot Coating
	SUBPART V: NONFERROUS METALS MANUFACTURING
Section	
307.3100	General Provisions
307.3101	Bauxite Refining
307.3102	Primary Aluminum Smelting
307.3103	Secondary Aluminum Smelting
307.3104	Primary Copper Smelting
307.3105	Primary Electrolytic Copper Refining
307.3106	Secondary Copper
307.3107	Primary Lead
307.3108	Primary Zinc
307.3109	Metallurgical Acid Plants
307.3110	Primary Tungsten
307.3111	Primary Columbium-Tantalum
307.3112	Secondary Silver
307.3113	Secondary Lead
307.3114	Primary Antimony
307.3115	Primary Beryllium
307.3116	Primary and Secondary Germanium and Gallium
307.3117	
205 2110	Secondary Indium
307.3118	Secondary Indium Secondary Mercury
307.3118 307.3119	•
	Secondary Mercury

307.3121	Primary Nickel and Cobalt
307.3122	Secondary Nickel
307.3123	Primary Precious Metals and Mercury
307.3124	Secondary Precious Metals
307.3125	Primary Rare Earth Metals
307.3126	Secondary Tantalum
307.3127	Secondary Tin
307.3128	Primary and Secondary Titanium
307.3129	Secondary Tungsten and Cobalt
307.3130	Secondary Uranium
307.3131	Primary Zirconium and Hafnium
	SUBPART X: STEAM ELECTRIC POWER GENERATING
Section	
307.3301	Steam Electric Power Generating
	SUBPART Y: FERROALLOY MANUFACTURING
Section	
307.3401	Open Electric Furnaces With Wet Air Pollution Control Devices
307.3402	Covered Electric Furnaces and Other Smelting Operations with Wet Air
	Pollution Control Devices
307.3403	Slag Processing
307.3404	Covered Calcium Carbide Furnaces With Wet Air Pollution Control Devices
307.3405	Other Calcium Carbide Furnaces
307.3406	Electrolytic Manganese Products
307.3407	Electrolytic Chromium
a	SUBPART Z: LEATHER TANNING AND FINISHING
Section	
307.3500	General Provisions
307.3501	Hair Pulp, Chrome Tan, Retan-Wet Finish
307.3502	Hair Save, Chrome Tan, Retan-Wet Finish
307.3503	Hair Save or Pulp, Non-Chrome Tan, Retan-Wet Finish
307.3504	Retan-Wet Finish-Sides
307.3505	No Beamhouse
307.3506	Through-the-Blue
307.3507	Shearling
307.3508	Pigskin Poton Wet Finish Splits
307.3509	Retan-Wet Finish-Splits Petrosium Ferriquenida Titration Method
307.3590	Potassium Ferricyanide Titration Method
C4:	SUBPART BA: GLASS MANUFACTURING

Section

307.3601	Insulation Fiberglass
307.3602	Sheet Glass Manufacturing
307.3603	Rolled Glass Manufacturing
307.3604	Plate Glass Manufacturing
307.3605	Float Glass Manufacturing
307.3606	Automotive Glass Tempering
307.3607	Automotive Glass Laminating
307.3608	Glass Container Manufacturing
307.3610	Glass Tubing (Danner) Manufacturing
307.3611	Television Picture Tube Envelope Manufacturing
307.3612	Incandescent Lamp Envelope Manufacturing
307.3613	Hand Pressed and Blown Glass Manufacturing
	SUBPART BB: ASBESTOS MANUFACTURING
Section	
307.3701	Asbestos-Cement Pipe
307.3702	Asbestos-Cement Sheet
307.3703	Asbestos Paper (Starch Binder)
307.3704	Asbestos Paper (Elastomeric Binder)
307.3705	Asbestos Millboard
307.3706	Asbestos Roofing
307.3707	Asbestos Floor Tile
307.3708	Coating or Finishing of Asbestos Textiles
307.3709	Solvent Recovery
307.3710	Vapor Absorption
307.3711	Wet Dust Collection
	SUBPART BC: RUBBER MANUFACTURING
Section	SOBITION BE. ROBBER WITH OF THE TORING
307.3801	Tire and Inner Tube Plants
307.3802	Emulsion Crumb Rubber
307.3803	Solution Crumb Rubber
307.3804	Latex Rubber
307.3805	Small-Sized General Molded, Extruded and Fabricated Rubber Plants
307.3806	Medium-Sized General Molded, Extruded and Fabricated Rubber Plants
307.3807	Large-Sized General Molded, Extruded and Fabricated Rubber Plants
307.3808	Wet Digestion Reclaimed Rubber
307.3809	Pan, Dry Digestion and Mechanical Reclaimed Rubber
307.3810	Latex-Dipped, Latex-Extruded and Latex-Molded Rubber
307.3811	Latex Foam
	SUBPART BD: TIMBER PRODUCTS PROCESSING
Section	

Section

307.3900	General Provisions
307.3900	Barking
307.3901	Veneer
307.3902	
	Plywood
307.3904	Dry Process Hardboard
307.3905	Wet Process Hardboard
307.3906	Wood Preserving-Water Borne or Nonpressure
307.3907	Wood Preserving-Steam
307.3908	Wood Preserving-Boulton
307.3909	Wet Storage
307.3910	Log Washing
307.3911	Sawmills and Planing Mills
307.3912	Finishing
307.3913	Particleboard Manufacturing
307.3914	Insulation Board
307.3915	Wood Furniture and Fixture Production Without Water Wash Spray Booth(s)
	or Without Laundry Facilities
307.3916	Wood Furniture and Fixture Production with Water Wash Spray Booth(s) or
	With Laundry Facilities
	SUBPART BE: PULP, PAPER AND PAPERBOARD
Section	
307.4000	General Provisions
307.4001	Dissolving Kraft
307.4002	Bleached Papergrade Kraft and Soda
307.4003	Unbleached Kraft
307.4004	Dissolving Sulfite
307.4005	Papergrade Sulfite
307.4006	Semi-Chemical
307.4007	Mechanical Pulp
307.4008	Non-Wood Chemical Pulp
307.4009	Secondary Fiber Deink
307.4010	Secondary Fiber Non-Deink
307.4011	Fine and Lightweight Papers from Purchased Pulp
307.4012	Tissue, Filter, Non-Woven, and Paperboard from Purchased Pulp
307.4013	Groundwood-Thermo-Mechanical (Repealed)
307.4014	Groundwood-CMN Papers (Repealed)
307.4015	Groundwood-Fine Papers (Repealed)
307.4016	Soda (Repealed)
307.4017	Deink (Repealed)
307.4018	Nonintegrated-Fine Papers (Repealed)
307.4019	Nonintegrated-Tissue Papers (Repealed)
307.4020	Tissue From Wastepaper (Repealed)

307.4021 307.4022 307.4023 307.4024	Papergrade Sulfite (Drum Wash) (Repealed) Unbleached Kraft and Semi-Chemical (Repealed) Wastepaper-Molded Products (Repealed) Nonintegrated-Lightweight Papers (Repealed)
307.4025 307.4026	Nonintegrated-Filter and Nonwoven Papers (Repealed) Nonintegrated-Paperboard (Repealed)
SUI	BPART BF: BUILDERS' PAPER AND BOARD MILLS (Repealed)
Section	
307.4101	Builder's Paper and Roofing Felt (Repealed)
	SUBPART BG: MEAT PRODUCTS
Section	
307.4201	Simple Slaughterhouse
307.4202	Complex Slaughterhouse
307.4203	Low-Processing Packinghouse
307.4204	High-Processing Packinghouse
307.4205	Small Processor
307.4206	Meat Cutter
307.4207	Sausage and Luncheon Meats Processor
307.4208	Ham Processor
307.4209	Canned Meats Processor
307.4210	Renderer
	SUBPART BH: METAL FINISHING
Section	
307.4300	General Provisions
307.4301	Metal Finishing
	SUBPART BL: CENTRALIZED WASTE TREATMENT
<u>Section</u>	
<u>307.4700</u>	General Provisions
<u>307.4701</u>	Metals Treatment and Recovery
<u>307.4702</u>	Oils Treatment and Recovery
<u>307.4703</u>	Organics Treatment and Recovery
<u>307.4704</u>	Multiple Wastestreams
	SUBPART BN: PHARMACEUTICAL MANUFACTURING
Section	
307.4900	General Provisions
307.4901	Fermentation Products
307.4902	Extraction Products
307.4903	Chemical Synthesis Products

307.4904	Mixing/Compounding and Formulation
307.4905	Research (Repealed)
S	UBPART BQ: TRANSPORTATION EQUIPMENT CLEANING
Section	
307.5200	General Provisions
<u>307.5201</u>	Tank Trucks and Intermodal Tank Containers Transporting Chemical and
	Petroleum Cargos
<u>307.5202</u>	Rail Tank Cars Transporting Chemical and Petroleum Cargos
<u>307.5203</u>	Tank Barges and Ocean/Sea Tankers Transporting Chemical and Petroleum
207 5204	<u>Cargos</u> Tanks Transporting Food Grade Cargos
<u>307.5204</u>	Taliks Transporting Food Grade Cargos
SUBPAR	Γ BR: PAVING AND ROOFING MATERIALS (TARS AND ASPHALT)
Section	
307.5301	Asphalt Emulsion
307.5302	Asphalt Concrete
307.5303	Asphalt Roofing
307.5304	Linoleum and Printed Asphalt Felt
	SUBPART BS: WASTE COMBUSTORS
Section	SCDIART DS. WASTE COMBOSTORS
307.5401	Commercial Hazardous Waste Combustor
	SUBPART BT: LANDFILLS
Section	
307.5500	General Provisions
307.5501	RCRA Subtitle C Hazardous Waste Landfill
307.5502	RCRA Subtitle D Non-Hazardous Waste Landfill
	SUBPART BU: PAINT FORMULATING
Section	
307.5601	Oil-Base Solvent Wash Paint
	SUBPART BV: INK FORMULATING
Section	
307.5701	Oil-Base Solvent Wash Ink
	SUBPART CD: PESTICIDE CHEMICALS
Section	
307.6500	General Provisions
307.6501	Organic Pesticide Chemicals Manufacturing
307.6502	Metallo-Organic Pesticides Chemicals Manufacturing

	- '
307.6503	Pesticide Chemicals Formulating and Packaging
307.6505	Repackaging of Agricultural Pesticides Performed at Refilling Establishments
	CLIDDA DE CO., CADDON DI A CIVANANTE A CENTRANO
Castian	SUBPART CG: CARBON BLACK MANUFACTURING
Section 307.6801	Carbon Black Furnace Process
307.6802	Carbon Black Thermal Process
307.6802	Carbon Black Channel Process
307.6804	Carbon Black Lamp Process
307.0004	Carbon Black Lamp Process
	SUBPART CJ: BATTERY MANUFACTURING
Section	
307.7100	General Provisions
307.7101	Cadmium
307.7102	Calcium
307.7103	Lead
307.7104	Leclanche
307.7105	Lithium
307.7106	Magnesium
307.7107	Zinc
a :	SUBPART CL: PLASTICS MOLDING AND FORMING
Section	
307.7300	General Provisions
307.7301	Contact Cooling and Heating Water
307.7302	Cleaning Water
307.7303	Finishing Water
	SUBPART CM: METAL MOLDING AND CASTING
Section	
307.7400	General Provisions
307.7401	Aluminum Casting
307.7402	Copper Casting
307.7403	Ferrous Casting
307.7404	Zinc Casting
G	SUBPART CN: COIL COATING
Section	Companial Proposition of
307.7500	General Provisions
307.7501	Steel Basis Material
307.7502	Galvanized Basis Material
307.7503	Aluminum Basis Material
307.7504	Canmaking

	SUBPART CO: PORCELAIN ENAMELING
Section	
307.7600	General Provisions
307.7601	Steel Basis Material
307.7602	Cast Iron Basis Material
307.7603	Aluminum Basis Material
307.7604	Copper Basis Material
	SUBPART CP: ALUMINUM FORMING
Section	
307.7700	General Provisions
307.7701	Rolling With Neat Oils
307.7702	Rolling With Emulsions
307.7703	Extrusion
307.7704	Forging
307.7705	Drawing With Neat Oils
307.7706	Drawing With Emulsions or Soaps
	SUBPART CQ: COPPER FORMING
Section	
307.7800	General Provisions
307.7801	Copper Forming
307.7802	Beryllium Copper Forming
SU	BPART CR: ELECTRICAL AND ELECTRONIC COMPONENTS
Section	
307.7901	Semiconductor
307.7902	Electronic Crystals
307.7903	Cathode Ray Tube
307.7904	Luminescent Materials
SUBPAR	T CT: NONFERROUS METALS FORMING AND METAL POWDERS
Section	
307.8100	General Provisions
307.8101	Lead-Tin-Bismuth Forming
307.8102	Magnesium Forming
307.8103	Nickel-Cobalt Forming
307.8104	Precious Metals Forming
307.8105	Refractory Metals Forming
307.8106	Titanium Forming
307.8107	Uranium Forming
207 9109	7ina Farmina

307.8108

Zinc Forming

307.8109 Zirconium-Hafnium Forming

307.8110 Metal Powders

Appendix A References to Previous Rules (Repealed)

AUTHORITY: Implementing Sections 7.2, 13, and 13.3 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/7.2, 13, 13.3, and 27].

SOURCE: Adopted in R70-5, at 1 PCB 426, March 31, 1971; amended in R71-14, at 4 PCB 3, March 7, 1972; amended in R74-3, at 19 PCB 182, October 30, 1975; amended in R74-15, 16, at 31 PCB 405, at 2 Ill. Reg. 44, p. 151, effective November 2, 1978; amended in R76-17, at 31 PCB 713, at 2 Ill. Reg. 45, p. 101, effective November 5, 1978; amended in R76-21, at 44 PCB 203, at 6 Ill. Reg. 563, effective December 24, 1981; codified at 6 Ill. Reg. 7818; amended in R82-5, 10, at 54 PCB 411, at 8 Ill. Reg. 1625, effective January 18, 1984; amended in R86-44 at 12 Ill. Reg. 2592, effective January 13, 1988; amended in R88-11 at 12 Ill. Reg. 13094, effective July 29, 1988; amended in R88-18 at 13 Ill. Reg. 1794, effective January 31, 1989; amended in R89-3 at 13 Ill. Reg. 19288, effective November 17, 1989; amended in R88-9 at 14 Ill. Reg. 3100, effective February 20, 1990; amended in R89-12 at 14 Ill. Reg. 7620, effective May 8, 1990; amended in R91-5 at 16 Ill. Reg. 7377, effective April 27, 1992; amended in R93-2 at 17 Ill. Reg. 19483, effective October 29, 1993; amended in R94-10 at 19 Ill. Reg. 9142, effective June 23, 1995; amended in R95-22 at 20 Ill. Reg. 5549, effective April 1, 1996; amended in R97-23 at 21 Ill. Reg. 11930, effective August 12, 1997; amended in R99-4 at 23 Ill. Reg. 4413, effective March 31, 1999; amended in R99-17 at 23 Ill. Reg. 8421, effective July 12, 1999; amended in R00-15 at 24 Ill. Reg. 11640, effective July 24, 2000; amended in R01-5 at 25 Ill. Reg. 1735, effective January 11, 2001; amended in R01-25 at 25 Ill. Reg. , effective

SUBPART BL: CENTRALIZED WASTE TREATMENT

Section 307.4700 General Provisions

a) Applicability.

- 1) The Board incorporates by reference 40 CFR 437.1 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
- 2) This Subpart applies to that portion of wastewater discharges from a centralized waste treatment facility that results from any of the following activities, as defined in the materials incorporated by reference in subsection (a)(1) of this Section:

- A) Treatment and recovery of hazardous or non-hazardous industrial metal-bearing wastes, oily wastes and organic-bearing wastes received from off-site; and
- B) The treatment of centralized waste treatment wastewater.
- b) General definitions. The Board incorporates by reference 40 CFR 437.2 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
- General pretreatment standards. Any source subject to this Subpart that
 introduces process wastewater pollutants into a publicly owned treatment
 works (POTW) must comply with Subpart B of 35 Ill. Adm. Code 307 and 35
 Ill. Adm. Code 310.

Course	Added at 25 Ill.	Dag	effective	
Source.	Added at 25 III.	Neg	, enecuve _	•

Section 307.4701 Metals Treatment and Recovery

a) Applicability. This Section applies to that portion of the discharge of wastewater from a centralized waste treatment facility that results from the treatment of, or recovery of metals from, both metal-bearing wastes received from off-site and other centralized waste treatment wastewater associated with the treatment of, or recovery of metal-bearing wastes. The Board incorporates by reference 40 CFR 437.10 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.

b) Existing sources:

- 1) The Board incorporates by reference 40 CFR 437.15 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
- 2) No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

c) New sources:

- 1) The Board incorporates by reference 40 CFR 437.16 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
- 2) No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

(Source:	Added at 25 Ill. Reg.	, effective	.)	

Section 307.4702 Oils Treatment and Recovery

a) Applicability. This Section applies to that portion of the discharge of wastewater from a centralized waste treatment facility that results from the treatment of, or recovery of oil from both oily wastes received from, off-site and other centralized waste treatment wastewater associated with the treatment of, or recovery of, oily wastes. The Board incorporates by reference 40 CFR 437.20 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.

b) Existing sources:

- 1) The Board incorporates by reference 40 CFR 437.25 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
- 2) No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

c) New sources:

- 1) The Board incorporates by reference 40 CFR 437.26 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
- 2) No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

		22
(Source: Add	ded at 2:	5 Ill. Reg)
Section 307.4	4703	Organics Treatment and Recovery
<u>a)</u>	waste treatm from, the tre	cability. This Section applies to that portion of the discharge of water from a centralized waste treatment facility that results from the nent of, or recovery of organic material from both organic wastes received off-site and other centralized waste treatment wastewater associated with eatment of, or recovery of, organic wastes. The Board incorporates by ence 40 CFR 437.30 (1999), as amended at 65 Fed. Reg. 81242, mber 22, 2000. This incorporation includes no later amendments or ms.
<u>b)</u>	Existi	ng sources:
	1)	The Board incorporates by reference 40 CFR 437.35 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
	2)	No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.
<u>c)</u>	New	sources:
	1)	The Board incorporates by reference 40 CFR 437.36 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
	2)	No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

Section 307.4704 Multiple Wastestreams

> a) Applicability. Facilities that treat wastes subject to more than one of the previous Sections in this Subpart BL must comply with either the provisions of this Section or the applicable provisions of Section 307.4701, 307.4702, or 307.4703. This Section applies to that portion of the discharge of wastewater

(Source: Added at 25 Ill. Reg. ______, effective ______.)

from a centralized waste treatment facility that results from mixing any combination of treated or untreated waste otherwise subject to Section 307.4701, 307.4702, or 307.4703. The Board incorporates by reference 40 CFR 437.40 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.

b) Existing sources:

- 1) The Board incorporates by reference 40 CFR 437.46 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
- 2) No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

c) New sources:

- 1) The Board incorporates by reference 40 CFR 437.47 (1999), as amended at 65 Fed. Reg. 81242, December 22, 2000. This incorporation includes no later amendments or editions.
- 2) No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

(Source:	Added at 25	Ill. Reg.	, effective)
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SUBPART BQ: TRANSPORTATION EQUIPMENT CLEANING

Section 307.5200 General Provisions

a) Applicability.

- 1) The Board incorporates by reference 40 CFR 442.1 (1999), as amended at 65 Fed. Reg. 49666, August 14, 2000. This incorporation includes no later amendments or editions.
- 2) This Subpart applies to discharges resulting from cleaning the interior of tanks used to transport chemical, petroleum or food grade cargos, as

<u>defined in the materials incorporated by reference in subsection (a)(1) of this Section.</u>

- b) General definitions. The Board incorporates by reference 40 CFR 442.2 (1999), as amended at 65 Fed. Reg. 49666, August 14, 2000. This incorporation includes no later amendments or editions.
- c) General pretreatment standards. Any source subject to this Subpart that introduces process wastewater pollutants into a publicly owned treatment works (POTW) must comply with Subpart B of 35 Ill. Adm. Code 307 and 35 Ill. Adm. Code 310.

(Source:	Added at 25	Ill. Reg.	. effective	.)	

Section 307.5201 Tank Trucks and Intermodal Tank Containers Transporting Chemical and Petroleum Cargos

 Applicability. This Section applies to discharges resulting from the cleaning of tank trucks and intermodal tank containers that have been used to transport chemical or petroleum cargos.

b) Existing sources:

- 1) The Board incorporates by reference 40 CFR 442.15 (1999), as amended at 65 Fed. Reg. 49666, August 14, 2000. This incorporation includes no later amendments or editions.
- 2) No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

c) New sources:

- 1) The Board incorporates by reference 40 CFR 442.16 (1999), as amended at 65 Fed. Reg. 49666, August 14, 2000. This incorporation includes no later amendments or editions.
- 2) No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

(Source: Add	led at 25	Ill. Reg)
Section 307.5	5202	Rail Tank Cars Transporting Chemical and Petroleum Cargos
<u>a)</u>		rability. This Section applies to discharges resulting from the cleaning of ak cars that have been used to transport chemical or petroleum cargos.
<u>b)</u>	Existin	ng sources:
	1)	The Board incorporates by reference 40 CFR 442.25 (1999), as amended at 65 Fed. Reg. 49666, August 14, 2000. This incorporation includes no later amendments or editions.
	2)	No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.
<u>c)</u>	New s	ources:
	1)	The Board incorporates by reference 40 CFR 442.26 (1999), as amended at 65 Fed. Reg. 49666, August 14, 2000. This incorporation includes no later amendments or editions.
	2)	No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.
(Source: Add	led at 25	Ill. Reg)
Section 307.5	5203	Tank Barges and Ocean/Sea Tankers Transporting Chemical and Petroleum Cargos
<u>a)</u>	tank b	ability. This Section applies to discharges resulting from the cleaning of arges or ocean/sea tankers that have been used to transport chemical or eum cargos.
<u>b)</u>	Existir	ng sources:
	1)	The Board incorporates by reference 40 CFR 442.35 (1999), as amended at 65 Fed. Reg. 49666, August 14, 2000. This incorporation

includes no later amendments or editions.

2) No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

c) New sources:

- 1) The Board incorporates by reference 40 CFR 442.36 (1999), as amended at 65 Fed. Reg. 49666, August 14, 2000. This incorporation includes no later amendments or editions.
- No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

(Source: Added at 25 Ill. Reg. ______, effective ______.)

Section 307.5204 Tanks Transporting Food Grade Cargos

This Section applies to discharges resulting from the cleaning of tank trucks, intermodal tank containers, rail tank cars, tank barges and ocean/sea tanker which have been used to transport food grade cargos. If wastewater generated from cleaning tanks used to transport food grade cargos is mixed with wastewater resulting from cleaning tanks used to transport chemical or petroleum cargos, then the combined wastewater is subject to the provisions established for the corresponding tanks in Sections 307.5201, 307.5202, or 307.5203.

(Source: Added at 25 Ill. Reg. ______, effective ______.)

SUBPART BT: LANDFILLS

Section 307.5500 General Provisions

- a) Applicability.
 - 1) The Board incorporates by reference 40 CFR 445.1 (1999), as amended at 65 Fed. Reg. 3008, January 19, 2000. This incorporation includes no later amendments or editions.
 - 2) This Section applies to discharges of wastewater from landfill units, as defined in the materials incorporated by reference in subsection (a)(1) of this Section.

- b) General definitions. The Board incorporates by reference 40 CFR 445.2 (1999), as amended at 65 Fed. Reg. 3008, January 19, 2000. This incorporation includes no later amendments or editions.
- c) General Pretreatment Standards. The Board incorporates by reference 40 CFR 445.3 (1999), as amended at 65 Fed. Reg. 3008, January 19, 2000. This incorporation includes no later amendments or editions. Any source subject to this Section that introduces wastewater pollutants into a publicly owned treatment works (POTW) must comply with Subpart B of 35 Ill. Adm. Code 307 and 35 Ill. Adm. Code 310.

(Source: Amended at	25 Ill. Reg	, effective)
Section 307.5501	DCD A Subtitle	C Hazardous Waste Landfill	

- Applicability. Except as provided in Section 307.5500, this Section applies to discharges of wastewater from landfills subject to the provisions of 40 CFR 264, Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities, Subpart N (Landfills); and 40 CFR 265, Interim Status Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities, Subpart N (Landfills).
- b) Existing sources: Any source subject to this Section that introduces wastewater pollutants into a publicly owned treatment works (POTW) must comply with Subpart B of 35 Ill. Adm. Code 307 and 35 Ill. Adm. Code 310.
 - 1) The Board incorporates by reference 40 CFR 445.11 (1999), as amended at 65 Fed. Reg. 3008, January 19, 2000 and 65 Fed. Reg. 14344, March 16, 2000. This incorporation includes no later amendments or editions.
 - 2) No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.
- c) New sources: Any source subject to this Section that introduces wastewater pollutants into a publicly owned treatment works (POTW) must comply with Subpart B of 35 Ill. Adm. Code 307 and 35 Ill. Adm. Code 310.
 - 1) The Board incorporates by reference 40 CFR 445.14 (1999), as amended at 65 Fed. Reg. 3008, January 19, 2000. This incorporation

includes no later amendments or editions.

2) No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

(Source: Amended at	25 Ill. Reg	, effective)
Section 307.5502	RCRA Subtitle	D Non-Hazardous W	aste Landfill

- a) Applicability. Except as provided in Section 307.5500, this Section applies to discharges of wastewater from landfills subject to the provisions of 40 CFR 258, Criteria for Municipal Solid Waste Landfills; and 40 CFR 257, Criteria for Classification of Solid Waste Disposal Facilities and Practices.
- b) Existing sources:—Any source subject to this Section that introduces wastewater pollutants into a publicly owned treatment works (POTW) must comply with Subpart B of 35 Ill. Adm. Code 307 and 35 Ill. Adm. Code 310.
 - 1) The Board incorporates by reference 40 CFR 445.21 (1999), as amended at 65 Fed. Reg. 3008, January 19, 2000 and 65 Fed. Reg. 14344, March 16, 2000. This incorporation includes no later amendments or editions.
 - 2) No person subject to the pretreatment standards incorporated by reference in subsection (b)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.
- c) New sources: Any source subject to this Section that introduces wastewater pollutants into a publicly owned treatment works (POTW) must comply with Subpart B of 35 Ill. Adm. Code 307 and 35 Ill. Adm. Code 310.
 - 1) The Board incorporates by reference 40 CFR 445.24 (1999), as amended at 65 Fed. Reg. 3008, January 19, 2000. This incorporation includes no later amendments or editions.
 - No person subject to the pretreatment standards incorporated by reference in subsection (c)(1) of this Section shall cause, threaten or allow the discharge of any contaminant to a POTW in violation of such standards.

(Source:	Amended at 25 Ill.	. Reg,	effective)
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TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE C: WATER POLLUTION CHAPTER I: POLLUTION CONTROL BOARD

PART 310 PRETREATMENT PROGRAMS

	SUBPART A: GENERAL PROVISIONS
Section	
310.101	Applicability
310.102	Objectives
310.103	Federal Law
310.104	State Law
310.105	Confidentiality
310.107	Incorporations by Reference
310.110	Definitions
310.111	New Source
	SUBPART B: PRETREATMENT STANDARDS
Section	
310.201	General Prohibitions
310.202	Specific Prohibitions
310.210	Specific Limits Developed by POTW
310.211	Local Limits
310.220	Categorical Standards
310.221	Category Determination Request
310.222	Deadline for Compliance with Categorical Standards
310.230	Concentration and Mass Limits
310.232	Dilution
310.233	Combined Wastestream Formula
	SUBPART C: REMOVAL CREDITS
Section	SUDIANI C. NEWOVAL CREDITS
310.301	Special Definitions
310.302	Authority
310.303	Conditions for Authorization to Grant Removal Credits
310.310	Calculation of Revised Discharge Limits
310.311	Demonstration of Consistent Removal
310.312	Provisional Credits

Compensation for Overflow

310.320

310.330	Exception to POTW Pretreatment Program
310.340	Application for Removal Credits Authorization
310.341	Agency Review
310.343	Assistance of POTW
310.350	Continuation of Authorization
310.351	Modification or Withdrawal of Removal Credits
310.331	Wodinearon of Whitatawar of Removar Creats
	SUBPART D: PRETREATMENT PERMITS
Section	D 11
310.400	Preamble
310.401	Pretreatment Permits
310.402	Time to Apply
310.403	Imminent Endangerment
310.410	Application
310.411	Certification of Capacity
310.412	Signatures
310.413	Site Visit
310.414	Completeness
310.415	Time Limits
310.420	Standard for Issuance
310.421	Final Action
310.430	Conditions
310.431	Duration of Permits
310.432	Schedules of Compliance
310.441	Effect of a Permit
310.442	Modification
310.443	Revocation
310.444	Appeal
	SUBPART E: POTW PRETREATMENT PROGRAMS
Section	
310.501	Pretreatment Programs Required
310.502	Deadline for Program Approval
310.503	Incorporation of Approved Programs in Permits
310.504	Incorporation of Compliance Schedules in Permits
310.505	Reissuance or Modification of Permits
310.510	Pretreatment Program Requirements
310.521	Program Approval
310.522	Contents of Program Submission
310.524	Content of Removal Allowance Submission
310.531	Agency Action
310.532	Defective Submission
310.533	Water Quality Management

310.541	Deadline for Review
310.542	Public Notice and Hearing
310.543	Agency Decision
310.544	USEPA Objection
310.545	Notice of Decision
310.546	Public Access to Submission
310.547	Appeal
310.517	1 Appeni
	SUBPART F: REPORTING REQUIREMENTS
Section	
310.601	Definition of Control Authority
310.602	Baseline Report
310.603	Compliance Schedule
310.604	Report on Compliance with Deadline
310.605	Periodic Reports on Compliance
310.606	Notice of Potential Problems
310.610	Monitoring and Analysis
310.611	Requirements for Non-Categorical Standard Users
310.612	Annual POTW Reports
310.613	Notification of Changed Discharge
310.621	Compliance Schedule for POTW's
310.631	Signatory Requirements for Industrial User Reports
310.632	Signatory Requirements for POTW Reports
310.633	Fraud and False Statements
310.634	Recordkeeping Requirements
310.635	Notification of Discharge of Hazardous Waste
	SUBPART G: FUNDAMENTALLY DIFFERENT FACTORS
Section	SUBPART G. FUNDAMENTALLT DIFFERENT FACTORS
310.701	Definition of Requester
310.701	Purpose and Scope
310.702	Criteria
310.703	Fundamentally Different Factors
310.705	Factors which are Not Fundamentally Different
310.706	More Stringent State Law
310.700	Application Deadline
310.712	Contents of FDF Request
310.712	Deficient Requests
310.713	Public Notice
310.714	Agency Review of FDF Requests
310.721	USEPA Review of FDF Requests
210.122	SELECTION OF DE ROQUEDO

SUBPART H: ADJUSTMENTS FOR POLLUTANTS IN INTAKE

Section 310.801	Net/Gross Calculation by USEPA
	SUBPART I: UPSETS
Section	
310.901	Definition
310.902	Effect of an Upset

Conditions Necessary for an Upset 310.903 Burden of Proof 310.904 Reviewability of Claims of Upset 310.905

User Responsibility in Case of Upset 310.906

SUBPART J: BYPASS

Section

310.910 Definition 310.911 Bypass Not Violating Applicable Pretreatment Standards or Requirements Notice 310.912 310.913 Prohibition of Bypass

SUBPART K: MODIFICATION OF POTW PRETREATMENT PROGRAMS

Section	
310.920	General
310.921	Substantial Modifications Defined
310.922	Approval Procedures for Substantial Modifications
310.923	Approval Procedures for Non-Substantial Modifications
310.924	Incorporation of Modifications into the Permit

AUTHORITY: Implementing and authorized by Sections 7.2, 13, 13.3, and 27 of the Environmental Protection Act [415 ILCS 5/7.2, 13, 13.3 and 27].

SOURCE: Adopted in R86-44 at 12 Ill. Reg. 2502, effective January 13, 1988; amended in R88-18 at 13 Ill. Reg. 2463, effective January 31, 1989; amended in R89-3 at 13 Ill. Reg. 19243, effective November 27, 1989; amended in R89-12 at 14 Ill. Reg. 7608, effective May 8, 1990; amended in R91-5 at 16 Ill. Reg. 7346, effective April 27, 1992; amended in R95-22 at 20 Ill. Reg. 5533, effective April 1, 1996; amended in R96-12 at 20 Ill. Reg. 10671, effective July 24, 1996; amended in R97-7 at 21 Ill. Reg. 5163, effective April 10, 1997; amended in R98-23 at 22 Ill. Reg. 11465, effective June 22, 1998; amended in R99-17 at 23 Ill. Reg. 8412, effective July 12, 1999; amended in R00-7 at 24 Ill. Reg. 2372, effective January 26, 2000; amended in R00-15 at 24 Ill. Reg. 11633, effective July 24, 2000; amended in R01-5 at 25 Ill. Reg. 1322, effective January 11, 2001; amended in R01-25 at 25 Ill. Reg.

, effective .

SUBPART A: GENERAL PROVISIONS

Section 310.107 Incorporations by Reference

- a) The following publications are incorporated by reference:
 - 1) The consent decree in NRDC v. Costle, 12 Environment Reporter Cases 1833 (D.C. Cir. August 16, 1978).
 - Standard Industrial Classification Manual (1972), and 1977
 Supplement, republished in 1983, available from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20401.
- b) The following provisions of the Code of Federal Regulations are incorporated by reference:

40 CFR 2.302 (1999)

40 CFR 25 (1999)

40 CFR 122, Appendix D, Tables II and III (1999)

40 CFR 128.140(b) (1977)

40 CFR 136 (1999), as amended at 64 Fed. Reg. 42552, August 4, 1999, 64 Fed. Reg. 73414, December 30, 1999, and 65 Fed. Reg. 3008, January 19, 2000, and 65 Fed. Reg. 81242, December 22, 2000

40 CFR 403 (1999)

40 CFR 403, Appendix D (1999)

- c) The following federal statutes are incorporated by reference:
 - 1) Section 1001 of the Criminal Code (18 USC 1001) as of July 1, 1988
 - 2) Clean Water Act (33 USC 1251 et seq.) as of July 1, 1988
 - 3) Subtitles C and D of the Resource Conservation and Recovery Act (42 USC 6901 et seq.) as of July 1, 1988
- d) This Part incorporates no future editions or amendments.

(Source:	Amended at 25 Ill. Reg.	, effective)
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IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above opinion and order was adopted on the 9th day of August 2001 by a vote of 6-0.

Dorothy M. Gunn, Clerk Illinois Pollution Control Board