

COB - BOSAIR FORM

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Submitted by Cecilia.Murch@pima.gov



BOARD OF SUPERVISORS AGENDA ITEM REPORT (BOSAIR)

All fields are required. Enter N/A if not applicable. For number fields, enter 0 if not applicable.

Award Type:	Agenda Item
BOSAIR Activity:	Board Meeting Request
Requested Board Meeting Date:	07/28/2026
Project Title / Description:	Pima County Code Title 17 Air Quality Control: Incorporation by Reference Rulemaking

Agenda Item Report

Introduction / Background:	Pima County Code (PCC) Air Pollution Regulations (Title 17) contain multiple sections that incorporate by reference federal regulations from Title 40 of the Code of Federal Regulations (CFR). These federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year. The proposed rulemaking is to update these incorporations by reference to July 1, 2025.
Discussion:	The purpose of this rulemaking is to incorporate by reference the applicable federal regulations (40 CFR Parts 51, 58, 60, 61 and 63) as codified on July 1, 2025, updating Pima County Code sections that incorporate these rules. This is necessary for Pima County to align with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County.
Conclusion:	The proposed changes in this rulemaking are: - Updated dates of CFR incorporation by reference to July 1, 2025, except as otherwise applicable, in the following sections: 17.04.070(C) 17.11.160(A) 17.12.040(A)(3)(b) 17.12.070(A) 17.12.160(C)(3) 17.13.020(A)(3)(b) 17.16.490(A) 17.16.530(A) and (B) 17.16.590(A)(6)(a) - Update the secondary ambient air quality standard for sulfur oxides. 17.08.020(B). - Update the PM 2.5 standard. 17.08.030(B)(1)(a). - Expand the list of CFR subparts that create exemptions from permit requirements. 17.11.090(C).

5. Removal of subparts under the NSPS that PDEQ lacks authority over pursuant to A.R.S. 49-402(A). 17.16.490.

6. Removal of subparts under the NESHAP that PDEQ lacks authority over pursuant to A.R.S. 49-402(A). 17.16.530.

In addition to the updates to the incorporation by reference, several clerical changes are proposed to be made to Title 17. These changes are to correct errors and increase clarity and will have no regulatory impact.

The proposed clerical changes include: the addition of emails, websites, and phone numbers; capitalization of titles and terms of art such as “Control Officer,” addition of Arabic numerals where numbers are spelled out only and vice versa, removal of brackets that appeared in error, removals of references to already-removed sections of code, conformity of references to CFR appendices and test methods to match the current numbering.

Recommendation:	PDEQ Recommends that the Board of Supervisors adopt this rulemaking.
Fiscal Impact:	None
Support of Prosperity Initiative:	C-S 2. Address Climate Resilience and Environmental Justice
Provide information that explains how this activity supports the selected Prosperity Initiative	Climate resilience and environmental justice are addressed through continued alignment of Pima County Code (and associated incorporation by reference of federal regulations) and delegated authority from the EPA. This ensures local air quality enforcement capability for permitted sources within Pima County.
Board of Supervisor District:	• 1 • 2 • 3 • 4 • 5
Department:	Environmental Quality
Name:	Cecilia Murch
Telephone:	520.724.7363

Department Director Signature: Scott DiBian Date: 6/23/2026 | 3:15 PM MST

Deputy County Administrator Signature:  Date: 6/25/2026 | 12:23 PM MST

County Administrator Signature:  Date: 6/25/2026 | 3:31 PM MST



June 22, 2026

To the Clerk of the Board:

Please find the following Agenda Item Requirements pursuant to Pima County Administrative Procedure 4.1(II)(D), for the presentation of the Pima County Code Title 17 CFR Incorporation by Reference Rulemaking before the Board of Supervisors on July 28, 2026. These items are submitted as a hard copy, and as a single portable document file.

Enclosed items:

1. Board of Supervisors Agenda Item Request (BoSAIR)
2. Draft ordinance
 - a. Legislative (Strikeout/Underlined) copy
 - b. Clean copy
3. Background information
4. Public notice required and completed
 - a. A.R.S. §§49-471.08(B), 49-112.D.3
 - i. Notice posted on PDEQ website on March 11, 2026
 - ii. Notice posted on PDEQ website on May 8, 2026
 - iii. Notice posted on PDEQ website on June 16, 2026
 - b. A.R.S. §49-498 and P.C.C. 17.04.400
 - i. Printed notice Affidavit - Daily Territorial on March 11, 2026 and March 18, 2026
 - ii. Printed notice Affidavit - Daily Territorial on May 8, 2026 and May 15, 2026
 - c. P.C.C.17.04.400
 - i. Posted in 3 conspicuous places (24 Pima County Libraries) in the County on March 12, 2026
 - ii. Emailed notice to other Air Quality Districts, local government heads, and PAG on March 16, 2026
 - iii. Posted in 3 conspicuous places (24 Pima County Libraries) in the County on May 11, 2026
 - iv. Emailed notice to other Air Quality Districts, local government heads, and PAG on May 8, 2026
 - d. Additional notices provided beyond what is legally required
 - i. Public notice emailed to GovDelivery stakeholders list on March 11, 2026
 - ii. Oral proceedings (April 14, 2026 and June 8, 2026) information
 - iii. Presentation for oral proceedings, shared on PDEQ webpage on April 14, 2026 and June 16, 2026
 - iv. Emailed to GovDelivery list on May 8, 2026
5. Public comments received and department responses

Please contact me if there are any questions.

Sincerely,

Scott DiBiase
Director
520-724-7363
Scott.dibiase@pima.gov

Scott DiBiase, Director

ORDINANCE NUMBER 2026 - _____

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA, RELATING TO AIR QUALITY; AMENDING THE PIMA COUNTY CODE BY AMENDING TITLE 17, CHAPTERS 17.04, 17.08, 17.11, 17.12, 17.13, AND 17.16 TO UPDATE AND ADOPT NEW INCORPORATIONS BY REFERENCE OF THE FOLLOWING FEDERAL REGULATIONS: ACID RAIN, NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAP), NEW SOURCE PERFORMANCE STANDARDS (NSPS) , NATIONAL AMBIENT AIR QUALITY STANDARDS, AND OTHER PARTS OF TITLE 40 CODE OF FEDERAL REGULATIONS, AND CONFORMING DEFINITIONS TO STATE RULES.

IT IS ORDAINED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA:

SECTION 1. Pima County Code Chapter 17.04, Section 17.04.070 is amended as follows:

**Chapter 17.04
GENERAL PROVISIONS**

. . .

17.04.070 Incorporated materials.

The following documents are incorporated herein by reference and are on file with the eControl eOfficer:

A. The Arizona Department of Environmental Quality's "Arizona Testing Manual for Air Pollutant Emissions," amended as of March 1992 (and no future editions).

B. The ASTM Test Methods referenced in this title as of the year specified in the reference (and no future amendments). They are available from the American Society for Testing and Materials, 100 Barr Harbor Dr., West Conshohocken, PA, 19428-2959.

C. All parts of the CFR referenced in this Title are amended as of July 1, 2015~~25~~, as applicable requirements and no future editions or amendments unless specifically indicated otherwise. All CFR references can be found at www.eCFR.gov.

D. The U.S. Government Printing Office's "Standard Industrial Classification Manual, 1987" and no future editions.

. . .

SECTION 2. Pima County Code Chapter 17.08, Sections 17.08.020 and 17.08.030, are amended as follows:

**Chapter 17.08
AMBIENT AIR QUALITY STANDARDS**

. . .

17.08.020 Sulfur oxides (sulfur dioxide).

A. The primary ambient air quality standard for sulfur oxides measured as sulfur dioxide using the reference method described in 40 CFR 50, Appendix ~~A or A-1~~ A-1 and A-2, or by an equivalent method, is:

1. Seventy-five (75) parts per billion (ppb) — maximum one-hour concentration. The one-hour primary standard is met at an ambient air quality monitoring site when the three-year average of the annual 99th percentile of the daily maximum one-hour average concentration is less than or equal to seventy-five parts per billion, as determined according to 40 CFR 50, Appendix T.

B. The secondary ambient air quality standard for sulfur oxides, measured as sulfur dioxide is ~~0.5 parts per million (ppm)~~ 10 parts per billion (ppb) (~~1300 µg/m³~~) — maximum 3-hour concentration not to be exceeded more than once per year.

17.08.030 Particulate matter: (PM 10 and PM 2.5).

A. Particulate Matter (PM 10)

. . .

B. Particulate Matter (PM 2.5)

1. The primary ambient air quality standards for particulate matter (PM 2.5) are:

a. ~~Twelve~~ Nine (9) micrograms per cubic meter of PM 2.5 — annual arithmetic mean concentration.

b. Thirty-five (35) micrograms per cubic meter of PM 2.5 — twenty-four-hour average concentration.

2. The secondary ambient air quality standards for particulate matter (PM 2.5) are:

a. Fifteen (15) micrograms per cubic meter of PM 2.5 — annual arithmetic mean concentration.

b. Thirty-five (35) micrograms per cubic meter of PM 2.5 — twenty-four-hour average concentration.

...

4. The primary annual ambient air quality standards for PM_{2.5} is met when the annual arithmetic mean concentration, as determined in accordance with 40 CFR 50, Appendix N, is less than or equal to ~~twelve~~ nine (9) micrograms per cubic meter.

SECTION 3. Pima County Code Chapter 17.11, Sections 17.11.090, 17.11.160, and 17.11.200 are amended as follows:

Chapter 17.11 GENERAL PROVISIONS FOR PERMITS

...

17.11.090 Applicability—Classes of permits.

A. Except as otherwise provided in this title, no person shall commence construction of, operate, or make a modification to any source subject to regulation under this title without first obtaining a permit or permit revision from the eControl eOfficer. Permits issued pursuant to this section shall be issued for a period of five years.

...

C. ~~Notwithstanding subsections A and B of this section, the following sources shall not require a permit unless the source is a major source, or unless operation without a permit would result in a violation of the Act: A stationary source is not required to obtain a permit solely because it is subject to any of the following standards:~~

1. ~~Sources subject to 40 CFR 60, Subpart AAA, Standards of Performance for New Residential Wood Heaters. Subparts of 40 CFR 60:~~

a. AAA: Standards of Performance for New Residential Wood Heaters

b. IIII: Standards of Performance for Stationary Compression Ignition Internal Combustion Engines

c. JJJJ: Standards of Performance for Stationary Spark Ignition Internal Combustion Engines

d. QQQQ: Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces

2. Subparts of 40 CFR 63:

a. WWWW: National Emissions Standards for Hazardous Air Pollutants, Reinforced Plastic Composites Production

b. ZZZZ: National Emissions Standards for Hazardous Air Pollutants: Stationary Reciprocating Internal Combustion Engines

c. CCCCC: National Emissions Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities

d. HHHHH: National Emissions Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources

e. JJJJJ: National Emissions Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boiler Area Sources

~~2. 3. Sources and source categories that would be required to obtain a permit solely because they are subject to 40 CFR 61.145. 40 CFR 61 Subpart M, §61.145: National Emission Standard for Asbestos, Standard for demolition and renovation~~

~~3. D. Agricultural equipment used in normal farm operations does not require a permit unless the source is a major source, or unless operation without a permit would result in a violation of the Act: "Agricultural equipment used in normal farm operations" does not include equipment that would be classified as a source that would require a permit under Title V of the Act (Permits), or would be subject to a standard under 40 CFR Part 60 or 61.~~

~~DE. No person may construct or reconstruct any major source of hazardous air pollutants, unless the control officer determines that maximum achievable control technology emission limitation (MACT) for new sources under Section 112 of the Act will be met. If MACT has not been established by the administrator, such determination shall be made on a case-by-case basis pursuant to 40 CFR 63.40 through 63.44, as incorporated by reference in Section 17.16.530(B). For purposes of this subsection, constructing and reconstructing a major source shall have the meanings described in 40 CFR 63.41.~~

...

17.11.160 Test methods and procedures.

A. The following test methods and protocols are approved for use as directed by the department under this chapter. These standards adopted as of July 1, 2019~~25~~, and no future editions or amendments, are incorporated by reference as applicable requirements. These standards are on file with the department, online at www.ecfr.gov, and are also available from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

...

17.11.200 Existing source emission monitoring.

A. Every source subject to an existing source performance standard as specified in this title . . .

D. Minimum Specifications. Owners or operators of monitoring equipment installed to comply with this section shall demonstrate compliance with the following performance specifications:

...

2. Calibration Gases. Span and zero gases should be traceable to National Bureau of Standards reference gases whenever these reference gases are available. Every six months from date of manufacture, span and zero gases shall be reanalyzed by conducting triplicate analyses using the reference methods in Appendix A, Part 60, (Chapter 1, Title 40, CFR as amended. For sulfur dioxide, use Reference Method 6; for nitrogen oxides, use Reference Method 7; and for carbon dioxide or oxygen, use Reference Method 3). The gases may be analyzed at less frequent intervals if longer shelf lives are guaranteed by the manufacturer.

...

F. Data Reduction. Owners or operators of affected facilities shall use the following procedures for converting monitoring data to units of the standard where necessary.

1. For fossil-fuel fired steam generators the following procedures shall be used to convert gaseous emission monitoring data in parts per million to g/million cal (lb/million BTU) where necessary.

a. When the owner or operator of a fossil-fuel fired steam generator elects under (C)(1)(d) of this section to measure oxygen in the flue gases, the measurements of the pollutant concentration and oxygen concentration shall each be on a consistent basis (wet or dry).

i. When measurements are on a wet basis, except where wet scrubbers are employed or where moisture is otherwise added to stack gases, the following conversion procedure shall be used:

$$E_Q = C_{ws} F_w \frac{20.9}{20.9(1 - B_{wa}) - \%O_{2ws}}$$

ii. When measurements are on a wet basis and the water vapor content of the stack gas is determined at least once every fifteen minutes the following conversion procedure shall be used:

$$E_Q = C_{ws} F \frac{20.9}{20.9(1 - B_{wa}) - \%O_{2ws}}$$

Note: Use of this equation is contingent upon demonstrating the ability to accurately determine B(ws) such that any absolute error in B(ws) will not cause an error of more than ± 1.5 percent in the term.

$$\frac{20.9}{20.9(1 - B_{wa}) - \%O_{2ws}}$$

iii. When measurements are on a dry basis, the following conversion procedure shall be used:

$$E_Q = CF \frac{20.9}{20.9 - \%O_{2ws}}$$

b. When the owner or operator elects under subsection (C)(1)(d) of this section to measure carbon dioxide in the flue gases, the measurement of the pollutant concentration and the carbon dioxide concentration shall each be on a consistent basis (wet or dry) and the following conversion procedure used:

$$E_Q = CF_c \frac{100}{\%CO_2}$$

...

SECTION 4. Pima County Code Chapter 17.12, Sections 17.12.040, 17.12.070, 17.12.160, and 17.12.210, are amended as follows:

Chapter 17.12 INDIVIDUAL PERMITS AND PERMIT REVISIONS FOR CLASS I PERMITS

...

17.12.040 Permit contents for Class I permits.

A. Each permit issued shall include the following elements:

...

3. Each permit shall contain the following requirements with respect to monitoring:

a. All monitoring and analysis procedures or test methods required under applicable monitoring and testing requirements, including: . . .

...

b. 40 CFR 64 adopted July 1, 2019~~25~~ and no future editions or amendments, is incorporated by reference as applicable requirements and on file with the department and shall be applied by the department. If more than one monitoring or testing requirement applies, the permit may specify a streamlined set of monitoring or testing provisions if the specified monitoring or testing is adequate to assure compliance at least to the same extent as the monitoring or testing applicable requirements not included in the permit as a result of the streamlining; . . .

. . .

17.12.070 Acid rain.

A. 40 CFR 72, 74, 75, and 76, and all accompanying appendices, adopted as of July 1, 2019~~25~~, and no future editions or amendments are incorporated by reference as applicable requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained at www.ecfr.gov or from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

B. When used in 40 CFR 72, 74, 75, and 76 "Permitting Authority" means the Pima County ~~d~~Department of ~~e~~Environmental ~~q~~Quality and "Administrator" means the administrator of the United States Environmental Protection Agency.

. . .

17.12.160 Annual emissions inventory questionnaire for Class I permits.

A. Every source with a Class I permit shall complete and submit to the ~~e~~Control ~~o~~fficer an annual emissions inventory questionnaire by email to air.notices@pima.gov, mail to 33 N. Stone Ave., Suite 700, Tucson AZ 85701, or as otherwise instructed in the permit. The questionnaire is due by March 31st, or ninety days after the ~~e~~Control ~~o~~fficer makes the inventory form available, whichever occurs later, and shall include emission information for the previous calendar year. These requirements apply whether or not a permit has been issued and whether or not a permit application has been filed.

B. The questionnaire shall be on a form provided by or approved by the ~~e~~Control ~~o~~fficer and shall include the following information:

. . .

C. Actual quantities of emissions shall be determined using the following emission facts or data:

. . .

3. When sufficient data pursuant to subsection (C)(1) or (C)(2) of this section is not available, emissions estimates shall be calculated using emissions factors from EPA Publication No. AP-42 "Compilation of Air Pollutant Emission Factors," Volume I: Stationary Point and Area Sources, Fifth Edition, 1995, U.S. Environmental Protection Agency, Research Triangle Park, NC, including Supplements A through F and all updates published through July 1, 2014~~25~~ (and no future editions). AP-42 is

incorporated by reference and is on file with the Department of Environmental Quality and can be obtained from the Government Printing Office, 732 North Capitol Street, NW, Washington, D.C. 20401, telephone (202) 512-1800, or by downloading the document from the web site for the EPA Clearinghouse for Emission Inventories and Emission Factors at <https://www.epa.gov/air-emissions-factors-and-quantification/ap-42-compilation-air-emissions-factors-stationary-sources>.

17.12.210 General provisions.

A. Permits issued pursuant to a program adopted under this title are subject to payment of a reasonable fee to be determined as outlined in this chapter.

B. Funds received for permits issued pursuant to this chapter shall be sufficient to cover the permit program costs and shall be deposited in a special public health fund. ~~and shall be used by the control officer to defray the costs of implementing provisions of this title.~~

. . .

SECTION 5. Pima County Code Chapter 17.13, Sections 17.13.020, 17.13.130, and 17.13.230, are amended as follows:

Chapter 17.13 INDIVIDUAL AND GENERAL PERMITS AND PERMIT REVISIONS FOR CLASS II AND CLASS III PERMITS

. . .

17.13.020 Permit contents for Class II and Class III permits.

A. Each permit issued shall include the following elements: . . .

. . .

3. Each permit shall contain the following requirements with respect to monitoring: . . .

. . .

b. 40 CFR 64 as codified July 1, 2004~~25~~, is incorporated by reference and on file with the ~~e~~Control ~~e~~Officer. This incorporation by reference contains no future editions or amendments. If more than one monitoring or testing requirement applies, the permit may specify a streamlined set of monitoring or testing provisions if the specified monitoring or testing is adequate to assure compliance at least to the same extent as the monitoring or testing applicable requirements not included in the permit as a result of such streamlining;

c. If the applicable requirement does not require periodic testing or instrumental or noninstrumental monitoring (which may consist of recordkeeping designed to serve as monitoring), monitoring that is commensurate with the size and rate of emission from each emission unit shall be established by the eControl eOfficer. Recordkeeping provisions that are sufficient to meet the requirements of this subsection; and

. . .

7. Provisions stating the following: . . .

. . .

e. The permittee shall furnish to the eControl eOfficer, within a reasonable time, any information that the eControl eOfficer may request in writing to determine whether cause exists for revising, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the eControl eOfficer copies of records required to be kept by the permit. For information claimed to be confidential, the permittee shall furnish a copy of such records directly to the administrator along with a claim of confidentiality.

8. A provision to ensure that the source pays fees to the eControl eOfficer pursuant to A.R.S. § 49-426(E) and Article V of this chapter.

9. A provision stating that no permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading and other similar programs or processes for changes that are provided for in the permit.

10. Terms and conditions for reasonably anticipated operating scenarios identified by the source in its application as approved by the eControl eOfficer. Such terms and conditions shall:

. . .

11. Terms and conditions, if the permit applicant requests them, as approved by the eControl eOfficer, for the trading of emissions increases and decreases in the permitted facility, to the extent that the applicable requirements provide for trading increases and decreases without a case-by-case approval of each emissions trade. Such terms and conditions:

. . .

12. Terms and conditions, if the permit applicant requests them and they are approved by the eControl eOfficer, setting forth intermittent operating scenarios including potential periods of downtime. If such terms and conditions are included, the state's emissions inventory shall not reflect the zero emissions associated with the periods of downtime.

13. Upon request of a permit applicant, the eControl eOfficer shall issue a permit that contains terms and conditions allowing for the trading of emission increases and decreases in the permitted facility solely for the purpose of complying with a federally enforceable emission cap established in the permit independent of otherwise applicable

requirements. The permit applicant shall include in its application proposed replicable procedures and permit terms that ensure the emissions trades are quantifiable and enforceable. The eControl eOfficer shall not include in the emissions trading provisions any emissions units for which emissions are not quantifiable or for which there are no replicable procedures to enforce the emissions trades. The permit shall also require compliance with all applicable requirements. Changes made under this paragraph shall not include modifications under any provision of Title I of the Act and may not exceed emissions allowable under the permit. The terms and conditions shall provide for logging that conforms to Section 17.13.110(B)(5). In addition, the notices shall describe how the increases and decreases in emissions will comply with the terms and conditions of the permit.

...

17.13.130 Minor revisions for Class II or Class III permits.

A. Minor permit revision procedures shall be used for the following changes at a Class II or Class III source:

...

B. As approved by the eControl eOfficer, minor permit revision procedures may be used for permit revisions involving the use of economic incentives, marketable permits, emissions trading, and other similar approaches, to the extent that the minor permit revision procedures are explicitly provided for in an applicable implementation plan or in applicable requirements promulgated by the administrator.

C. ~~An application for minor permit revision shall be on the standard application form contained in Title 18, Chapter 2, Appendix 1 of the A.A.G.~~ Applications for minor permit revision are available on the Department's website, or sources may contact the Department by telephone, email at air.notices@pima.gov, or mail at 33 N. Stone Ave., Suite 700, Tucson Arizona 85701. and Applications shall include the following:

...

17.13.230 General provisions.

A. Permits issued pursuant to a program adopted under this title are subject to payment of a reasonable fee to be determined as outlined in this chapter.

B. Funds received for permits issued pursuant to this chapter shall be sufficient to cover the permit program costs and shall be deposited in a special public health fund. ~~and shall be used by the control officer to defray the costs of implementing provisions of this title.~~

...

SECTION 6. Pima County Code Chapter 17.16, Sections 17.16.130, 17.16.165, 17.16.170, 17.16.190, 17.16.200, 17.16.210, 17.16.240, 17.16.250, 17.16.260,

17.16.270, 17.16.310, 17.16.320, 17.16.340, 17.16.350, 17.16.360, 17.16.370, 17.16.410, 17.16.420, 17.16.490, 17.16.520, 17.16.530, and 17.16.590 are amended as follows:

Chapter 17.16 EMISSIONS LIMITING STANDARDS

. . .

17.16.130 Applicability.

- A. This article shall apply only to a source that is all of the following:
 - 1. An existing source, as defined in Section ~~[Section]~~ 17.04.340;
 - 2. A point source. For the purposes of this section, "point source" means a source of air contaminants that has an identifiable plume or emissions point; and
 - 3. A stationary source, as defined in Section ~~[Section]~~ 17.04.340.
- B. Except as otherwise provided in this Chapter relating to specific types of sources, the opacity of any plume or effluent, from a source described in subsection (a), as determined by Reference Method 9 in 40 CFR 60, Appendix A-4, shall not be: . . .

. . .

17.16.165 Standards of performance for fossil-fuel fired industrial and commercial equipment.

- A. This section applies to industrial and commercial installations which are less than seventy-three megawatts capacity . . .

. . .

- J. The test methods and procedures required by this section are as follows:
 - 1. The reference methods in 40 CFR 60, Appendix A-1 through A-4 shall be used to determine compliance with the standards as prescribed in this section.

. . .

17.16.170 Incinerators.

- A. An incinerator shall be operated only between the hours of official sunrise and sunset, except when the following are conditions of the operating permit: . . .

. . .

- G. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-3, shall be used to determine compliance with the standards prescribed in subsection C of this section as follows: . . .

. . .

17.16.190 Standards of performance for nitric acid plants.

A. No person shall cause, allow or permit discharge from any nitric acid plant producing weak nitric acid, which is either: . . .

. . .

D. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-4 shall be used to determine compliance with the standard prescribed in subsection A of this section as follows:

. . .

17.16.200 Standards of performance for sulfuric acid plants.

A. Facilities that produce sulfuric acid by the contact process by burning elemental sulfur, alkylation acid, hydrogen sulfide, organic sulfide and mercaptans or acid sludge shall not discharge into the atmosphere: . . .

. . .

D. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-4 shall be used to determine compliance with standards prescribed in subsection A of this section as follows: . . .

. . .

17.16.210 Standards of performance for asphalt concrete plants.

A. Fixed asphalt concrete plants and portable asphalt concrete plants shall meet the standards set forth in this section.

. . .

G. The test methods and procedures required under this section are:

1. The reference methods given in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in subsection B.

. . .

17.16.240 Standards of performance for secondary lead smelters.

A. No person shall cause, allow or permit the discharge of particulate matter into the atmosphere in any one hour from any existing secondary lead smelter. . .

. . .

E. The test methods and procedures required by this section are as follows:

1. The reference methods set forth in 40 CFR 60, Appendix A-1, A-2, and A-4 shall be used to determine compliance with the standards prescribed in subsection A of this section as follows: . . .

. . .

17.16.250 Standards of performance for secondary brass and bronze ingot production plants.

A. No person shall cause, allow or permit the discharge of particulate matter into the atmosphere in any one hour from any secondary brass or bronze ingot production plant . . .

. . .

E. The test methods and procedures required by this section are as follows:

1. The reference methods set forth in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in subsection A of this section as follows: . . .

. . .

17.16.260 Standards of performance for iron and steel plants.

A. No person shall cause, allow or permit the discharge of particulate matter into the atmosphere in any one hour from any basic oxygen process furnace. . .

. . .

F. The test methods and procedures required under this section are as follows:

1. The reference methods set forth in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in subsection A of this section as follows: . . .

. . .

17.16.270 Standards of performance for sewage treatment plants.

A. No person shall cause, allow or permit to be emitted into the atmosphere, from any municipal sewage treatment plant sludge incinerator: . . .

. . .

C. The test methods and procedures required by this section are as follows:

1. The reference methods set forth in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in subsection A of this section as follows: . . .

. . .

17.16.310 Standards of performance for coal preparation plants.

A. The provisions of this section are applicable to any of the following affected facilities in coal preparation plants . . .

. . .

F. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-3 are used to determine compliance with standards prescribed in subsection B of this section as follows: . . .

. . .

17.16.320 Standards of performance for steel plants—Electric arc furnaces (EAF).

A. No person shall cause, allow or permit the discharge of particulate matter into the atmosphere in any one hour from electric arc furnaces or dust-handling equipment which are affected facilities in any steel plant in total quantities in excess of the amount calculated by one of the following equations: . . .

. . .

F. The test methods and procedures required under this section are as follows:

1. Reference methods in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed under subsection A of this section as follows: . . .

. . .

17.16.340 Standards of performance for stationary rotating machinery.

A. The provisions of this section are applicable to the following affected facilities: all stationary gas turbines, oil-fired turbines, or internal combustion engines. . .

. . .

K. The test methods and procedures required by this section are as follows:

1. To determine compliance with the standards prescribed in subsections C through H of this section, the following reference methods shall be used:

a. Reference Method 20 in 40 CFR 60, Appendix A-7 for the concentration of sulfur dioxide and oxygen.

...

17.16.350 Standards of performance for lime manufacturing plants.

A. The provisions of this section are applicable to the following affected facilities used in the manufacture of lime: rotary lime kilns, vertical lime kilns, lime hydrators, and limestone crushing facilities . . .

...

H. The test methods and procedures required by this section are as follows:

1. The reference methods in the Arizona Testing Manual and 40 CFR 60, Appendix A-1 through A-4, shall be used to determine compliance with this section as follows: . . .

...

17.16.360 Standards of performance for nonferrous metals industry sources.

A. The provisions of this section are applicable to the following affected facilities: mines, mills, concentrators, crushers, screens, material handling facilities, fine ore storage, dryers, roasters, and loaders.

...

H. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-4 shall be used to determine compliance with the standard prescribed in this section as follows: . . .

...

17.16.370 Standards of performance for gravel or crushed stone processing plants.

A. The provisions of this section are applicable to the following affected facilities: primary rock crushers, secondary rock crushers, tertiary rock crushers, screens, conveyors and conveyor transfer points, stackers, reclaimers, and all gravel or crushed stone processing plants and rock storage piles.

...

H. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in this section as follows: . . .

...

17.16.410 Standards of performance for cotton gins.

A. Fugitive dust, lint, bolls, cotton seed or other material emitted from a cotton gin or lying loose in a yard . . .

. . .

D. The test methods and procedures required by this section are as follows:

1. The reference methods in the Arizona Testing Manual and 40 CFR 60, Appendix A-1, A-2, and A-4 shall be used to determine compliance with this section as follows:

- a. Method 5A-2 for the measurement of particulate matter;
- b. Method 1 for sample and velocity traverses;
- c. Method 2 for velocity and volumetric flow rate;
- d. Method 3 for gas analysis;
- e. Method 9 for visible emissions.

2. For Method 5A-2, the sampling time for each run shall be at least sixty minutes and the sampling rate shall be at least 0.85 dry standard cubic meters per hour (0.53 dry standard cubic feet per minute), except that shorter sampling times, when necessitated by progress variables or other factors, may be approved by the eControl eOfficer.

17.16.420 Standards of performance for ammonium sulfide manufacturing plants.

A. The provisions of this section are applicable to the following affected facilities in ammonium sulfide manufacturing plants: sulfide unloading facilities, reactor-absorbers, bubble cap scrubbers, and fume incinerators.

. . .

F. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-5 shall be used to determine compliance with the standards prescribed in this section as follows: . . .

. . .

17.16.490 Standards of performance for new stationary sources (NSPS).

A. Except as provided in subsections B, C and D of this section, and Sections 17.16.500 through 17.16.520, the following subparts of 40 CFR 60, New Source Performance Standards (NSPS), and all accompanying appendices, adopted as of July 1, 2019~~25~~, unless otherwise specified, and no future editions or amendments are incorporated by reference as applicable requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained at www.ecfr.gov or from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

- 1. Subpart A—General Provisions.

2. Subpart D—Fossil-Fuel-Fired Steam Generators for Which Construction is Commenced after August 17, 1971.

3. Subpart Da—Electric Utility Steam Generating Units for Which Construction is Commenced after September 18, 1978.

4. Subpart Db—Industrial-Commercial-Institutional Steam Generating Units.

5. Subpart Dc—Small Industrial-Commercial-Institutional Steam Generating Units.

6. Subpart E—Incinerators.

7. Subpart Ea—Municipal Waste Combustors for Which Construction is Commenced after December 20, 1989, and on or before September 20, 1994.

8. Subpart Eb—Large Municipal Waste Combustors for Which Construction is Commenced after September 20, 1994 or for Which Modification or Reconstruction is Commenced after June 19, 1996.

9. Subpart Ec—Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced after June 20, 1996.

~~10. Subpart F—Portland Cement Plants.~~

~~10.~~ 10. 44. Subpart G—Nitric Acid Plants.

~~11.~~ 11. ~~42.~~ Subpart Ga—Nitric Acid Plants for Which Construction, Reconstruction, or Modification Commenced After October 14, 2011.

~~12.~~ 12. ~~43.~~ Subpart H—Sulfuric Acid Plants.

~~13.~~ 13. ~~44.~~ Subpart I—Hot Mix Asphalt Facilities.

~~15. Subpart J—Petroleum Refineries.~~

~~16. Subpart Ja—Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007.~~

~~14.~~ 14. ~~47.~~ Subpart K—Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced after June 11, 1973, and Prior to May 19, 1978.

~~15.~~ 15. ~~48.~~ Subpart Ka—Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced after May 18, 1978, and Prior to July 23, 1984.

~~16.~~ 16. ~~49.~~ Subpart Kb—Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced after July 23, 1984.

~~20. Subpart L—Secondary Lead Smelters.~~

~~17.~~ 17. ~~24.~~ Subpart M—Secondary Brass and Bronze Production Plants.

18.22. Subpart N—Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced after June 11, 1973.

19.23. Subpart Na—Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced after January 20, 1983.

20.24. Subpart O—Sewage Treatment Plants.

~~25.~~ Subpart P—Primary Copper Smelters.

~~26.~~ Subpart Q—Primary Zinc Smelters.

~~27.~~ Subpart R—Primary Lead Smelters.

21.28. Subpart S—Primary Aluminum Reduction Plants.

22.29. Subpart T—Phosphate Fertilizer Industry: Wet-Process Phosphoric Acid Plants.

23.30. Subpart U—Phosphate Fertilizer Industry: Superphosphoric Acid Plants.

24.31. Subpart V—Phosphate Fertilizer Industry: Diammonium Phosphate Plants.

25.32. Subpart W—Phosphate Fertilizer Industry: Triple Superphosphate Plants.

26.33. Subpart X—Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities.

27.34. Subpart Y—Coal Preparation and Processing Plants.

28.35. Subpart Z—Ferroalloy Production Facilities.

29.36. Subpart AA—Steel Plants: Electric Arc Furnaces Constructed after November 21, 1974, and on or before August 17, 1983.

30.37. Subpart AAa—Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed after August 7, 1983.

31.38. Subpart BB—Kraft Pulp Mills.

32.39. Subpart BBa—Kraft Pulp Mill Affected Sources for Which Construction, Reconstruction, or Modification Commenced After May 23, 2013.

33.40. Subpart CC—Glass Manufacturing Plants.

34.41. Subpart DD—Grain Elevators.

35.42. Subpart EE—Surface Coating of Metal Furniture.

36.43. Subpart GG—Stationary Gas Turbines.

37.44. Subpart HH—Lime Manufacturing Plants.

38.45. Subpart KK—Lead-Acid Battery Manufacturing Plants.

- ~~39.46.~~ Subpart LL—Metallic Mineral Processing Plants.
- ~~40.47.~~ Subpart MM—Automobile and Light Duty Truck Surface Coating Operations.
- ~~41.48.~~ Subpart NN—Phosphate Rock Plants.
- ~~42.49.~~ Subpart PP—Ammonium Sulfate Manufacture.
- ~~43.50.~~ Subpart QQ—Graphic Arts Industry: Publication Rotogravure Printing.
- ~~44.51.~~ Subpart RR—Pressure Sensitive Tape and Label Surface Coating Operations.
- ~~45.52.~~ Subpart SS—Industrial Surface Coating: Large Appliances.
- ~~46.53.~~ Subpart TT—Metal Coil Surface Coating.
- ~~47.54.~~ Subpart UU—Asphalt Processing and Asphalt Roofing Manufacture.
- ~~48.55.~~ Subpart VV—Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry.
- ~~49.56.~~ Subpart VVa—Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced after November 7, 2006.
- ~~50.57.~~ Subpart WW—Beverage Can Surface Coating Industry.
- ~~51.58.~~ Subpart XX—Bulk Gasoline Terminals.
- ~~52.59.~~ Subpart AAA—New Residential Wood Heaters.
- ~~53.60.~~ Subpart BBB—Rubber Tire Manufacturing Industry.
- ~~54.61.~~ Subpart DDD—Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry.
- ~~55.62.~~ Subpart FFF—Flexible Vinyl and Urethane Coating and Printing.
- ~~63.~~ Subpart GGG—Equipment Leaks of VOC in Petroleum Refineries.
- ~~64.~~ Subpart GGGa—Equipment Leaks for VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced after November 7, 2006.
- ~~56.65.~~ Subpart HHH—Synthetic Fiber Production Facilities.
- ~~57.66.~~ Subpart III—Volatile Organic Compound (VOC) Emissions from the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes.
- ~~58.67.~~ Subpart JJJ—Petroleum Dry Cleaners.

~~59.68.~~ Subpart KKK—Equipment Leaks of VOC from Onshore Natural Gas Processing Plants.

~~60.69.~~ Subpart LLL—Onshore Natural Gas Processing; SO₂ Emissions.

~~61.70.~~ Subpart NNN—Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations.

~~62.71.~~ Subpart OOO—Nonmetallic Mineral Processing Plants.

~~63.72.~~ Subpart PPP—Wool Fiberglass Insulation Manufacturing Plants.

~~73.~~ Subpart QQQ—VOC Emissions from Petroleum Refinery Wastewater Systems.

~~64.74.~~ Subpart RRR—Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes.

~~65.75.~~ Subpart SSS—Magnetic Tape Coating Facilities.

~~66.76.~~ Subpart TTT—Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines.

~~67.77.~~ Subpart UUU—Calciners and Dryers in Mineral Industries.

~~68.78.~~ Subpart VVV—Polymeric Coating of Supporting Substrates Facilities.

~~69.79.~~ Subpart WWW—Municipal Solid Waste Landfills.

~~70.80.~~ Subpart XXX—Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014.

~~71.81.~~ Subpart AAAA—Small Municipal Waste Combustion Units for Which Construction is Commenced after August 30, 1999 or for Which Modification or Reconstruction is Commenced after June 6, 2001.

~~72.82.~~ Subpart CCCC—Commercial and Industrial Solid Waste Incineration Units for Which Construction is Commenced after November 30, 1999, or for Which Modification or Reconstruction is Commenced on or after June 1, 2001.

~~73.83.~~ Subpart EEEE—Other Solid Waste Incineration Units for Which Construction is Commenced after December 9, 2004, or for Which Modification or Reconstruction is Commenced on or after June 16, 2006.

~~74.84.~~ Subpart IIII—Stationary Compression Ignition Internal Combustion Engines.

~~75.85.~~ Subpart JJJJ—Stationary Spark Ignition Internal Combustion Engines.

~~76.86.~~ Subpart KKKK—Stationary Combustion Turbines.

~~77.87.~~ Subpart LLLL—New Sewage Sludge Incineration Units.

~~78.88.~~ Subpart OOOO—Crude Oil and Natural Gas Production, Transmission and Distribution.

~~79.89.~~ Subpart OOOOa—Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015.

~~80.90.~~ Subpart QQQQ—New Residential Hydronic Heaters and Forced-Air Furnaces.

~~81.94.~~ Subpart TTTT—Greenhouse Gas Emissions for Electric Generating Units.

B. As used in 40 CFR Part 60: "Administrator" means the eControl eOfficer, except that the eControl eOfficer shall not be empowered to approve alternate or equivalent test methods nor to deal with equivalency determinations or innovative technology waivers.

C. From the general standards identified in subsection A, delete 40 CFR 60.4, 60.5, and 60.6. All requests, reports, applications, submittals and other communication to the eControl eOfficer pursuant to this article shall be submitted to the Pima County Department of Environmental Quality, 33 N. Stone Ave, Suite 700, Tucson, AZ 85701. the following:

~~1. 40 CFR 60.4. All requests, reports, applications, submittals and other communication to the control officer pursuant to this article shall be submitted to the Pima County Department of Environmental Quality, 150 W. Congress, Tucson, AZ 85701.~~

~~2. 40 CFR 60.5, and 60.6.~~

D. The control officer shall not be delegated authority to deal with equivalency determinations or innovative technology waivers as covered in sections 111 (h)(3) and 111(j) of the Act.

...

17.16.520 Standards of performance for storage vessels for petroleum liquids.

In addition to 40 CFR ~~60.110 through 60.113~~ 60 Subparts K, Ka, and Kb:

1. Any petroleum liquid storage tank of less than forty thousand gallons (one hundred fifty-one thousand four hundred twelve liters) capacity shall be equipped with a submerged filling device or acceptable equivalent as determined by the eControl eOfficer for the control of hydrocarbon emissions.

...

17.16.530 National Emissions Standards for Hazardous Air Pollutants (NESHAP).

A. Except as provided in subsections B, C, and D of this section, the following subparts of 40 CFR 61, National Emission Standards for Hazardous Air Pollutants (NESHAP), and all accompanying appendices, adopted as of July 1, 2019~~25~~, and no future editions or amendments, are incorporated by reference as applicable

requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained at www.ecfr.gov or from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

1. Subpart A—General Provisions.
2. Subpart C—Beryllium.
3. Subpart D—Beryllium Rocket Motor Firing.
4. Subpart E—Mercury.
5. Subpart F—Vinyl Chloride.
6. Subpart J—Equipment Leaks (Fugitive Emission Sources) of Benzene.
7. Subpart L—Benzene Emissions from Coke By-Product Recovery Plants.
8. Subpart M—Asbestos.
9. Subpart N—Inorganic Arsenic Emissions from Glass Manufacturing Plants.
- ~~10. Subpart O—Inorganic Arsenic Emissions from Primary Copper Smelters.~~

~~10.11.~~ Subpart P—Inorganic Arsenic Emissions from Arsenic Trioxide and Metallic Arsenic Production.

~~11.12.~~ Subpart V—Equipment Leaks (Fugitive Emission Sources).

~~12.13.~~ Subpart Y—Benzene Emissions from Benzene Storage Vessels.

~~13.14.~~ Subpart BB—Benzene Emissions from Benzene Transfer Operations.

~~14.15.~~ Subpart FF—Benzene Waste Operations.

B. Except as provided in subsection A of this section, the following subparts of 40 CFR 63, NESHAP for Source Categories, and all accompanying appendices, adopted as of July 1, 2019~~25~~, and no future editions or amendments, are incorporated by reference as applicable requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained at www.ecfr.gov or from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

1. Subpart A—General Provisions.

~~2. Subpart B—Requirements for Control Technology Determinations for Major Sources in Accordance with Clean Air Act Sections 112(g) and 112(j).~~

~~3. Subpart D—Regulations Governing Compliance Extensions for Early Reductions of Hazardous Air Pollutants.~~

~~2.4.~~ Subpart F—National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry.

~~3.5.~~ Subpart G—National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry for Process Vents, Storage Vessels, Transfer Operations, and Wastewater.

~~4.6.~~ Subpart H—National Emission Standards for Organic Hazardous Air Pollutants for Equipment Leaks.

~~5.7.~~ Subpart I—National Emission Standards for Organic Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks.

~~6.8.~~ Subpart J—National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production.

~~7.9.~~ Subpart L—National Emission Standards for Coke Oven Batteries.

~~8.10.~~ Subpart M—National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities.

~~9.11.~~ Subpart N—National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.

~~10.12.~~ Subpart O—Ethylene Oxide Emissions Standards for Sterilization Facilities.

~~11.13.~~ Subpart Q—National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers.

~~12.14.~~ Subpart R—National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations).

~~13.15.~~ Subpart S—National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry.

~~14.16.~~ Subpart T—National Emission Standards for Halogenated Solvent Cleaning.

~~15.17.~~ Subpart U—National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins.

~~16.18.~~ Subpart W—National Emission Standards for Hazardous Air Pollutants for Epoxy Resins Production and Non-Nylon Polyamides Production.

~~19.~~ ~~Subpart X—National Emission Standards for Hazardous Air Pollutants from Secondary Lead Smelting.~~

~~17.20.~~ Subpart Y—National Emission Standards for Marine Tank Vessel Loading Operations.

~~18.21.~~ Subpart AA—National Emission Standards for Hazardous Air Pollutants from Phosphoric Acid Manufacturing Plants.

~~19.22.~~ Subpart BB—National Emission Standards for Hazardous Air Pollutants from Phosphate Fertilizers Production Plants.

~~23.~~ Subpart CC—National Emission Standards for Hazardous Air Pollutants from Petroleum Refineries.

~~20.24.~~ Subpart DD—National Emission Standards for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations.

~~21.25.~~ Subpart EE—National Emission Standards for Magnetic Tape Manufacturing Operations.

~~22.26.~~ Subpart GG—National Emission Standards for Aerospace Manufacturing and Rework Facilities.

~~23.27.~~ Subpart HH—National Emission Standards for Hazardous Air Pollutants from Oil and Natural Gas Production Facilities.

~~24.28.~~ Subpart JJ—National Emission Standards for Wood Furniture Manufacturing Operations.

~~25.29.~~ Subpart KK—National Emission Standards for the Printing and Publishing Industry.

~~26.30.~~ Subpart LL—National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants.

~~27.31.~~ Subpart MM—National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semichemical Pulp Mills.

~~28.32.~~ Subpart NN—National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing at Area Sources.

~~29.33.~~ Subpart OO—National Emission Standards for Tanks-Level 1.

~~30.34.~~ Subpart PP—National Emission Standards for Containers.

~~31.35.~~ Subpart QQ—National Emission Standards for Surface Impoundments.

~~32.36.~~ Subpart RR—National Emission Standards for Individual Drain Systems.

~~33.37.~~ Subpart SS—National Emission Standards for Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process.

~~34.38.~~ Subpart TT—National Emission Standards for Equipment Leaks-Control Level 1.

~~35.39.~~ Subpart UU—National Emission Standards for Equipment Leaks-Control Level 2 Standards.

~~36.40.~~ Subpart VV—National Emission Standards for Oil-Water Separators and Organic-Water Separators.

~~37.41.~~ Subpart WW—National Emission Standards for Storage Vessels (Tanks)-Control Level 2.

~~38.42.~~ Subpart XX—National Emission Standards for Ethylene Manufacturing Process Units: Heat Exchange Systems and Waste Operations.

~~39.43.~~ Subpart YY—National Emission Standards for Hazardous Air Pollutants for Source Categories: Generic Maximum Achievable Control Technology Standards.

~~40.44.~~ Subpart CCC—National Emission Standards for Hazardous Air Pollutants for Steel Pickling-HCl Process Facilities and Hydrochloric Acid Regeneration Plants.

~~41.45.~~ Subpart DDD—National Emission Standards for Hazardous Air Pollutants for Mineral Wool Production.

~~42.46.~~ Subpart EEE—National Emission Standards for Hazardous Air Pollutants from Hazardous Waste Combustors.

~~43.47.~~ Subpart GGG—National Emission Standards for Pharmaceuticals Production.

~~44.48.~~ Subpart HHH—National Emission Standards for Hazardous Air Pollutants from Natural Gas Transmission and Storage Facilities.

~~45.49.~~ Subpart III—National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production.

~~46.50.~~ Subpart JJJ—National Emission Standards for Hazardous Air Pollutant Emissions: Group IV Polymers and Resins.

~~51.~~ Subpart LLL—National Emission Standards for Hazardous Air Pollutants from the Portland Cement Manufacturing Industry.

~~47.52.~~ Subpart MMM—National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production.

~~48.53.~~ Subpart NNN—National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing.

~~49.54.~~ Subpart OOO—National Emission Standards for Hazardous Air Pollutant Emissions: Manufacture of Amino/Phenolic Resins.

~~50.55.~~ Subpart PPP—National Emission Standards for Hazardous Air Pollutant Emissions for Polyether Polyols Production.

~~56.~~ Subpart QQQ—National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting.

~~51.57.~~ Subpart RRR—National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production.

~~58. Subpart TTT—National Emission Standards for Hazardous Air Pollutants for Primary Lead Smelting.~~

~~59. Subpart UUU—National Emission Standards for Hazardous Air Pollutants for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units.~~

~~52.60.~~ Subpart VVV—National Emission Standards for Hazardous Air Pollutants: Publicly Owned Treatment Works.

~~53.61.~~ Subpart XXX—National Emission Standards for Hazardous Air Pollutants for Ferroalloys Production: Ferromanganese and Silicomanganese.

~~54.62.~~ Subpart AAAA—National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills.

~~55.63.~~ Subpart CCCC—National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast.

~~56.64.~~ Subpart DDDD—National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products.

~~57.65.~~ Subpart EEEE—National Emission Standards for Hazardous Air Pollutants: Organic Liquids Distribution (Non-Gasoline).

~~58.66.~~ Subpart FFFF—National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing.

~~59.67.~~ Subpart GGGG—National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production.

~~60.68.~~ Subpart HHHH—National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production.

~~61.69.~~ Subpart IIII—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Automobiles and Light-Duty Trucks.

~~62.70.~~ Subpart JJJJ—National Emission Standards for Hazardous Air Pollutants: Paper and Other Web Coating.

~~63.71.~~ Subpart KKKK—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans.

~~64.72.~~ Subpart MMMM—National Emission Standards for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products.

~~65.73.~~ Subpart NNNN—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances.

~~66.74.~~ Subpart OOOO—National Emission Standards for Hazardous Air Pollutants: Printing, Coating, and Dyeing of Fabrics and Other Textiles.

~~67.75.~~ Subpart PPPP—National Emission Standards for Hazardous Air Pollutants for Surface Coating of Plastic Parts and Products.

~~68.76.~~ Subpart QQQQ—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Wood Building Products.

~~69.77.~~ Subpart RRRR—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Furniture.

~~70.78.~~ Subpart SSSS—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Coil.

~~71.79.~~ Subpart TTTT—National Emission Standards for Hazardous Air Pollutants for Leather Finishing Operations.

~~72.80.~~ Subpart UUUU—National Emission Standards for Hazardous Air Pollutants for Cellulose Products Manufacturing.

~~73.81.~~ Subpart VVVV—National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing.

~~74.82.~~ Subpart WWWW—National Emission Standards for Hazardous Air Pollutants: Reinforced Plastics Composites Production.

~~75.83.~~ Subpart XXXX—National Emission Standards for Hazardous Air Pollutants: Rubber Tire Manufacturing.

~~76.84.~~ Subpart YYYY—National Emission Standards for Hazardous Air Pollutants for Stationary Combustion Turbines.

~~77.85.~~ Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

~~78.86.~~ Subpart AAAAA—National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants.

~~79.87.~~ Subpart BBBB—National Emission Standards for Hazardous Air Pollutants for Semiconductor Manufacturing.

~~80.88.~~ Subpart CCCCC—National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching and Battery Stacks.

~~81.89.~~ Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters.

~~82.90.~~ Subpart EEEEE—National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries.

~~83.91.~~ Subpart FFFFF—National Emission Standards for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities.

84.92. Subpart GGGGG—National Emission Standards for Hazardous Air Pollutants: Site Remediation.

85.93. Subpart HHHHH—National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing.

86.94. Subpart IIIII—National Emission Standards for Hazardous Air Pollutants: Mercury Emissions from Mercury Cell Chlor-Alkali Plants.

87.95. Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing.

88.96. Subpart KKKKK—National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing.

89.97. Subpart LLLLL—National Emission Standards for Hazardous Air Pollutants: Asphalt Processing and Asphalt Roofing Manufacturing.

90.98. Subpart MMMMM—National Emission Standards for Hazardous Air Pollutants: Flexible Polyurethane Foam Fabrication Operations.

91.99. Subpart NNNNN—National Emission Standards for Hazardous Air Pollutants: Hydrochloric Acid Production.

92.100. Subpart PPPPP—National Emission Standards for Hazardous Air Pollutants for Engine Test Cells/Standards.

93.101. Subpart QQQQQ—National Emission Standards for Hazardous Air Pollutants for Friction Materials Manufacturing Facilities.

94.102. Subpart RRRRR—National Emission Standards for Hazardous Air Pollutants: Taconite Iron Ore Processing.

95.103. Subpart SSSSS—National Emission Standards for Hazardous Air Pollutants for Refractory Products Manufacturing.

96.104. Subpart TTTTT—National Emissions Standards for Hazardous Air Pollutants for Primary Magnesium Refining.

~~—105. Subpart UUUUU—National Emission Standards for Hazardous Air Pollutants: Coal and Oil Fired Electric Utility Steam Generating Units.~~

97.106. Subpart WWWW—National Emission Standards for Hospital Ethylene Oxide Sterilizer.

98.107. Subpart YYYYY—National Emission Standards for Hazardous Air Pollutants for Area Sources: Electric Arc Furnace Steelmaking Facilities.

99.108. Subpart ZZZZZ—National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources.

~~100.109.~~ Subpart ~~BBBBBB~~—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities.

~~101.110.~~ Subpart ~~CCCCCC~~—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities.

~~102.111.~~ Subpart ~~DDDDDD~~—National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production Area Sources.

~~112.~~ Subpart ~~EEEEEE~~—National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting Area Sources.

~~113.~~ Subpart ~~FFFFFF~~—National Emission Standards for Hazardous Air Pollutants for Secondary Copper Smelting Area Sources.

~~103.114.~~ Subpart ~~GGGGGG~~—National Emission Standards for Hazardous Air Pollutants for Primary Nonferrous Metals Area Sources-Zinc, Cadmium, and Beryllium.

~~104.115.~~ Subpart ~~HHHHHH~~—National Emission Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources.

~~105.116.~~ Subpart ~~JJJJJJ~~—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources.

~~106.117.~~ Subpart ~~LLLLLL~~—National Emission Standards for Hazardous Air Pollutants for Acrylic and Modacrylic Fibers Production Area Sources.

~~107.118.~~ Subpart ~~MMMMMM~~—National Emission Standards for Hazardous Air Pollutants for Carbon Black Production Area Sources.

~~108.119.~~ Subpart ~~NNNNNN~~—National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources: Chromium Compounds.

~~109.120.~~ Subpart ~~OOOOOO~~—National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production and Fabrication Area Sources.

~~110.121.~~ Subpart ~~PPPPPP~~—National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources.

~~111.122.~~ Subpart ~~QQQQQQ~~—National Emission Standards for Hazardous Air Pollutants for Wood Preserving Area Sources.

~~112.123.~~ Subpart ~~RRRRRR~~—National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing Area Sources.

~~113.124.~~ Subpart ~~SSSSSS~~—National Emission Standards for Hazardous Air Pollutants for Glass Manufacturing Area Sources.

~~114.125.~~ Subpart ~~TTTTTT~~—National Emission Standards for Hazardous Air Pollutants for Secondary Nonferrous Metals Processing Area Sources.

~~115.126.~~ Subpart VVVVVV—National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources.

~~116.127.~~ Subpart WWWWWW—National Emission Standards for Hazardous Air Pollutants for Plating and Polishing Operations.

~~117.128.~~ Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories.

~~118.129.~~ Subpart YYYYYY—National Emission Standards for Hazardous Air Pollutants for Area Sources: Ferroalloys Production Facilities.

~~119.130.~~ Subpart ZZZZZZ—National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Aluminum, Copper, and Other Nonferrous Foundries.

~~120.131.~~ Subpart AAAAAAA—National Emission Standards for Hazardous Air Pollutants for Area Sources: Asphalt Processing and Asphalt Roofing Manufacturing.

~~121.132.~~ Subpart BBBBBBBB—National Emission Standards for Hazardous Air Pollutants for Area Sources: Chemical Preparations Industry.

~~122.133.~~ Subpart CCCCCCCC—National Emission Standards for Hazardous Air Pollutants for Area Sources: Paints and Allied Products Manufacturing.

~~123.134.~~ Subpart DDDDDDDD—National Emission Standards for Hazardous Air Pollutants for Area Sources: Prepared Feeds Manufacturing.

~~124.135.~~ Subpart EEEEEEEE—National Emission Standards for Hazardous Air Pollutants: Gold Mine Ore Processing and Production Area Source Category.

~~125.136.~~ Subpart HHHHHHHH—National Emission Standards for Hazardous Air Pollutant Emissions for Polyvinyl Chloride and Copolymers Production.

C. When used in 40 CFR 61 or 63, "Administrator" means the eControl eOfficer except that the eControl eOfficer shall not be authorized to approve alternate or equivalent test methods or alternate standards or work practices, except as specifically provided in 40 CFR 63 Subpart B.

D. From the general standards identified in subsection A of this section delete 40 CFR 61.04. All requests, reports, applications, submittals and other communications to the eControl eOfficer pursuant to this article shall be submitted to the Pima County Department of Environmental Quality, 33 N. Stone Ave., Suite 700, Tucson, AZ 85701 ~~1450 W. Congress, Tucson, AZ 85704.~~

E. The eControl eOfficer shall not be delegated authority to deal with equivalency determinations that are nontransferable through Section 112(h)(3) of the Act.

...

17.16.590 Permit requirements for sources located in attainment and unclassifiable areas.

A. Except as provided in subsections B through G of this section and Section 17.16.610 . . .

. . .

4. BACT shall be determined on a case-by-case basis and may constitute application of production processes or available methods, systems, and techniques, including fuel cleaning or treatment or innovative fuel combustion techniques, for control of such pollutant. In no event shall such application of BACT result in emissions of any pollutant, which would exceed the emissions allowed by any applicable new source performance standard or national emission standard for hazardous air pollutants under Article VI of this chapter. If the eControl eOfficer determines that technological or economic limitations on the application . . .

. . .

5. The person applying for the permit or permit revision under this article. . .

. . .

b. Would not contribute to an increase in ambient concentrations for a pollutant by an amount in excess of the significance level for such pollutant in any area in which Arizona primary or secondary ambient air quality standards for that pollutant are being violated. A new major source of volatile organic compounds or oxides of nitrogen, or a major modification to a major source of volatile organic compounds or oxides of nitrogen shall be presumed to contribute to violations of the Arizona ambient air quality standards for ozone if it will be located within fifty kilometers of a nonattainment area for ozone. The presumption may be rebutted for a new major source or major modification if it can be satisfactorily demonstrated to the eControl eOfficer that emissions of volatile organic compounds or oxides of nitrogen from the new major source or major modification will not contribute to violations of the Arizona ambient air quality standards for ozone in adjacent nonattainment areas for ozone. . .

. . .

6. Air Quality Models.

a. All estimates of ambient concentrations required under this section shall be based on the applicable air quality models, data basis, and other requirements specified in 40 CFR 51, Appendix W, "Guideline On Air Quality Models," as of July 1, 2004²⁵ (and no future amendments or editions), which shall be referred to hereinafter as "Guideline", and is adopted by reference and is on file with PDEQ and available at www.eCFR.gov.

. . .

E. The requirements of this section shall not apply to a portable source which would otherwise be a new major source or major modification to an existing source if such

portable source is temporary, is under a permit or permit revision under this article, is in compliance with the conditions of that permit or permit revision under this article, the emissions from the source will not impact a Class I area nor an area where an applicable increment is known to be violated, and reasonable notice is given to the eControl eOfficer prior to the relocation identifying the proposed new location and the probable duration of operation at the new location. Such notice shall be given to the eControl eOfficer not less than ten calendar days in advance of the proposed relocation unless a different time duration is previously approved by the eControl eOfficer.

F. Special Rules Applicable to Federal Land Managers.

1. Notwithstanding any other provision of this section, a federal land manager may present to the eControl eOfficer a demonstration that the emissions attributed to such new major source or major modification to a source will have significant adverse impact on visibility or other specifically defined air quality related values of any federal mandatory area designated in Section 17.08.100(B) regardless of the fact that the change in air quality resulting from emissions attributable to such new major source or major modification to a source in existence will not cause or contribute to concentrations which exceed the maximum allowable increases for a Class I area specified in Table 17.08.150. If the eControl eOfficer concurs with such demonstrations, the permit or permit revision under this article shall be denied.

2. If the owner or operator of a proposed new major source or a source for which major modification is proposed demonstrates to the federal land manager that the emissions attributable to such major source or major modification will have no significant adverse impact on the visibility or other specifically defined air quality related values of such areas and the federal land manager so certifies to the eControl eOfficer, the eControl eOfficer may issue a permit or permit revision under this article . . .

. . .

SECTION 7. This ordinance is effective on the date of adoption.

PASSED AND ADOPTED by the Board of Supervisors, Pima County, Arizona, this
_____ day of _____, 2026.

Chair, Pima County Board of
Supervisors

ATTEST:

APPROVED AS TO FORM

Clerk of Board


Deputy County Attorney

ORDINANCE NUMBER 2026 - _____

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA, RELATING TO AIR QUALITY; AMENDING THE PIMA COUNTY CODE BY AMENDING TITLE 17, CHAPTERS 17.04, 17.08, 17.11, 17.12, 17.13, AND 17.16 TO UPDATE AND ADOPT NEW INCORPORATIONS BY REFERENCE OF THE FOLLOWING FEDERAL REGULATIONS: ACID RAIN, NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAP), NEW SOURCE PERFORMANCE STANDARDS (NSPS) , NATIONAL AMBIENT AIR QUALITY STANDARDS, AND OTHER PARTS OF TITLE 40 CODE OF FEDERAL REGULATIONS, AND CONFORMING DEFINITIONS TO STATE RULES.

IT IS ORDAINED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA:

SECTION 1. Pima County Code Chapter 17.04, Section 17.04.070 is amended as follows:

**Chapter 17.04
GENERAL PROVISIONS**

. . .

17.04.070 Incorporated materials.

The following documents are incorporated herein by reference and are on file with the Control Officer:

A. The Arizona Department of Environmental Quality's "Arizona Testing Manual for Air Pollutant Emissions," amended as of March 1992 (and no future editions).

B. The ASTM Test Methods referenced in this title as of the year specified in the reference (and no future amendments). They are available from the American Society for Testing and Materials, 100 Barr Harbor Dr., West Conshohocken, PA, 19428-2959.

C. All parts of the CFR referenced in this Title are amended as of July 1, 2025, as applicable requirements and no future editions or amendments unless specifically indicated otherwise. All CFR references can be found at www.eCFR.gov.

D. The U.S. Government Printing Office's "Standard Industrial Classification Manual, 1987" and no future editions.

...

SECTION 2. Pima County Code Chapter 17.08, Sections 17.08.020 and 17.08.030, are amended as follows:

**Chapter 17.08
AMBIENT AIR QUALITY STANDARDS**

...

17.08.020 Sulfur oxides (sulfur dioxide).

A. The primary ambient air quality standard for sulfur oxides measured as sulfur dioxide using the reference method described in 40 CFR 50, Appendix A-1 and A-2, or by an equivalent method, is:

1. Seventy-five (75) parts per billion (ppb) — maximum one-hour concentration. The one-hour primary standard is met at an ambient air quality monitoring site when the three-year average of the annual 99th percentile of the daily maximum one-hour average concentration is less than or equal to seventy-five parts per billion, as determined according to 40 CFR 50, Appendix T.

B. The secondary ambient air quality standard for sulfur oxides, measured as sulfur dioxide is 10 parts per billion (ppb) maximum 3-hour concentration not to be exceeded more than once per year.

17.08.030 Particulate matter: (PM 10 and PM 2.5).

A. Particulate Matter (PM 10)

...

B. Particulate Matter (PM 2.5)

1. The primary ambient air quality standards for particulate matter (PM 2.5) are:

a. Nine (9) micrograms per cubic meter of PM 2.5 — annual arithmetic mean concentration.

b. Thirty-five (35) micrograms per cubic meter of PM 2.5 — twenty-four-hour average concentration.

2. The secondary ambient air quality standards for particulate matter (PM 2.5) are:

a. Fifteen (15) micrograms per cubic meter of PM 2.5 — annual arithmetic mean concentration.

b. Thirty-five (35) micrograms per cubic meter of PM 2.5 — twenty-four-hour average concentration.

...

4. The primary annual ambient air quality standards for PM_{2.5} is met when the annual arithmetic mean concentration, as determined in accordance with 40 CFR 50, Appendix N, is less than or equal to nine (9) micrograms per cubic meter.

SECTION 3. Pima County Code Chapter 17.11, Sections 17.11.090, 17.11.160, and 17.11.200 are amended as follows:

Chapter 17.11 GENERAL PROVISIONS FOR PERMITS

...

17.11.090 Applicability—Classes of permits.

A. Except as otherwise provided in this title, no person shall commence construction of, operate, or make a modification to any source subject to regulation under this title without first obtaining a permit or permit revision from the Control Officer. Permits issued pursuant to this section shall be issued for a period of five years.

...

C. A stationary source is not required to obtain a permit solely because it is subject to any of the following standards:

1. Subparts of 40 CFR 60:

a. AAA: Standards of Performance for New Residential Wood Heaters

b. IIII: Standards of Performance for Stationary Compression Ignition Internal Combustion Engines

c. JJJJ: Standards of Performance for Stationary Spark Ignition Internal Combustion Engines

- d. QQQQ: Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces

2. Subparts of 40 CFR 63:

- a. WWWW: National Emissions Standards for Hazardous Air Pollutants, Reinforced Plastic Composites Production
- b. ZZZZ: National Emissions Standards for Hazardous Air Pollutants: Stationary Reciprocating Internal Combustion Engines
- c. CCCCCC: National Emissions Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities
- d. HHHHHH: National Emissions Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources
- e. JJJJJJ: National Emissions Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boiler Area Sources

3. 40 CFR 61 Subpart M, §61.145: National Emission Standard for Asbestos, Standard for demolition and renovation

D. Agricultural equipment used in normal farm operations does not require a permit unless the source is a major source, or unless operation without a permit would result in a violation of the Act: "Agricultural equipment used in normal farm operations" does not include equipment that would be classified as a source that would require a permit under Title V of the Act (Permits), or would be subject to a standard under 40 CFR Part 60 or 61.

E. No person may construct or reconstruct any major source of hazardous air pollutants, unless the control officer determines that maximum achievable control technology emission limitation (MACT) for new sources under Section 112 of the Act will be met. If MACT has not been established by the administrator, such determination shall be made on a case-by-case basis pursuant to 40 CFR 63.40 through 63.44, as incorporated by reference in Section 17.16.530(B). For purposes of this subsection, constructing and reconstructing a major source shall have the meanings described in 40 CFR 63.41.

...

17.11.160 Test methods and procedures.

A. The following test methods and protocols are approved for use as directed by the department under this chapter. These standards adopted as of July 1, 2025, and no future editions or amendments, are incorporated by reference as applicable requirements. These standards are on file with the department, online at www.ecfr.gov,

and are also available from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

...

17.11.200 Existing source emission monitoring.

A. Every source subject to an existing source performance standard as specified in this title . . .

D. Minimum Specifications. Owners or operators of monitoring equipment installed to comply with this section shall demonstrate compliance with the following performance specifications:

...

2. Calibration Gases. Span and zero gases should be traceable to National Bureau of Standards reference gases whenever these reference gases are available. Every six months from date of manufacture, span and zero gases shall be reanalyzed by conducting triplicate analyses using the reference methods in Appendix A, Part 60, (Chapter 1, Title 40, CFR. For sulfur dioxide, use Reference Method 6; for nitrogen oxides, use Reference Method 7; and for carbon dioxide or oxygen, use Reference Method 3). The gases may be analyzed at less frequent intervals if longer shelf lives are guaranteed by the manufacturer.

...

F. Data Reduction. Owners or operators of affected facilities shall use the following procedures for converting monitoring data to units of the standard where necessary.

1. For fossil-fuel fired steam generators the following procedures shall be used to convert gaseous emission monitoring data in parts per million to g/million cal (lb/million BTU) where necessary.

a. When the owner or operator of a fossil-fuel fired steam generator elects under (C)(1)(d) of this section to measure oxygen in the flue gases, the measurements of the pollutant concentration and oxygen concentration shall each be on a consistent basis (wet or dry).

i. When measurements are on a wet basis, except where wet scrubbers are employed or where moisture is otherwise added to stack gases, the following conversion procedure shall be used:

$$E_Q = C_{ws} F_w \frac{20.9}{20.9(1 - B_{wa}) - \%O_{2ws}}$$

ii. When measurements are on a wet basis and the water vapor content of the stack gas is determined at least once every fifteen minutes the following conversion procedure shall be used:

$$E_Q = C_{ws}F \frac{20.9}{20.9(1 - B_{wa}) - \%O_{2ws}}$$

Note: Use of this equation is contingent upon demonstrating the ability to accurately determine B(ws) such that any absolute error in B(ws) will not cause an error of more than ±1.5 percent in the term.

$$\frac{20.9}{20.9(1 - B_{wa}) - \%O_{2ws}}$$

iii. When measurements are on a dry basis, the following conversion procedure shall be used:

$$E_Q = CF \frac{20.9}{20.9 - \%O_{2ws}}$$

b. When the owner or operator elects under subsection (C)(1)(d) of this section to measure carbon dioxide in the flue gases, the measurement of the pollutant concentration and the carbon dioxide concentration shall each be on a consistent basis (wet or dry) and the following conversion procedure used:

$$E_Q = CF_c \frac{100}{\%CO_2}$$

...

SECTION 4. Pima County Code Chapter 17.12, Sections 17.12.040, 17.12.070, 17.12.160, and 17.12.210, are amended as follows:

Chapter 17.12 INDIVIDUAL PERMITS AND PERMIT REVISIONS FOR CLASS I PERMITS

...

17.12.040 Permit contents for Class I permits.

A. Each permit issued shall include the following elements:

...

3. Each permit shall contain the following requirements with respect to monitoring:

a. All monitoring and analysis procedures or test methods required under applicable monitoring and testing requirements, including: . . .

...

b. 40 CFR 64 adopted July 1, 2025 and no future editions or amendments, is incorporated by reference as applicable requirements and on file with the department and shall be applied by the department. If more than one monitoring or testing requirement applies, the permit may specify a streamlined set of monitoring or testing provisions if the specified monitoring or testing is adequate to assure compliance at least to the same extent as the monitoring or testing applicable requirements not included in the permit as a result of the streamlining; . . .

...

17.12.070 Acid rain.

A. 40 CFR 72, 74, 75, and 76, and all accompanying appendices, adopted as of July 1, 2025, and no future editions or amendments are incorporated by reference as applicable requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained at www.ecfr.gov or from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

B. When used in 40 CFR 72, 74, 75, and 76 "Permitting Authority" means the Pima County Department of Environmental Quality and "Administrator" means the administrator of the United States Environmental Protection Agency.

...

17.12.160 Annual emissions inventory questionnaire for Class I permits.

A. Every source with a Class I permit shall complete and submit to the Control Officer an annual emissions inventory questionnaire by email to air.notices@pima.gov, mail to 33 N. Stone Ave., Suite 700, Tucson AZ 85701, or as otherwise instructed in the permit. The questionnaire is due by March 31st, or ninety days after the Control Officer makes the inventory form available, whichever occurs later, and shall include emission information for the previous calendar year. These requirements apply whether or not a permit has been issued and whether or not a permit application has been filed.

B. The questionnaire shall be on a form provided by or approved by the Control Officer and shall include the following information:

...

C. Actual quantities of emissions shall be determined using the following emission facts or data:

...

3. When sufficient data pursuant to subsection (C)(1) or (C)(2) of this section is not available, emissions estimates shall be calculated using emissions factors from EPA Publication No. AP-42 "Compilation of Air Pollutant Emission Factors," Volume I: Stationary Point and Area Sources, Fifth Edition, 1995, U.S. Environmental Protection Agency, Research Triangle Park, NC, including Supplements A through F and all updates published through July 1, 2025 (and no future editions). AP-42 is incorporated by reference and is on file with the Department of Environmental Quality and can be obtained from the Government Printing Office, 732 North Capitol Street, NW, Washington, D.C. 20401, telephone (202) 512-1800, or by downloading the document from the web site for the EPA Clearinghouse for Emission Inventories and Emission Factors at <https://www.epa.gov/air-emissions-factors-and-quantification/ap-42-compilation-air-emissions-factors-stationary-sources>.

17.12.210 General provisions.

A. Permits issued pursuant to a program adopted under this title are subject to payment of a reasonable fee to be determined as outlined in this chapter.

B. Funds received for permits issued pursuant to this chapter shall be sufficient to cover the permit program costs and shall be deposited in a special public health fund.

...

SECTION 5. Pima County Code Chapter 17.13, Sections 17.13.020, 17.13.130, and 17.13.230, are amended as follows:

Chapter 17.13 INDIVIDUAL AND GENERAL PERMITS AND PERMIT REVISIONS FOR CLASS II AND CLASS III PERMITS

...

17.13.020 Permit contents for Class II and Class III permits.

A. Each permit issued shall include the following elements: ...

...

3. Each permit shall contain the following requirements with respect to monitoring: .

..

. . .

b. 40 CFR 64 as codified July 1, 2025, is incorporated by reference and on file with the Control Officer. This incorporation by reference contains no future editions or amendments. If more than one monitoring or testing requirement applies, the permit may specify a streamlined set of monitoring or testing provisions if the specified monitoring or testing is adequate to assure compliance at least to the same extent as the monitoring or testing applicable requirements not included in the permit as a result of such streamlining;

c. If the applicable requirement does not require periodic testing or instrumental or noninstrumental monitoring (which may consist of recordkeeping designed to serve as monitoring), monitoring that is commensurate with the size and rate of emission from each emission unit shall be established by the Control Officer. Recordkeeping provisions that are sufficient to meet the requirements of this subsection; and

. . .

7. Provisions stating the following: . . .

. . .

e. The permittee shall furnish to the Control Officer, within a reasonable time, any information that the Control Officer may request in writing to determine whether cause exists for revising, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Control Officer copies of records required to be kept by the permit. For information claimed to be confidential, the permittee shall furnish a copy of such records directly to the administrator along with a claim of confidentiality.

8. A provision to ensure that the source pays fees to the Control Officer pursuant to A.R.S. § 49-426(E) and Article V of this chapter.

9. A provision stating that no permit revision shall be required, under any approved economic incentives, marketable permits, emissions trading and other similar programs or processes for changes that are provided for in the permit.

10. Terms and conditions for reasonably anticipated operating scenarios identified by the source in its application as approved by the Control Officer. Such terms and conditions shall:

. . .

11. Terms and conditions, if the permit applicant requests them, as approved by the Control Officer, for the trading of emissions increases and decreases in the permitted facility, to the extent that the applicable requirements provide for trading increases and decreases without a case-by-case approval of each emissions trade. Such terms and conditions:

...

12. Terms and conditions, if the permit applicant requests them and they are approved by the Control Officer, setting forth intermittent operating scenarios including potential periods of downtime. If such terms and conditions are included, the state's emissions inventory shall not reflect the zero emissions associated with the periods of downtime.

13. Upon request of a permit applicant, the Control Officer shall issue a permit that contains terms and conditions allowing for the trading of emission increases and decreases in the permitted facility solely for the purpose of complying with a federally enforceable emission cap established in the permit independent of otherwise applicable requirements. The permit applicant shall include in its application proposed replicable procedures and permit terms that ensure the emissions trades are quantifiable and enforceable. The Control Officer shall not include in the emissions trading provisions any emissions units for which emissions are not quantifiable or for which there are no replicable procedures to enforce the emissions trades. The permit shall also require compliance with all applicable requirements. Changes made under this paragraph shall not include modifications under any provision of Title I of the Act and may not exceed emissions allowable under the permit. The terms and conditions shall provide for logging that conforms to Section 17.13.110(B)(5). In addition, the notices shall describe how the increases and decreases in emissions will comply with the terms and conditions of the permit.

...

17.13.130 Minor revisions for Class II or Class III permits.

A. Minor permit revision procedures shall be used for the following changes at a Class II or Class III source:

...

B. As approved by the Control Officer, minor permit revision procedures may be used for permit revisions involving the use of economic incentives, marketable permits, emissions trading, and other similar approaches, to the extent that the minor permit revision procedures are explicitly provided for in an applicable implementation plan or in applicable requirements promulgated by the administrator.

C. Applications for minor permit revision are available on the Department's website, or sources may contact the Department by telephone, email at air.notices@pima.gov, or mail at 33 N. Stone Ave., Suite 700, Tucson Arizona 85701. Applications shall include the following:

...

17.13.230 General provisions.

A. Permits issued pursuant to a program adopted under this title are subject to payment of a reasonable fee to be determined as outlined in this chapter.

B. Funds received for permits issued pursuant to this chapter shall be sufficient to cover the permit program costs and shall be deposited in a special public health fund.

...

SECTION 6. Pima County Code Chapter 17.16, Sections 17.16.130, 17.16.165, 17.16.170, 17.16.190, 17.16.200, 17.16.210, 17.16.240, 17.16.250, 17.16.260, 17.16.270, 17.16.310, 17.16.320, 17.16.340, 17.16.350, 17.16.360, 17.16.370, 17.16.410, 17.16.420, 17.16.490, 17.16.520, 17.16.530, and 17.16.590 are amended as follows:

Chapter 17.16 EMISSIONS LIMITING STANDARDS

...

17.16.130 Applicability.

A. This article shall apply only to a source that is all of the following:

1. An existing source, as defined in Section 17.04.340;
2. A point source. For the purposes of this section, "point source" means a source of air contaminants that has an identifiable plume or emissions point; and
3. A stationary source, as defined in Section 17.04.340.

B. Except as otherwise provided in this Chapter relating to specific types of sources, the opacity of any plume or effluent, from a source described in subsection (a), as determined by Reference Method 9 in 40 CFR 60, Appendix A-4, shall not be: . . .

...

17.16.165 Standards of performance for fossil-fuel fired industrial and commercial equipment.

A. This section applies to industrial and commercial installations which are less than seventy-three megawatts capacity . . .

...

J. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-4 shall be used to determine compliance with the standards as prescribed in this section.

...

17.16.170 Incinerators.

A. An incinerator shall be operated only between the hours of official sunrise and sunset, except when the following are conditions of the operating permit: . . .

...

G. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-3, shall be used to determine compliance with the standards prescribed in subsection C of this section as follows: . . .

...

17.16.190 Standards of performance for nitric acid plants.

A. No person shall cause, allow or permit discharge from any nitric acid plant producing weak nitric acid, which is either: . . .

...

D. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-4 shall be used to determine compliance with the standard prescribed in subsection A of this section as follows:

...

17.16.200 Standards of performance for sulfuric acid plants.

A. Facilities that produce sulfuric acid by the contact process by burning elemental sulfur, alkylation acid, hydrogen sulfide, organic sulfide and mercaptans or acid sludge shall not discharge into the atmosphere: . . .

...

D. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-4 shall be used to determine compliance with standards prescribed in subsection A of this section as follows: . . .

...

17.16.210 Standards of performance for asphalt concrete plants.

A. Fixed asphalt concrete plants and portable asphalt concrete plants shall meet the standards set forth in this section.

...

G. The test methods and procedures required under this section are:

1. The reference methods given in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in subsection B.

...

17.16.240 Standards of performance for secondary lead smelters.

A. No person shall cause, allow or permit the discharge of particulate matter into the atmosphere in any one hour from any existing secondary lead smelter. . .

...

E. The test methods and procedures required by this section are as follows:

1. The reference methods set forth in 40 CFR 60, Appendix A-1, A-2, and A-4 shall be used to determine compliance with the standards prescribed in subsection A of this section as follows: . . .

...

17.16.250 Standards of performance for secondary brass and bronze ingot production plants.

A. No person shall cause, allow or permit the discharge of particulate matter into the atmosphere in any one hour from any secondary brass or bronze ingot production plant . . .

...

E. The test methods and procedures required by this section are as follows:

1. The reference methods set forth in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in subsection A of this section as follows: . . .

...

17.16.260 Standards of performance for iron and steel plants.

A. No person shall cause, allow or permit the discharge of particulate matter into the atmosphere in any one hour from any basic oxygen process furnace. . .

...

F. The test methods and procedures required under this section are as follows:

1. The reference methods set forth in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in subsection A of this section as follows: . . .

. . .

17.16.270 Standards of performance for sewage treatment plants.

A. No person shall cause, allow or permit to be emitted into the atmosphere, from any municipal sewage treatment plant sludge incinerator: . . .

. . .

C. The test methods and procedures required by this section are as follows:

1. The reference methods set forth in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in subsection A of this section as follows: . . .

. . .

17.16.310 Standards of performance for coal preparation plants.

A. The provisions of this section are applicable to any of the following affected facilities in coal preparation plants . . .

. . .

F. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-3 are used to determine compliance with standards prescribed in subsection B of this section as follows: . . .

. . .

17.16.320 Standards of performance for steel plants—Electric arc furnaces (EAF).

A. No person shall cause, allow or permit the discharge of particulate matter into the atmosphere in any one hour from electric arc furnaces or dust-handling equipment which are affected facilities in any steel plant in total quantities in excess of the amount calculated by one of the following equations: . . .

. . .

F. The test methods and procedures required under this section are as follows:

1. Reference methods in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed under subsection A of this section as follows: . . .

...

17.16.340 Standards of performance for stationary rotating machinery.

A. The provisions of this section are applicable to the following affected facilities: all stationary gas turbines, oil-fired turbines, or internal combustion engines. . .

...

K. The test methods and procedures required by this section are as follows:

1. To determine compliance with the standards prescribed in subsections C through H of this section, the following reference methods shall be used:

a. Reference Method 20 in 40 CFR 60, Appendix A-7 for the concentration of sulfur dioxide and oxygen.

...

17.16.350 Standards of performance for lime manufacturing plants.

A. The provisions of this section are applicable to the following affected facilities used in the manufacture of lime: rotary lime kilns, vertical lime kilns, lime hydrators, and limestone crushing facilities . . .

...

H. The test methods and procedures required by this section are as follows:

1. The reference methods in the Arizona Testing Manual and 40 CFR 60, Appendix A-1 through A-4, shall be used to determine compliance with this section as follows: . . .

...

17.16.360 Standards of performance for nonferrous metals industry sources.

A. The provisions of this section are applicable to the following affected facilities: mines, mills, concentrators, crushers, screens, material handling facilities, fine ore storage, dryers, roasters, and loaders.

...

H. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-4 shall be used to determine compliance with the standard prescribed in this section as follows: . . .

...

17.16.370 Standards of performance for gravel or crushed stone processing plants.

A. The provisions of this section are applicable to the following affected facilities: primary rock crushers, secondary rock crushers, tertiary rock crushers, screens, conveyors and conveyor transfer points, stackers, reclaimers, and all gravel or crushed stone processing plants and rock storage piles.

...

H. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-3 shall be used to determine compliance with the standards prescribed in this section as follows: . . .

...

17.16.410 Standards of performance for cotton gins.

A. Fugitive dust, lint, bolls, cotton seed or other material emitted from a cotton gin or lying loose in a yard . . .

...

D. The test methods and procedures required by this section are as follows:

1. The reference methods in the Arizona Testing Manual and 40 CFR 60, Appendix A-1, A-2, and A-4 shall be used to determine compliance with this section as follows:

- a. Method 5 for the measurement of particulate matter;
- b. Method 1 for sample and velocity traverses;
- c. Method 2 for velocity and volumetric flow rate;
- d. Method 3 for gas analysis;
- e. Method 9 for visible emissions.

2. For Method 5, the sampling time for each run shall be at least sixty minutes and the sampling rate shall be at least 0.85 dry standard cubic meters per hour (0.53 dry standard cubic feet per minute), except that shorter sampling times, when necessitated by progress variables or other factors, may be approved by the Control Officer.

17.16.420 Standards of performance for ammonium sulfide manufacturing plants.

A. The provisions of this section are applicable to the following affected facilities in ammonium sulfide manufacturing plants: sulfide unloading facilities, reactor-absorbers, bubble cap scrubbers, and fume incinerators.

...

F. The test methods and procedures required by this section are as follows:

1. The reference methods in 40 CFR 60, Appendix A-1 through A-5 shall be used to determine compliance with the standards prescribed in this section as follows: . . .

. . .

17.16.490 Standards of performance for new stationary sources (NSPS).

A. Except as provided in subsections B, C and D of this section, and Sections 17.16.500 through 17.16.520, the following subparts of 40 CFR 60, New Source Performance Standards (NSPS), and all accompanying appendices, adopted as of July 1, 2025, unless otherwise specified, and no future editions or amendments are incorporated by reference as applicable requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained at www.ecfr.gov or from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

1. Subpart A—General Provisions.
2. Subpart D—Fossil-Fuel-Fired Steam Generators for Which Construction is Commenced after August 17, 1971.
3. Subpart Da—Electric Utility Steam Generating Units for Which Construction is Commenced after September 18, 1978.
4. Subpart Db—Industrial-Commercial-Institutional Steam Generating Units.
5. Subpart Dc—Small Industrial-Commercial-Institutional Steam Generating Units.
6. Subpart E—Incinerators.
7. Subpart Ea—Municipal Waste Combustors for Which Construction is Commenced after December 20, 1989, and on or before September 20, 1994.
8. Subpart Eb—Large Municipal Waste Combustors for Which Construction is Commenced after September 20, 1994 or for Which Modification or Reconstruction is Commenced after June 19, 1996.
9. Subpart Ec—Hospital/Medical/Infectious Waste Incinerators for Which Construction is Commenced after June 20, 1996.
10. Subpart G—Nitric Acid Plants.
11. Subpart Ga—Nitric Acid Plants for Which Construction, Reconstruction, or Modification Commenced After October 14, 2011.
12. Subpart H—Sulfuric Acid Plants.
13. Subpart I—Hot Mix Asphalt Facilities.

14. Subpart K—Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced after June 11, 1973, and Prior to May 19, 1978.

15. Subpart Ka—Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced after May 18, 1978, and Prior to July 23, 1984.

16. Subpart Kb—Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced after July 23, 1984.

17. Subpart M—Secondary Brass and Bronze Production Plants.

18. Subpart N—Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced after June 11, 1973.

19. Subpart Na—Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced after January 20, 1983.

20. Subpart O—Sewage Treatment Plants.

21. Subpart S—Primary Aluminum Reduction Plants.

22. Subpart T—Phosphate Fertilizer Industry: Wet-Process Phosphoric Acid Plants.

23. Subpart U—Phosphate Fertilizer Industry: Superphosphoric Acid Plants.

24. Subpart V—Phosphate Fertilizer Industry: Diammonium Phosphate Plants.

25. Subpart W—Phosphate Fertilizer Industry: Triple Superphosphate Plants.

26. Subpart X—Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities.

27. Subpart Y—Coal Preparation and Processing Plants.

28. Subpart Z—Ferroalloy Production Facilities.

29. Subpart AA—Steel Plants: Electric Arc Furnaces Constructed after November 21, 1974, and on or before August 17, 1983.

30. Subpart AAa—Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed after August 7, 1983.

31. Subpart BB—Kraft Pulp Mills.

32. Subpart BBa—Kraft Pulp Mill Affected Sources for Which Construction, Reconstruction, or Modification Commenced After May 23, 2013.

33. Subpart CC—Glass Manufacturing Plants.

34. Subpart DD—Grain Elevators.
35. Subpart EE—Surface Coating of Metal Furniture.
36. Subpart GG—Stationary Gas Turbines.
37. Subpart HH—Lime Manufacturing Plants.
38. Subpart KK—Lead-Acid Battery Manufacturing Plants.
39. Subpart LL—Metallic Mineral Processing Plants.
40. Subpart MM—Automobile and Light Duty Truck Surface Coating Operations.
41. Subpart NN—Phosphate Rock Plants.
42. Subpart PP—Ammonium Sulfate Manufacture.
43. Subpart QQ—Graphic Arts Industry: Publication Rotogravure Printing.
44. Subpart RR—Pressure Sensitive Tape and Label Surface Coating Operations.
45. Subpart SS—Industrial Surface Coating: Large Appliances.
46. Subpart TT—Metal Coil Surface Coating.
47. Subpart UU—Asphalt Processing and Asphalt Roofing Manufacture.
48. Subpart VV—Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry.
49. Subpart VVa—Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced after November 7, 2006.
50. Subpart WW—Beverage Can Surface Coating Industry.
51. Subpart XX—Bulk Gasoline Terminals.
52. Subpart AAA—New Residential Wood Heaters.
53. Subpart BBB—Rubber Tire Manufacturing Industry.
54. Subpart DDD—Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry.
55. Subpart FFF—Flexible Vinyl and Urethane Coating and Printing.
56. Subpart HHH—Synthetic Fiber Production Facilities.
57. Subpart III—Volatile Organic Compound (VOC) Emissions from the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes.
58. Subpart JJJ—Petroleum Dry Cleaners.

59. Subpart KKK—Equipment Leaks of VOC from Onshore Natural Gas Processing Plants.

60. Subpart LLL—Onshore Natural Gas Processing; SO₂ Emissions.

61. Subpart NNN—Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations.

62. Subpart OOO—Nonmetallic Mineral Processing Plants.

63. Subpart PPP—Wool Fiberglass Insulation Manufacturing Plants.

64. Subpart RRR—Volatile Organic Compound (VOC) Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes.

65. Subpart SSS—Magnetic Tape Coating Facilities.

66. Subpart TTT—Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines.

67. Subpart UUU—Calciners and Dryers in Mineral Industries.

68. Subpart VVV—Polymeric Coating of Supporting Substrates Facilities.

69. Subpart WWW—Municipal Solid Waste Landfills.

70. Subpart XXX—Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014.

71. Subpart AAAA—Small Municipal Waste Combustion Units for Which Construction is Commenced after August 30, 1999 or for Which Modification or Reconstruction is Commenced after June 6, 2001.

72. Subpart CCCC—Commercial and Industrial Solid Waste Incineration Units for Which Construction is Commenced after November 30, 1999, or for Which Modification or Reconstruction is Commenced on or after June 1, 2001.

73. Subpart EEEE—Other Solid Waste Incineration Units for Which Construction is Commenced after December 9, 2004, or for Which Modification or Reconstruction is Commenced on or after June 16, 2006.

74. Subpart IIII—Stationary Compression Ignition Internal Combustion Engines.

75. Subpart JJJJ—Stationary Spark Ignition Internal Combustion Engines.

76. Subpart KKKK—Stationary Combustion Turbines.

77. Subpart LLLL—New Sewage Sludge Incineration Units.

78. Subpart OOOO—Crude Oil and Natural Gas Production, Transmission and Distribution.

79. Subpart OOOOa—Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015.

80. Subpart QQQQ—New Residential Hydronic Heaters and Forced-Air Furnaces.

81. Subpart TTTT—Greenhouse Gas Emissions for Electric Generating Units.

B. As used in 40 CFR Part 60: "Administrator" means the Control Officer, except that the Control Officer shall not be empowered to approve alternate or equivalent test methods nor to deal with equivalency determinations or innovative technology waivers.

C. From the general standards identified in subsection A, delete 40 CFR 60.4, 60.5, and 60.6. All requests, reports, applications, submittals and other communication to the Control Officer pursuant to this article shall be submitted to the Pima County Department of Environmental Quality, 33 N. Stone Ave, Suite 700, Tucson, AZ 85701.

D. The control officer shall not be delegated authority to deal with equivalency determinations or innovative technology waivers as covered in sections 111 (h)(3) and 111(j) of the Act.

...

17.16.520 Standards of performance for storage vessels for petroleum liquids.

In addition to 40 CFR 60 Subparts K, Ka, and Kb:

1. Any petroleum liquid storage tank of less than forty thousand gallons (one hundred fifty-one thousand four hundred twelve liters) capacity shall be equipped with a submerged filling device or acceptable equivalent as determined by the Control Officer for the control of hydrocarbon emissions.

...

17.16.530 National Emissions Standards for Hazardous Air Pollutants (NESHAP).

A. Except as provided in subsections B, C, and D of this section, the following subparts of 40 CFR 61, National Emission Standards for Hazardous Air Pollutants (NESHAP), and all accompanying appendices, adopted as of July 1, 2025, and no future editions or amendments, are incorporated by reference as applicable requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained at www.ecfr.gov or from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

1. Subpart A—General Provisions.
2. Subpart C—Beryllium.
3. Subpart D—Beryllium Rocket Motor Firing.

4. Subpart E—Mercury.
5. Subpart F—Vinyl Chloride.
6. Subpart J—Equipment Leaks (Fugitive Emission Sources) of Benzene.
7. Subpart L—Benzene Emissions from Coke By-Product Recovery Plants.
8. Subpart M—Asbestos.
9. Subpart N—Inorganic Arsenic Emissions from Glass Manufacturing Plants.
10. Subpart P—Inorganic Arsenic Emissions from Arsenic Trioxide and Metallic Arsenic Production.
11. Subpart V—Equipment Leaks (Fugitive Emission Sources).
12. Subpart Y—Benzene Emissions from Benzene Storage Vessels.
13. Subpart BB—Benzene Emissions from Benzene Transfer Operations.
14. Subpart FF—Benzene Waste Operations.

B. Except as provided in subsection A of this section, the following subparts of 40 CFR 63, NESHAP for Source Categories, and all accompanying appendices, adopted as of July 1, 2025, and no future editions or amendments, are incorporated by reference as applicable requirements. These standards are on file with the department and shall be applied by the department. These standards can be obtained at www.ecfr.gov or from the U.S. Government Publishing Office, Superintendent of Documents, Mail Stop SSOP, Washington D.C. 20402-9328.

1. Subpart A—General Provisions.
2. Subpart F—National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry.
3. Subpart G—National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry for Process Vents, Storage Vessels, Transfer Operations, and Wastewater.
4. Subpart H—National Emission Standards for Organic Hazardous Air Pollutants for Equipment Leaks.
5. Subpart I—National Emission Standards for Organic Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks.
6. Subpart J—National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production.
7. Subpart L—National Emission Standards for Coke Oven Batteries.

8. Subpart M—National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities.
9. Subpart N—National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks.
10. Subpart O—Ethylene Oxide Emissions Standards for Sterilization Facilities.
11. Subpart Q—National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers.
12. Subpart R—National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations).
13. Subpart S—National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry.
14. Subpart T—National Emission Standards for Halogenated Solvent Cleaning.
15. Subpart U—National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins.
16. Subpart W—National Emission Standards for Hazardous Air Pollutants for Epoxy Resins Production and Non-Nylon Polyamides Production.
17. Subpart Y—National Emission Standards for Marine Tank Vessel Loading Operations.
18. Subpart AA—National Emission Standards for Hazardous Air Pollutants from Phosphoric Acid Manufacturing Plants.
19. Subpart BB—National Emission Standards for Hazardous Air Pollutants from Phosphate Fertilizers Production Plants.
20. Subpart DD—National Emission Standards for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations.
21. Subpart EE—National Emission Standards for Magnetic Tape Manufacturing Operations.
22. Subpart GG—National Emission Standards for Aerospace Manufacturing and Rework Facilities.
23. Subpart HH—National Emission Standards for Hazardous Air Pollutants from Oil and Natural Gas Production Facilities.
24. Subpart JJ—National Emission Standards for Wood Furniture Manufacturing Operations.
25. Subpart KK—National Emission Standards for the Printing and Publishing Industry.

26. Subpart LL—National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants.
27. Subpart MM—National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semichemical Pulp Mills.
28. Subpart NN—National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing at Area Sources.
29. Subpart OO—National Emission Standards for Tanks-Level 1.
30. Subpart PP—National Emission Standards for Containers.
31. Subpart QQ—National Emission Standards for Surface Impoundments.
32. Subpart RR—National Emission Standards for Individual Drain Systems.
33. Subpart SS—National Emission Standards for Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process.
34. Subpart TT—National Emission Standards for Equipment Leaks-Control Level 1.
35. Subpart UU—National Emission Standards for Equipment Leaks-Control Level 2 Standards.
36. Subpart VV—National Emission Standards for Oil-Water Separators and Organic-Water Separators.
37. Subpart WW—National Emission Standards for Storage Vessels (Tanks)-Control Level 2.
38. Subpart XX—National Emission Standards for Ethylene Manufacturing Process Units: Heat Exchange Systems and Waste Operations.
39. Subpart YY—National Emission Standards for Hazardous Air Pollutants for Source Categories: Generic Maximum Achievable Control Technology Standards.
40. Subpart CCC—National Emission Standards for Hazardous Air Pollutants for Steel Pickling-HCl Process Facilities and Hydrochloric Acid Regeneration Plants.
41. Subpart DDD—National Emission Standards for Hazardous Air Pollutants for Mineral Wool Production.
42. Subpart EEE—National Emission Standards for Hazardous Air Pollutants from Hazardous Waste Combustors.
43. Subpart GGG—National Emission Standards for Pharmaceuticals Production.
44. Subpart HHH—National Emission Standards for Hazardous Air Pollutants from Natural Gas Transmission and Storage Facilities.

45. Subpart III—National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production.

46. Subpart JJJ—National Emission Standards for Hazardous Air Pollutant Emissions: Group IV Polymers and Resins.

47. Subpart MMM—National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production.

48. Subpart NNN—National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing.

49. Subpart OOO—National Emission Standards for Hazardous Air Pollutant Emissions: Manufacture of Amino/Phenolic Resins.

50. Subpart PPP—National Emission Standards for Hazardous Air Pollutant Emissions for Polyether Polyols Production.

51. Subpart RRR—National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production.

52. Subpart VVV—National Emission Standards for Hazardous Air Pollutants: Publicly Owned Treatment Works.

53. Subpart XXX—National Emission Standards for Hazardous Air Pollutants for Ferroalloys Production: Ferromanganese and Silicomanganese.

54. Subpart AAAA—National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills.

55. Subpart CCCC—National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast.

56. Subpart DDDD—National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products.

57. Subpart EEEE—National Emission Standards for Hazardous Air Pollutants: Organic Liquids Distribution (Non-Gasoline).

58. Subpart FFFF—National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing.

59. Subpart GGGG—National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production.

60. Subpart HHHH—National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production.

61. Subpart IIII—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Automobiles and Light-Duty Trucks.

62. Subpart JJJJ—National Emission Standards for Hazardous Air Pollutants: Paper and Other Web Coating.

63. Subpart KKKK—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans.

64. Subpart MMMM—National Emission Standards for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products.

65. Subpart NNNN—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances.

66. Subpart OOOO—National Emission Standards for Hazardous Air Pollutants: Printing, Coating, and Dyeing of Fabrics and Other Textiles.

67. Subpart PPPP—National Emission Standards for Hazardous Air Pollutants for Surface Coating of Plastic Parts and Products.

68. Subpart QQQQ—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Wood Building Products.

69. Subpart RRRR—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Furniture.

70. Subpart SSSS—National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Coil.

71. Subpart TTTT—National Emission Standards for Hazardous Air Pollutants for Leather Finishing Operations.

72. Subpart UUUU—National Emission Standards for Hazardous Air Pollutants for Cellulose Products Manufacturing.

73. Subpart VVVV—National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing.

74. Subpart WWWW—National Emission Standards for Hazardous Air Pollutants: Reinforced Plastics Composites Production.

75. Subpart XXXX—National Emission Standards for Hazardous Air Pollutants: Rubber Tire Manufacturing.

76. Subpart YYYY—National Emission Standards for Hazardous Air Pollutants for Stationary Combustion Turbines.

77. Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

78. Subpart AAAAA—National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants.

79. Subpart BBBBB—National Emission Standards for Hazardous Air Pollutants for Semiconductor Manufacturing.

80. Subpart CCCCC—National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching and Battery Stacks.

81. Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters.

82. Subpart EEEEE—National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries.

83. Subpart FFFFF—National Emission Standards for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities.

84. Subpart GGGGG—National Emission Standards for Hazardous Air Pollutants: Site Remediation.

85. Subpart HHHHH—National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing.

86. Subpart IIIII—National Emission Standards for Hazardous Air Pollutants: Mercury Emissions from Mercury Cell Chlor-Alkali Plants.

87. Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing.

88. Subpart KKKKK—National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing.

89. Subpart LLLLL—National Emission Standards for Hazardous Air Pollutants: Asphalt Processing and Asphalt Roofing Manufacturing.

90. Subpart MMMMM—National Emission Standards for Hazardous Air Pollutants: Flexible Polyurethane Foam Fabrication Operations.

91. Subpart NNNNN—National Emission Standards for Hazardous Air Pollutants: Hydrochloric Acid Production.

92. Subpart PTTTT—National Emission Standards for Hazardous Air Pollutants for Engine Test Cells/Stands.

93. Subpart QQQQQ—National Emission Standards for Hazardous Air Pollutants for Friction Materials Manufacturing Facilities.

94. Subpart RRRRR—National Emission Standards for Hazardous Air Pollutants: Taconite Iron Ore Processing.

95. Subpart SSSSS—National Emission Standards for Hazardous Air Pollutants for Refractory Products Manufacturing.

96. Subpart TTTTTT—National Emissions Standards for Hazardous Air Pollutants for Primary Magnesium Refining.

97. Subpart WWWWWW—National Emission Standards for Hospital Ethylene Oxide Sterilizer.

98. Subpart YYYYYY—National Emission Standards for Hazardous Air Pollutants for Area Sources: Electric Arc Furnace Steelmaking Facilities.

99. Subpart ZZZZZZ—National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources.

100. Subpart BBBBBB—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities.

101. Subpart CCCCCC—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities.

102. Subpart DDDDDD—National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production Area Sources.

103. Subpart GGGGGG—National Emission Standards for Hazardous Air Pollutants for Primary Nonferrous Metals Area Sources-Zinc, Cadmium, and Beryllium.

104. Subpart HHHHHH—National Emission Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources.

105. Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources.

106. Subpart LLLLLL—National Emission Standards for Hazardous Air Pollutants for Acrylic and Modacrylic Fibers Production Area Sources.

107. Subpart MMMMMM—National Emission Standards for Hazardous Air Pollutants for Carbon Black Production Area Sources.

108. Subpart NNNNNN—National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources: Chromium Compounds.

109. Subpart OOOOOO—National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production and Fabrication Area Sources.

110. Subpart PPPPPP—National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources.

111. Subpart QQQQQQ—National Emission Standards for Hazardous Air Pollutants for Wood Preserving Area Sources.

112. Subpart RRRRRR—National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing Area Sources.

113. Subpart SSSSSS—National Emission Standards for Hazardous Air Pollutants for Glass Manufacturing Area Sources.

114. Subpart TTTTTT—National Emission Standards for Hazardous Air Pollutants for Secondary Nonferrous Metals Processing Area Sources.

115. Subpart VVVVVV—National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources.

116. Subpart WWWWWW—National Emission Standards for Hazardous Air Pollutants for Plating and Polishing Operations.

117. Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories.

118. Subpart YYYYYY—National Emission Standards for Hazardous Air Pollutants for Area Sources: Ferroalloys Production Facilities.

119. Subpart ZZZZZZ—National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Aluminum, Copper, and Other Nonferrous Foundries.

120. Subpart AAAAAAA—National Emission Standards for Hazardous Air Pollutants for Area Sources: Asphalt Processing and Asphalt Roofing Manufacturing.

121. Subpart BBBBBBBB—National Emission Standards for Hazardous Air Pollutants for Area Sources: Chemical Preparations Industry.

122. Subpart CCCCCCC—National Emission Standards for Hazardous Air Pollutants for Area Sources: Paints and Allied Products Manufacturing.

123. Subpart DDDDDDD—National Emission Standards for Hazardous Air Pollutants for Area Sources: Prepared Feeds Manufacturing.

124. Subpart EEEEEEE—National Emission Standards for Hazardous Air Pollutants: Gold Mine Ore Processing and Production Area Source Category.

125. Subpart HHHHHHH—National Emission Standards for Hazardous Air Pollutant Emissions for Polyvinyl Chloride and Copolymers Production.

C. When used in 40 CFR 61 or 63, "Administrator" means the Control Officer except that the Control Officer shall not be authorized to approve alternate or equivalent test methods or alternate standards or work practices, except as specifically provided in 40 CFR 63 Subpart B.

D. From the general standards identified in subsection A of this section delete 40 CFR 61.04. All requests, reports, applications, submittals and other communications to the Control Officer pursuant to this article shall be submitted to the Pima County Department of Environmental Quality, 33 N. Stone Ave., Suite 700, Tucson, AZ 85701.

E. The Control Officer shall not be delegated authority to deal with equivalency determinations that are nontransferable through Section 112(h)(3) of the Act.

...

17.16.590 Permit requirements for sources located in attainment and unclassifiable areas.

A. Except as provided in subsections B through G of this section and Section 17.16.610 . . .

...

4. BACT shall be determined on a case-by-case basis and may constitute application of production processes or available methods, systems, and techniques, including fuel cleaning or treatment or innovative fuel combustion techniques, for control of such pollutant. In no event shall such application of BACT result in emissions of any pollutant, which would exceed the emissions allowed by any applicable new source performance standard or national emission standard for hazardous air pollutants under Article VI of this chapter. If the Control Officer determines that technological or economic limitations on the application . . .

...

5. The person applying for the permit or permit revision under this article. . .

...

b. Would not contribute to an increase in ambient concentrations for a pollutant by an amount in excess of the significance level for such pollutant in any area in which Arizona primary or secondary ambient air quality standards for that pollutant are being violated. A new major source of volatile organic compounds or oxides of nitrogen, or a major modification to a major source of volatile organic compounds or oxides of nitrogen shall be presumed to contribute to violations of the Arizona ambient air quality standards for ozone if it will be located within fifty kilometers of a nonattainment area for ozone. The presumption may be rebutted for a new major source or major modification if it can be satisfactorily demonstrated to the Control Officer that emissions of volatile organic compounds or oxides of nitrogen from the new major source or major modification will not contribute to violations of the Arizona ambient air quality standards for ozone in adjacent nonattainment areas for ozone. . .

...

6. Air Quality Models.

a. All estimates of ambient concentrations required under this section shall be based on the applicable air quality models, data basis, and other requirements specified in 40 CFR 51, Appendix W, "Guideline On Air Quality Models," as of July 1, 2025 (and

no future amendments or editions), which shall be referred to hereinafter as "Guideline", and is adopted by reference and is on file with PDEQ and available at www.eCFR.gov.

. . .

E. The requirements of this section shall not apply to a portable source which would otherwise be a new major source or major modification to an existing source if such portable source is temporary, is under a permit or permit revision under this article, is in compliance with the conditions of that permit or permit revision under this article, the emissions from the source will not impact a Class I area nor an area where an applicable increment is known to be violated, and reasonable notice is given to the Control Officer prior to the relocation identifying the proposed new location and the probable duration of operation at the new location. Such notice shall be given to the Control Officer not less than ten calendar days in advance of the proposed relocation unless a different time duration is previously approved by the Control Officer.

F. Special Rules Applicable to Federal Land Managers.

1. Notwithstanding any other provision of this section, a federal land manager may present to the Control Officer a demonstration that the emissions attributed to such new major source or major modification to a source will have significant adverse impact on visibility or other specifically defined air quality related values of any federal mandatory area designated in Section 17.08.100(B) regardless of the fact that the change in air quality resulting from emissions attributable to such new major source or major modification to a source in existence will not cause or contribute to concentrations which exceed the maximum allowable increases for a Class I area specified in Table 17.08.150. If the Control Officer concurs with such demonstrations, the permit or permit revision under this article shall be denied.

2. If the owner or operator of a proposed new major source or a source for which major modification is proposed demonstrates to the federal land manager that the emissions attributable to such major source or major modification will have no significant adverse impact on the visibility or other specifically defined air quality related values of such areas and the federal land manager so certifies to the Control Officer, the Control Officer may issue a permit or permit revision under this article . . .

. . .

SECTION 7. This ordinance is effective on the date of adoption.

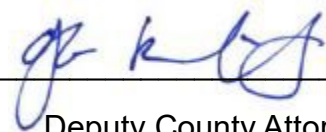
PASSED AND ADOPTED by the Board of Supervisors, Pima County, Arizona, this _____ day of _____, 2026.

Chair, Pima County Board of
Supervisors

ATTEST:

APPROVED AS TO FORM

Clerk of Board



Deputy County Attorney

3. Background Information

Pima County Code (PCC) Air Pollution Regulations (Title 17) contain multiple sections that incorporate by reference federal regulations from Title 40 of the Code of Federal Regulations (CFR). These federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year.

The purpose of this rulemaking is to incorporate by reference the applicable federal regulations as codified on July 1, 2025, updating Pima County Code sections that incorporate these rules. This is necessary for Pima County to align with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County. After this rulemaking is passed by the Pima County Board of Supervisors, Pima County Department of Environmental Quality will request updated delegation authority from the EPA to implement and enforce the federal standards.

The incorporation by reference rulemaking is planned to occur annually. PDEQ's last rulemaking to incorporate by reference these sections of the CFR happened in 2019, and prior to that in 2015. Going forward, this rulemaking will incorporate only the changes from June 30 of the previous year to July 1 of the current year, however, due to the gaps in years between previous rulemakings and omissions in those rulemakings, this rulemaking will incorporate some revisions that are more than one year old.

Revisions made to federal regulations in 40 CFR Parts 51, 58, 60, 61, and 63 any time until June 30, 2025, that had not been previously incorporated by reference into the Pima County Code are proposed to be included in this rulemaking.

The substantive changes made in this rulemaking that conform to the updated applicable CFR are:

1. Updated dates of CFR incorporation by reference to July 1, 2025, except as otherwise applicable, in the following sections:
 - 17.04.070(C)
 - 17.11.160(A)
 - 17.12.040(A)(3)(b)
 - 17.12.070(A)
 - 17.12.160(C)(3)
 - 17.13.020(A)(3)(b)

Title 17 Air Quality Control: Incorporation by Reference

- 17.16.490(A)
 - 17.16.530(A) and (B)
 - 17.16.590(A)(6)(a)
2. Updated the secondary ambient air quality standard for sulfur oxides. 17.08.020(B).
 3. Updated the PM 2.5 standard. 17.08.030(B)(1)(a).
 4. Expanded the list of CFR subparts that create exemptions from permit requirements. 17.11.090(C).
 5. Removal of subparts under the NSPS that PDEQ lacks authority over pursuant to A.R.S. 49-402(A). 17.16.490.
 6. Removal of subparts under the NESHAP that PDEQ lacks authority over pursuant to A.R.S. 49-402(A). 17.16.530.

In addition to the updates to the incorporation by reference, several clerical changes will be made to Title 17. These changes are to correct errors and increase clarity and will have no regulatory impact.

The clerical changes include: the addition of emails, websites, and phone numbers; capitalization of titles and terms of art such as “Control Officer,” addition of Arabic numerals where numbers are spelled out only and vice versa, removal of brackets that appeared in error, removals of references to already-removed sections of code, conformity of references to CFR appendices and test methods to match the current numbering.

4. Public Notice Required and Completed

Pima County Department of Environmental Quality (PDEQ) follows all Arizona Revised Statutes and Pima County Code mandates on public notice. In addition, PDEQ follows an internal process to ensure meaningful public participation. This document summarizes all notice, including citations where it was legally required.

For this proposed expedited rulemaking, the public comment period began on March 11th, 2026, and closed on April 14th, 2026. This was a 33-day period, meeting the 30-day public comment period length requirement for expedited rulemakings in A.R.S. §49.471.08(C).

PDEQ posted notice of the proposed expedited rulemaking on the website at www.pima.gov/415 and sent an email to a subscriber list of over 6,500 email addresses at GovDelivery on March 11th, 2026. PDEQ put a notice in The Daily Territorial on March 11th and March 18th, 2026, pursuant to A.R.S. §49-498 and P.C.C. 17.04.400. PDEQ emailed notice to other Air Control Districts, local and tribal governments, and the Pima Association of Governments on March 16th, 2026, pursuant to P.C.C. 17.04.400.

To accommodate non-English speakers and people with limited vision, PDEQ posted notices on the web pages within the main browser, so that they were compatible with reader and translation software. To meet the requirement to post in 3 conspicuous places in the county (P.C.C. 17.04.400) and to reach Pima County's large Spanish-speaking population, PDEQ shared a printed bilingual notice in all available Pima County libraries (also a way to reach people with limited technology access).

Although an oral proceeding for this rulemaking process was not mandatory unless requested, PDEQ chose to hold an oral proceeding on April 14th, 2026. The proceeding was held via Microsoft Teams and included a presentation on the content, reasoning and timeline of the rulemaking, as well as time for questions and comments. Three members of the public attended the proceedings, but no questions or comments were made. The PowerPoint used in the proceeding was linked on www.pima.gov/415.

Information on the PDEQ Rulemakings webpage included the Notice of Proposed Expedited Rulemaking, a fillable comment form, and instructions for how to submit a written comment in other ways.

Due to the meaningful public process in the initial public comment period, PDEQ received comments which prompted review and reconsideration of the initial proposed changes. Following review, PDEQ determined that the changes were significant enough to justify and extended public comment period and a Notice of Supplemental Proposed Expedited Rulemaking was posted on the PDEQ website www.pima.gov/415 on May 8, 2026. The supplemental rulemaking public comment period was from May 8, 2026 through June 12, 2026.

The supplemental Notice of Expedited Rulemaking was sent (including a link to the PDEQ rulemaking webpage where the official supplemental notice resided) in a GovDelivery email to a subscriber list of over 6,500 email addresses on May 8, 2026. PDEQ put a notice in the Daily Territorial on May 8, 2026 and May 15, 2026, pursuant to A.R.S. §49-498 and P.C.C. 17.04.400. PDEQ emailed notice to other Air Control Districts, local and tribal governments, and the Pima Association of Governments on May 8, 2026, pursuant to P.C.C. 17.04.400.

To accommodate non-English speakers and people with limited vision, PDEQ posted the supplemental notice on the web pages within the main browser, so that they were compatible with reader and translation software. To meet the requirement to post in 3 conspicuous places in the county (P.C.C. 17.04.400) and to reach Pima County's large Spanish-speaking population, PDEQ shared a printed bilingual supplemental notice in all available Pima County libraries (also a way to reach people with limited technology access).

Although an oral proceeding for the supplemental rulemaking process was not mandatory unless requested, PDEQ chose to hold an oral proceeding on June 8, 2026. The proceeding was held via Microsoft Teams and included a presentation on the supplemental content, reasoning and timeline of the rulemaking, as well as time for questions and comments. Two members of the public attended the proceedings, but no questions or comments were made.

Attached are proof of public notices.

4.a.i. Notice of Proposed Expedited Rulemaking on the PDEQ website

Website Screenshot from 3/11/26

Address: <https://www.pima.gov/415/Rules-Regulations>

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pima.gov/415/Rules-Regulations

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Notice of Proposed Expedited Rulemaking - Air Quality - Code of Federal Regulations Revisions Incorporation by Reference

March 11, 2026

Summary

Pima County Department of Environmental Quality (PDEQ) proposes to amend various parts of Pima County Air Pollution Regulations (Title 17) to update incorporations by reference to the Code of Federal Regulations. These federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year.

The purpose of this rulemaking is to incorporate by reference the applicable federal regulations as codified on July 1, 2025. This is necessary for Pima County to remain in continued compliance with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County.

The proposed changes are mandated by federal law and are required annually.

Public Comment

The public comment period runs from March 11, 2026, through April 14, 2026.

An [oral proceeding via Microsoft Teams](#) has been scheduled for April 14, 2026, at 10am.

Meeting ID: 235 680 088 241 86

Meeting Passcode: hZ3Nb9aR

The proposed rulemaking is set for a Board of Supervisors vote on **May 12, 2026**, at 5pm or later, at 130 W. Congress St., Tucson, AZ 85701 and will become effective on the same day if approved.

Comments may be submitted using this [fillable comment form](#). Written comments will be considered, responded to, and included in the rulemaking materials submitted to the Pima County Board of Supervisors.

Documents

The Notice of Proposed Expedited Rulemaking contains a complete explanation of the proposed rulemaking, as well as the strikethrough text of the proposed changes.

[Notice of Proposed Expedited Rulemaking Air Quality CFR IBR \(PDF\)](#)

Further Information

Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to PDEQ Rules Manager Abigail Okrent at 520-724-7400 or Abigail.Okrent@pima.gov.

To stay up to date with information regarding this rulemaking, and PDEQ's other activities, please continue to check PDEQ's website and subscribe to the [PDEQ Newsletter](#).

PDEQ does not discriminate on the basis of race, color, sex, national origin (including limited English proficiency), age, or disability. If you need assistance in another language or any modifications to make our services more accessible to you, please contact us at CivilRights.PDEQ@pima.gov or 520-724-7400.

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Link:

Email Environmental Quali

Phone:

520-724-7400

Fax:

520-838-7432

Address:

33 N Stone Ave

Suite 700

Tucson, AZ 85701

Link to Map

Hours:

8 am to 5 pm

Monday through Friday, e

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4.a.ii. Notice of Supplemental Proposed Expedited Rulemaking on the PDEQ website
Website Screenshot from 5/8/26

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RULEMAKING OVERVIEW

LOCAL, STATE & FEDERAL RESOURCES

CURRENT RULEMAKINGS

Supplemental Notice of Proposed Expedited Rulemaking - Air Quality - Code of Federal Regulations Revisions Incorporation by Reference

May 8, 2026

Summary

Pima County Department of Environmental Quality (PDEQ) is extending the public comment period for a rulemaking that proposes to amend various parts of Pima County Air Pollution Regulations (Title 17) to update incorporations by reference to the Code of Federal Regulations. These federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year.

The purpose of this rulemaking is to incorporate by reference the applicable federal regulations as codified on July 1, 2025. This is necessary for Pima County to remain in continued compliance with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County.

The proposed changes are mandated by federal law and are required annually.

Public Comment

The public comment period has been extended to June 12, 2026. The original public comment period ran from March 11, 2026, through April 14, 2026.

An oral proceeding via Microsoft Teams will be held on **June 8, 2026**, at 2 pm.

[Microsoft Teams](#) (Meeting ID: 213 620 636 749 918 Passcode: xN9JV9h5).

The proposed rulemaking is set for a Board of Supervisors vote on **July 28, 2026**, at 5pm or later, at 130 W. Congress St., Tucson, AZ 85701 and will become effective on the same day if approved.

Comments may be submitted using this [fillable comment form](#). Written comments will be considered, responded to, and included in the rulemaking materials submitted to the Pima County Board of Supervisors.

Documents

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Notice of Supplemental Proposed Expedited Rulemaking on the PDEQ website

Website Screenshot from 5/8/26 (continued)

Documents

The Notice of Supplemental Proposed Expedited Rulemaking contains a complete explanation of the proposed rulemaking, as well as the strikethrough text of the proposed changes, and an explanation of the reason for extending the rulemaking period and the new changes proposed.

[Notice of Supplemental Proposed Expedited Rulemaking \(PDF\)](#)

Documents from initial public comment period:

[Notice of Proposed Expedited Rulemaking Air Quality CFR IBR \(PDF\)](#)

View [CFR IBR Oral Proceeding Meeting Slides \(Powerpoint\)](#) from April 14, 2026 oral proceeding

Further Information

Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to PDEQ Rules Manager Abigail Okrent at 520-724-7400 or Abigail.Okrent@pima.gov.

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4.a.iii

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Supplemental Notice of Proposed Expedited Rulemaking - Air Quality - Code of Federal Regulations Revisions Incorporation by Reference

Updated June 16, 2026

Summary

Pima County Department of Environmental Quality (PDEQ) extended the public comment period for a rulemaking that proposes to amend various parts of Pima County Air Pollution Regulations (Title 17) to update incorporations by reference to the Code of Federal Regulations. These federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year.



The purpose of this rulemaking is to incorporate by reference the applicable federal regulations as codified on July 1, 2025. This is necessary for Pima County to align with federal air quality regulations in the CFR (i.e. New Source Performance Standards, National Emissions Standard for Hazardous Air Pollutants) and to be aligned with delegated authority from the EPA to implement and enforce NSPS, NESHAP and acid rain programs in Pima County.

Public Comment

The public comment period closed June 12, 2026. The original public comment period ran from March 11, 2026, through April 14, 2026.

An oral proceeding via Microsoft Teams was held on **June 8, 2026**, at 2 p.m.

View [CFR IBR Oral Proceeding Meeting Slides \(PDF\)](#) from the June 8, 2026, oral proceeding.

The proposed rulemaking Public Hearing and vote by the Pima County Board of Supervisors is on **July 28, 2026**, at 5 p.m. or later, at 130 W. Congress St., Tucson, AZ 85701 and will become effective on the same day if approved.

Comments submitted during the original and extended comment period along with the Department's response to comments for this proposed rulemaking are [located on pima.gov](#) and will be included in the rulemaking materials submitted to the Pima County Board of Supervisors.

Documents

The Notice of Supplemental Proposed Expedited Rulemaking contains a complete explanation of the proposed rulemaking, as well as the strikethrough text of the proposed changes, and an explanation of the reason for extending the rulemaking period and the new changes proposed.

[Notice of Supplemental Proposed Expedited Rulemaking \(PDF\)](#)

Documents from initial public comment period:

[Notice of Proposed Expedited Rulemaking Air Quality CFR IBR \(PDF\)](#)

View [CFR IBR Oral Proceeding Meeting Slides \(Powerpoint\)](#) from April 14, 2026, oral proceeding

Public Information

Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to PDEQ Rules Manager Abigail Okrent at 520-724-7400 or Abigail.Okrent@pima.gov.

To stay up to date with information regarding this rulemaking, and PDEQ's other activities, please continue to check PDEQ's website and subscribe to the [PDEQ Newsletter](#).

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Contact Us

Environmental Quality

Email: [Email Environmental Quality](#)

Phone: [520-724-7400](tel:520-724-7400)

Fax: 520-838-7432

Address: 33 N Stone Ave
Suite 700
Tucson, AZ 85701
[Link to Map](#)

Hours: 8 am to 5 pm
Monday through Friday, except on [holidays](#).

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**THE DAILY
TERRITORIAL**
2302 E. Speedway Blvd Suite 206
Tucson, AZ 85719

AFFIDAVIT OF PUBLICATION

Daily Territorial (Tucson)
2302 E. Speedway Blvd Suite 206, Tucson, AZ 85719
(520) 294-1200

I, Edmar Corachia, of lawful age, being duly sworn upon oath depose and say that I am an agent of Column Software, PBC, duly appointed and authorized agent of the Publisher of Daily Territorial (Tucson), a publication that is a "legal newspaper" as that phrase is defined for the city of Tucson, for the County of Pima, in the state of Arizona, that this affidavit is Page 1 of 2 with the full text of the sworn-to notice set forth on the pages that follow, and that the attachment hereto contains the correct copy of what was published in said legal newspaper in consecutive issues on the following dates:

Publication Dates:

- Mar 11, 2026
- Mar 18, 2026

Notice ID: bgrnVPKn5TlpCOOseBMq
Notice Name: CFR IBR Rulemaking Notice
Publisher ID: DTT012802

Request of:
Pima County Department of Environmental Quality
33 N. Stone Ave, Tucson, Arizona 85701

I declare under penalty of perjury that the foregoing is true and correct.

Edmar Corachia

Agent

VERIFICATION

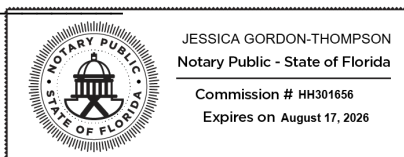
State of Florida
County of Orange

Signed or attested before me on this: **03/18/2026**

J. Thompson

Notary Public

Notarized remotely online using communication technology via Proof.



PDEQ Proposed Expedited Air Quality Rulemaking
Pima County Department of Environmental Quality (PDEQ) proposes to amend various parts of Pima County Air Pollution Regulations (Title 17) to update incorporations by reference to the Code of Federal Regulations. These federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year.

The purpose of this rulemaking is to incorporate by reference the applicable federal regulations as codified on July 1, 2025. This is necessary for Pima County to remain in continued compliance with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County. The proposed changes are mandated by federal law and are required annually.

The public comment period runs from March 11, 2026, through April 10, 2026. The proposed rulemaking is set for a Board of Supervisors vote on May 12, 2026, at 5pm or later, at 130 W. Congress St., Tucson, AZ 85701 and will become effective on the same day if approved.

Additional information, including the full Notice of Proposed Expedited Rulemaking, text of the proposed rule, form to submit public comments, and how to submit a written request for an oral hearing, is available at www.pima.gov/415.

Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to PDEQ Rules Manager Abigail Okrent at 520-724-7400 or Abigail.Okrent@pima.gov.

To stay up to date with information regarding this rulemaking, and PDEQ's other activities, please continue to check PDEQ's website and subscribe to the PDEQ newsletter at <https://public.govdelivery.com/accounts/AZPIMA/subscribe/new>.

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sex, national origin (including limited English proficiency), age, or disability. If you need assistance in another language or any modifications to make our services more accessible to you, please contact us at CivilRights.PDEQ@pima.gov or 520-724-7400.

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Publish: The Daily Territorial
Date: March 11 and 18, 2026
DTT012802



THE DAILY TERRITORIAL

2302 E. Speedway Blvd Suite 206
Tucson, AZ 85719

AFFIDAVIT OF PUBLICATION

Daily Territorial (Tucson)

2302 E. Speedway Blvd Suite 206, Tucson, AZ 85719
(520) 294-1200

I, Edmar Corachia, of lawful age, being duly sworn upon oath depose and say that I am an agent of Column Software, PBC, duly appointed and authorized agent of the Publisher of Daily Territorial (Tucson), a publication that is a "legal newspaper" as that phrase is defined for the city of Tucson, for the County of Pima, in the state of Arizona, that this affidavit is Page 1 of 2 with the full text of the sworn-to notice set forth on the pages that follow, and that the attachment hereto contains the correct copy of what was published in said legal newspaper in consecutive issues on the following dates:

Publication Dates:

- May 8, 2026
- May 15, 2026

Notice ID: fKpN9QzpDhILk9OHFSKa

Notice Name: Supplemental CFR IBR Newspaper Notice

Publisher ID: DTT013526

Request of:

Pima County Department of Environmental Quality
33 N. Stone Ave, Tucson, Arizona 85701

I declare under penalty of perjury that the foregoing is true and correct.

Edmar Corachia

Agent

VERIFICATION

State of New Jersey
County of Camden

Signed or attested before me on this: 05/15/2026

Sharon E Thomas-Pope
Notary Public

Notarized remotely online using communication technology via Proof.

SHARONN E THOMAS-POPE
NOTARY PUBLIC
STATE OF NEW JERSEY
My Commission Expires January 23, 2027

PDEQ Supplemental Proposed Expedited Air Quality Rulemaking – Public Comment Period Extended

Pima County Department of Environmental Quality (PDEQ) is extending the public comment period for a rulemaking that proposes to amend various parts of Pima County Air Pollution Regulations (Title 17). The Board of Supervisors vote will be moved from May 12th to July 28th, 2026 at 5pm or later, at 130 W. Congress St., Tucson, AZ 85701; the proposed rule will become effective on the same day if approved. The supplemental public comment period will run from May 8th, 2026 until June 12th, 2026. An oral proceeding has been scheduled for June 8th, 2026 at 2pm online via Microsoft Teams (Meeting information available at www.pima.gov/415).

The proposed rulemaking would update incorporations by reference to the Code of Federal Regulations. The federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year. The purpose of this rulemaking is to incorporate by reference the applicable federal regulations as codified on July 1, 2025.

This is necessary for Pima County to remain in continued compliance with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County. The proposed changes are mandated by federal law and are required annually. Additional information, including the full Notice of Supplemental Proposed Expedited Rulemaking, text of the proposed rule, oral proceeding information, and form to submit public comments is available at www.pima.gov/415. Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to PDEQ Rules Manager Abigail Okrent at 520-724-7400 or abigail.okrent@pima.gov.

rent@pima.gov or to sarah.
hite@pima.gov .

To stay up to date with
information regarding this
rulemaking, and PDEQ's
other activities, please
continue to check PDEQ's
website and subscribe to the
PDEQ Newsletter .

PDEQ does not discriminate
on the basis of race, color,
sex, national origin (including
limited English proficienc
y), age, or disability. If you
need assistance in another
language or any modificati
ons to make our services
more accessible to you,
please contact us at CivilRight
s.PDEQ@pima.gov or 520-
724-7400.

PDEQ no discrimina por
motivos de raza, color, sexo,
origen nacional (incluido
idioma), edad o discapacid
ad. Si necesita ayuda en otro
idioma o alguna modificacion
para que nuestros servicios
sean mas accesibles,
comuniquese con nosotros a
CivilRights.PDEQ@pima.gov
o al 520-724-7400.

Publish: The Daily Territorial
Date: May 8 and 15, 2026
DTT013526

4.c.i. Library Notices (English and Spanish) and Confirmation of Distribution March 12, 2026

**PDEQ Notice of Proposed Expedited Air Quality Rulemaking**

Pima County Department of Environmental Quality (PDEQ) proposes to amend various parts of Pima County Air Pollution Regulations (Title 17) to incorporate changes from the Code of Federal Regulations, pertaining to New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. These revisions are codified by the U.S. Environmental Protection Agency (EPA) every year on July 1 for the previous year. This rulemaking aims to incorporate by reference the applicable federal regulations as codified on July 1, 2025, so that Pima County can remain in continued compliance with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County. These incorporations are mandated by federal law and are required annually.

The public comment period runs from March 11, 2026, through April 14, 2026, with an oral proceeding scheduled for April 14, 2026, at 10am online. The Board of Supervisors vote will be on May 12, 2026, at 5pm or later, at 130 W. Congress St., Tucson, AZ 85701. Please visit www.pima.gov/415 to submit a comment, view the Notice of Proposed Expedited Rulemaking, text of the proposed rule, and for information regarding the oral proceeding. These documents are also available for review in person at 33 N. Stone Ave., Ste 700. Questions can be directed to PDEQ Rules Manager Abigail Okrent at 520-724-7400 or Abigail.Okrent@pima.gov.

To stay up to date with information regarding this rulemaking, and PDEQ's other activities, please PDEQ's website and subscribe to the PDEQ newsletter at <https://public.govdelivery.com/accounts/AZPIMA/subscriber/new>

PDEQ does not discriminate on the basis of race, color, sex, national origin (including limited English proficiency), age, or disability. If you need assistance in another language or any modifications to make our services more accessible to you, please contact us at CivilRights.PDEQ@pima.gov or 520-724-7400.

**PDEQ propone una normativa expedita sobre la calidad del aire**

El Departamento de Calidad Ambiental del Condado Pima (PDEQ, por sus siglas en inglés) propone modificar diversas partes del Reglamento de Contaminación Atmosférica del Condado Pima (Título 17) para incorporar los cambios del Código de Reglamentos Federales, correspondientes a las Normas de Desempeño de Nuevas Fuentes (NSPS, por sus siglas en inglés), las Normas Nacionales de Emisión para Contaminantes Atmosféricos Peligrosos (NESHAP, por sus siglas en inglés) y el Reglamento sobre Lluvia Ácida. La Agencia de Protección Ambiental de Estados Unidos (EPA, por sus siglas en inglés) codifica estas revisiones anualmente el 1 de julio del año anterior. Esta normativa busca incorporar las regulaciones federales aplicables, codificadas el 1 de julio de 2025, para que el Condado Pima pueda seguir cumpliendo con la autoridad delegada por la EPA para implementar y hacer cumplir las normas NSPS, NESHAP y los programas de lluvia ácida en el Condado Pima. Dichas incorporaciones son obligatorias por ley federal y se realizan anualmente.

El período de comentarios públicos inicia el 11 de marzo de 2026 y termina el 14 de abril de 2026, con un procedimiento oral programada para el 14 de abril a las 10 a.m. en línea. La votación de la Junta de Supervisores está programada para el 12 de mayo de 2026, a las 5 p.m. o más tarde, en 130 W. Congress St., Tucson, AZ 85701. Por favor, visite www.pima.gov/415 para enviar un comentario, consultar la Propuesta de

Normativa Expedita, el texto de la regla propuesta, y para información sobre el procedimiento oral. Estos documentos también están disponibles para su consulta acudiendo en persona a 33 N. Stone Ave., Ste. 700. Las preguntas pueden dirigirse a Abigail Okrent, gerente de reglas de PDEQ, al 520-724-7400 o al correo Abigail.Okrent@pima.gov.

Para mantenerse al día con la información sobre esta normativa y otras actividades de PDEQ, visite su sitio web y suscríbase al boletín informativo en <https://public.govdelivery.com/accounts/AZPIMA/subscriber/new>

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From: Holly Schaffer
Sent: Tuesday, March 3, 2026 10:47 AM
To: Sarah Hite
Cc: Abigail Okrent
Subject: RE: Flyer Distribution Request for PDEQ
Attachments: March 2026.pdf

Hi Sarah,

I'm happy to approve your request! I've attached our approval memo, which contains instructions.

Kindly,
Holly

--

Holly Schaffer (she/her/hers) | Communications Specialist
Pima County Public Library | 101 N Stone Ave Tucson AZ 85701
520-594-5610 | holly.schaffer@pima.gov | www.library.pima.gov

From: Sarah Hite <Sarah.Hite@pima.gov>
Sent: Monday, March 2, 2026 2:27 PM
To: Holly Schaffer <Holly.Schaffer@pima.gov>
Cc: Abigail Okrent <Abigail.Okrent@pima.gov>
Subject: Flyer Distribution Request for PDEQ

Hi Holly,

Hope you have had a good start to your year 😊

We have a public comment period opening up next week that we would like to share about via some half sheet flyers at the libraries. I am thinking maybe 8-10 half sheets per library, English on the front, Spanish on the back (attaching the English version to this email). We're hoping to get them out to all the libraries next week. Does that work?

Thank you as always for your help!

Sarah Hite (She/Her)
Environmental Specialist - Rules & Policy
Pima County Department of Environmental Quality
520.724.7413

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4.c.ii

From: [Abigail Okrent](#)
To: [Abigail Okrent](#)
Cc: [Sarah Hite](#)
Bcc: [Anu Jain](#); peters.karen@azdeq.gov; czecholinski.daniel@azdeq.gov; philip.mcneely@maricopa.gov; martucci.michael@epa.gov; mayor.romero@tucsonaz.gov; rvalenzuela@southtucson.org; ipost@maranaaz.gov; [Joe Winfield; mortega@pagregion.com](mailto:Joe.Winfield@mortege@pagregion.com); verlon.jose@tonation-nsn.gov; julian.hernandez@pascuayaqui-nsn.gov; ryan.eberle@gric.nsn.us; benjamin.davis@srpmic-nsn.gov
Subject: PDEQ proposed expedited rulemaking — Air Quality
Date: Monday, March 16, 2026 11:38:00 AM

Good morning,

Pursuant to PCC 17.04.400(A)(4) or as a courtesy, we are sending this email to you to notify you of a proposed expedited air quality rulemaking from Pima County Department of Environmental Quality. Please consider signing up for [PDEQ News and Alerts](#) to make sure that you stay informed of all future PDEQ rulemakings and other actions requiring public notice.

Abigail Okrent
Environmental Quality Manager - Rules & Policy
Pima County Department of Environmental Quality
33 N. Stone Ave, 7th Floor
Tucson, Arizona 85701
520-724-7325

Pima County DEQ does not discriminate on the basis of race, color, sex, national origin (including limited English proficiency), age, or disability. If you need assistance in another language or any modifications to make our services more accessible to you, please contact us at CivilRights.PDEQ@pima.gov or 520-724-7400.

El Departamento de Calidad Medioambiental del Condado Pima (PDEQ) no discrimina por motivos de raza, color, sexo, origen nacional (incluido idioma), edad o discapacidad. Si necesita ayuda en otro idioma o alguna modificacion para que nuestros servicios sean mas accesibles, comuniquese con nosotros a CivilRights.PDEQ@pima.gov o al 520-724-7400.

From: Pima County <pimacounty@public.govdelivery.com>
Sent: Wednesday, March 11, 2026 8:32 AM
To: Abigail Okrent <Abigail.Okrent@pima.gov>
Subject: PDEQ proposed expedited rulemaking — Air Quality

CAUTION: This message and sender come from outside Pima County. If you did not expect this message, proceed with caution. Verify the sender's identity before performing any action, such as clicking on a link or opening an attachment.

Having trouble viewing this email? [View it as a Web page.](#)

DEQ logo



PDEQ proposed rulemaking — Air Quality

PIMA COUNTY, March 11, 2026 -- The Pima County Department of Environmental Quality (PDEQ) proposes to amend various parts of Pima County Air Pollution Regulations (Title 17) to update incorporations by reference to the Code of Federal Regulations.

These federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year.

The purpose of this rulemaking is to incorporate by reference the applicable federal regulations as codified on July 1, 2025. This is necessary for Pima County to remain in continued compliance with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County.

The proposed changes are mandated by federal law and are required annually.

The public comment period runs from March 11, 2026, through April 14, 2026. An oral proceeding has been scheduled for April 14, 2026, at 10 a.m. online — [Microsoft Teams link here](#) (Meeting ID: 235 680 088 241 86 Meeting Passcode: hZ3Nb9aR). The proposed rulemaking is set for a [Board of Supervisors](#) vote on May 12, 2026, at 5 p.m. or later, at 130 W. Congress St., Tucson, AZ 85701 and will become effective on the same day if approved.

Additional information, including the full Notice of Proposed Expedited Rulemaking, text of the proposed rule, and form to submit public comments is available at www.pima.gov/415. Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to PDEQ Rules Manager Abigail Okrent at 520-724-7400 or Abigail.Okrent@pima.gov.

To stay up to date with information regarding this rulemaking, and PDEQ's other activities, please continue to check PDEQ's website and subscribe to the [PDEQ Newsletter](#).

PDEQ does not discriminate on the basis of race, color, sex, national origin (including limited English proficiency), age, or disability. If you need assistance in another language or any modifications to make our services more accessible to you, please contact us at CivilRights.PDEQ@pima.gov or 520-724-7400.

Propuesta de Normativa Expedita de la Calidad del Aire del Condado de Pima

CONDADO PIMA, 11 de marzo, 2026 -- El Departamento de Calidad Ambiental del Condado Pima (PDEQ, por sus siglas en inglés) propone modificar de manera expedita diversas partes del Reglamento de Contaminación Atmosférica del Condado Pima (Título 17) para actualizar las incorporaciones con referencia al Código de Reglamentos Federales.

Dichos reglamentos federales incluyen las Normas de Desempeño de Nuevas Fuentes (NSPS, por sus siglas en inglés), las Normas Nacionales de Emisión para Contaminantes Atmosféricos Peligrosos (NESHAP, por sus siglas en inglés) y el Reglamento de Lluvia Ácida. El 1 de julio de cada año, la Agencia de Protección Ambiental de Estados Unidos (EPA, por sus siglas en inglés) codifica las revisiones realizadas a estos reglamentos federales considerando los datos del año anterior.

El propósito de esta normativa es incorporar las regulaciones federales aplicables según se codificaron el 1 de julio de 2025. Esto es necesario para que el Condado Pima continúe cumpliendo con su autoridad delegada por la EPA para implementar y hacer cumplir los programas NSPS, NESHAP y de lluvia ácida en el Condado Pima.

La ley federal exige los cambios propuestos, los cuales se requieren anualmente.

El período de comentarios públicos se extiende del 11 de marzo de 2026 al 14 de abril de 2026. Un procedimiento oral está programada para el 14 de abril a las 10 a.m. en línea – [Microsoft Teams enlace aquí](#) (ID de reunión: 235 680 088 241 86 Contraseña: hZ3Nb9aR).

La normativa propuesta está programada para someterse a votación de la [Junta de Supervisores](#), el 12 de mayo de 2026, a las 5 p.m. o más tarde, en 130 W. Congress St., Tucson, AZ 85701. La normativa expedita propuesta entrará en vigor el mismo día que se lleve a cabo la votación de la Junta de Supervisores, en caso de aprobarse.

Información adicional, como el aviso completo sobre la Propuesta de Normativa Expedita, el texto de la norma propuesta, y el formulario para presentar comentarios públicos se encuentran en www.pima.gov/415. También se puede acceder a los documentos en persona acudiendo a PDEQ, ubicado en 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Para consultas, favor de comunicarse con Abigail Okrent, la gerente de reglas de PDEQ, al 520-724-7400 o al correo Abigail.Okrent@pima.gov.

Para mantenerse actualizado con esta normativa, y las otras actividades de PDEQ, consulte el sitio web de PDEQ o suscríbase a las [Noticias PDEQ](#).

PDEQ no discrimina por cuestiones de raza, color, sexo, origen (incluyendo un dominio limitado del inglés), edad o discapacidad. Si necesita ayuda en otro idioma o solicitar adaptaciones para que nuestros servicios sean más accesibles para usted, por favor envíenos un correo a CivilRights.PDEQ@pima.gov.

[The Pima County Department of Environmental Quality](#) monitors air and water quality and hazardous and solid waste programs that minimize waste and prevent pollution. PDEQ also provides public outreach, education, and citizens' assistance; processes environmental permits; and responds to public complaints and inquiries with investigations and enforcement.

4.c.iii. Library Notices (English and Spanish) and Confirmation of Distribution May 11, 2026

**PDEQ Notice of Supplemental Expedited Air Quality Rulemaking***(Español al otro lado)*

Pima County Department of Environmental Quality (PDEQ) is extending the public comment period for a rulemaking that proposes to amend various parts of Pima County Air Pollution Regulations (Title 17). The Board of Supervisors vote will be moved from May 12th to July 28th, 2026 at 5pm or later, at 130 W. Congress St., Tucson, AZ 85701; the proposed rule will become effective on the same day if approved. The supplemental public comment period will run from May 8, 2026 until June 12, 2026. An oral proceeding has been scheduled for June 8, 2026, at 2pm online via Microsoft Teams (Meeting ID: 213 620 636 749 918 Passcode: xN9JV9h5).

The proposed rulemaking would update incorporations by reference to the Code of Federal Regulations. The federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year. The purpose of this rulemaking is to incorporate by reference the applicable federal regulations as codified on July 1, 2025. This is necessary for Pima County to remain in continued compliance with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County. The proposed changes are mandated by federal law and are required annually.

Additional information, including the full Notice of Supplemental Proposed Expedited Rulemaking, text of the proposed rule, oral proceeding information, and form to submit public comments is available at www.pima.gov/415. Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to Abigail Okrent at 520-724-7400 or abigail.okrent@pima.gov, or to sarah.hite@pima.gov.

PDEQ does not discriminate on the basis of race, color, sex, national origin (including limited English proficiency), age, or disability. If you need assistance in another language or any modifications to make our services more accessible to you, please contact us at CivilRights.PDEQ@pima.gov or 520-724-7400.

Aviso de PDEQ sobre la reglamentación complementaria y expedita en materia de calidad del aire

El Departamento de Calidad Ambiental del Condado Pima (PDEQ, por sus siglas en inglés) ha ampliado el periodo de comentarios públicos para el proceso que propone modificar diversas partes del Reglamento de Contaminación Atmosférica del Condado Pima (Título 17). La votación de la Junta de Supervisores inicialmente programada el 12 de mayo se ha pospuesto para el 28 de julio de 2026, a las 5:00 p.m. o más tarde, en 130 W. Congress St., Tucson, AZ 85701. La norma propuesta entrará en vigor ese mismo día, en caso de ser aprobada. El periodo adicional de comentarios públicos se extenderá del 8 de mayo de 2026 hasta el 12 de junio de 2026. Se ha programado una audiencia oral para el 8 de junio de 2026, a las 2:00 p.m., en línea a través de *Microsoft Teams* (Meeting ID: 213 620 636 749 918; Passcode: xN9JV9h5).

La propuesta de reglamentación actualizaría las incorporaciones por referencia al Código de Regulaciones Federales. Dichas regulaciones incluyen las Normas de Desempeño para Fuentes Nuevas (NSPS, por sus siglas en inglés), las Normas Nacionales de Emisión para Contaminantes Atmosféricos Peligrosos (NESHAP, por sus siglas en inglés) y las Regulaciones sobre la Lluvia Ácida. La Agencia de Protección Ambiental de EE.UU. (EPA, por sus siglas en inglés) codifica, cada 1 de julio, las revisiones realizadas a estas regulaciones

federales durante el año anterior. El propósito de esta reglamentación es incorporar las regulaciones federales aplicables, tal como fueron clasificadas el 1 de julio de 2025. Esto resulta necesario para que el Condado Pima mantenga el cumplimiento continuo de la autoridad que le ha sido delegada por EPA para implementar y hacer cumplir los programas NSPS, NESHAP y de lluvia ácida dentro del Condado Pima. Los cambios propuestos son estipulados por la ley federal y se solicitan anualmente.

Información adicional, la cual incluye el aviso completo de la Propuesta Complementaria de Reglamentación Expedita, el texto de la norma propuesta, información sobre el procedimiento oral y el formulario para enviar comentarios públicos, está disponible en www.pima.gov/415. También se puede acceder a los documentos en persona acudiendo a PDEQ, ubicado en 33 N. Stone Ave., Ste. 700, Tucson, AZ 85701. Las preguntas pueden dirigirse a Abigail Okrent, llamando al 520-724-7400 o enviando un correo electrónico a: abigail.okrent@pima.gov / sarah.hite@pima.gov.

PDEQ no discrimina por motivos de raza, color, sexo, origen nacional (incluido el idioma), edad o discapacidad. Si necesita asistencia en otro idioma o alguna adaptación para que nuestros servicios le resulten más accesibles, por favor comuníquese con nosotros al 520-724-7400 o al correo electrónico: CivilRights.PDEQ@pima.gov.

From: [Sarah Hite](#)
To: [Holly Schaffer](#)
Subject: RE: Flyer Distribution Request for PDEQ
Date: Monday, May 11, 2026 8:47:00 AM

Thanks for this Holly, sorry for the delayed response Happy Monday!

From: Holly Schaffer <Holly.Schaffer@pima.gov>
Sent: Monday, May 4, 2026 9:50 AM
To: Sarah Hite <Sarah.Hite@pima.gov>
Subject: RE: Flyer Distribution Request for PDEQ

Works perfectly, Sarah! May distribution memo attached.

Kindly,
Holly

--

Holly Schaffer (she/her/hers) | Communications Specialist
Pima County Public Library | 101 N Stone Ave Tucson AZ 85701
520-594-5610 | holly.schaffer@pima.gov | www.library.pima.gov

From: Sarah Hite <Sarah.Hite@pima.gov>
Sent: Friday, May 1, 2026 8:30 AM
To: Holly Schaffer <Holly.Schaffer@pima.gov>
Subject: RE: Flyer Distribution Request for PDEQ

Happy Friday Holly!

PDEQ is extending the public comment period for the original rulemaking we discussed in March, so we would like to distribute new flyers with updates to all the libraries again. Same as before, 8-10 half sheets per library, English on the front, Spanish on the back (attaching the English version to this email). Let me know if that works!

Warmly,
Sarah Hite

From: Sarah Hite <Sarah.Hite@pima.gov>
Sent: Tuesday, March 3, 2026 1:49 PM

To: Holly Schaffer <Holly.Schaffer@pima.gov>
Cc: Abigail Okrent <Abigail.Okrent@pima.gov>
Subject: Re: Flyer Distribution Request for PDEQ

Thank you as always Holly!

From: Holly Schaffer <Holly.Schaffer@pima.gov>
Sent: Tuesday, March 3, 2026 10:46 AM
To: Sarah Hite <Sarah.Hite@pima.gov>
Cc: Abigail Okrent <Abigail.Okrent@pima.gov>
Subject: RE: Flyer Distribution Request for PDEQ

Hi Sarah,

I'm happy to approve your request! I've attached our approval memo, which contains instructions.

Kindly,
Holly

--

Holly Schaffer (she/her/hers) | Communications Specialist
Pima County Public Library | 101 N Stone Ave Tucson AZ 85701
520-594-5610 | holly.schaffer@pima.gov | www.library.pima.gov

From: Sarah Hite <Sarah.Hite@pima.gov>
Sent: Monday, March 2, 2026 2:27 PM
To: Holly Schaffer <Holly.Schaffer@pima.gov>
Cc: Abigail Okrent <Abigail.Okrent@pima.gov>
Subject: Flyer Distribution Request for PDEQ

Hi Holly,

Hope you have had a good start to your year

We have a public comment period opening up next week that we would like to share about via some half sheet flyers at the libraries. I am thinking maybe 8-10 half sheets per library, English on the front, Spanish on the back (attaching the English version to this email). We're hoping to get them out to all the libraries next week. Does that work?

Thank you as always for your help!

Sarah Hite (She/Her)

Environmental Specialist - Rules & Policy

Pima County Department of Environmental Quality

520.724.7413

Pima County DEQ does not discriminate on the basis of race, color, sex, national origin (including limited English proficiency), age, or disability. If you need assistance in another language or any modifications to make our services more accessible to you, please contact us at CivilRights.PDEQ@pima.gov or 520-724-7400.

El Departamento de Calidad Medioambiental del Condado Pima (PDEQ) no discrimina por motivos de raza, color, sexo, origen nacional (incluido idioma), edad o discapacidad. Si necesita ayuda en otro idioma o alguna modificación para que nuestros servicios sean mas accesibles, comuníquese con nosotros a CivilRights.PDEQ@pima.gov o al 520-724-7400.

FW: PDEQ air quality rulemaking public comment period extended

Abigail Olcott
To: Abigail Olcott
Cc: Susan Hise
Re: Air quality rulemaking public comment period extended

See here for download pictures. To help protect your privacy, Outlook prevented automatic download of some pictures in this message.

Good morning,

Pursuant to FCC 17.04.400(A)(4) or as a courtesy, we are sending this email to notify you of a supplemental proposed expedited air quality rulemaking from Pima County Department of Environmental Quality. Please consider signing up for [PDEQ News and Alerts](#) to make sure that you stay informed of all future PDEQ rulemakings and other actions requiring public notice.

Abigail Olcott
Environmental Quality Manager - Rules & Policy
Pima County Department of Environmental Quality
31 N. Stone Ave., 7th Floor
Tucson, Arizona 85701
520.794.7325

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From: Pima County <pimacounty@public.godaddy.com>
Sent: Friday, May 8, 2020 6:39 AM
To: Abigail Olcott <Abigail.Olcott@pima.gov>
Subject: PDEQ air quality rulemaking public comment period extended

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PDEQ proposed air quality rulemaking - public comment period extended

PIMA COUNTY, May 8, 2020 --

Pima County Department of Environmental Quality (PDEQ) is extending the public comment period for a rulemaking that proposes to amend various parts of Pima County Air Pollution Regulations (Title 17). The Board of Supervisors will be moved from May 12th to July 20th, 2020 at 6pm or later, at 1305 W. Congress St., Tucson, AZ 85701. The proposed rule will become effective on the same day if approved. The supplemental public comment period will run from May 8, 2020 until June 15, 2020. An oral proceeding has been scheduled for June 8, 2020 at 9pm online via [Microsoft Teams](#) (Meeting ID: 213 625 636 749 918 Passcode: 8N6JVR9S).

The proposed rulemaking would update incorporations by reference to the Code of Federal Regulations. The federal regulations include new Source Performance Standards (NPS).

4.d.i



Outlook

PDEQ proposed expedited rulemaking — Air Quality

From Pima County <pimacounty@public.govdelivery.com>

Date Wed 3/11/2026 8:31 AM

To Scott DiBiase <Scott.DiBiase@pima.gov>

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PDEQ proposed rulemaking — Air Quality

PIMA COUNTY, March 11, 2026 -- The Pima County Department of Environmental Quality (PDEQ) proposes to amend various parts of Pima County Air Pollution Regulations (Title 17) to update incorporations by reference to the Code of Federal Regulations.

These federal regulations include New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP), and Acid Rain Regulations. The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year.

Additional information, including the full Notice of Proposed Expedited Rulemaking, text of the proposed rule, and form to submit public comments is available at www.pima.gov/415. Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to PDEQ Rules Manager Abigail Okrent at 520-724-7400 or Abigail.Okrent@pima.gov.

To stay up to date with information regarding this rulemaking, and PDEQ's other activities, please continue to check PDEQ's website and subscribe to the [PDEQ Newsletter](#).

PDEQ does not discriminate on the basis of race, color, sex, national origin (including limited English proficiency), age, or disability. If you need assistance in another language or any modifications to make our services more accessible to you, please contact us at CivilRights.PDEQ@pima.gov or 520-724-7400.

Propuesta de Normativa Expedita de la Calidad del Aire del Condado de Pima

CONDADO PIMA, 11 de marzo, 2026 -- El Departamento de Calidad Ambiental del Condado Pima (PDEQ, por sus siglas en inglés) propone modificar de manera expedita diversas partes del Reglamento de Contaminación Atmosférica del Condado Pima (Título 17) para actualizar las incorporaciones con referencia al Código de Reglamentos Federales.

Dichos reglamentos federales incluyen las Normas de Desempeño de Nuevas Fuentes (NSPS, por sus siglas en inglés), las Normas Nacionales de Emisión para Contaminantes Atmosféricos Peligrosos (NESHAP, por sus siglas en inglés) y el Reglamento de Lluvia Ácida. El 1 de julio de cada año, la Agencia de Protección Ambiental de Estados Unidos (EPA, por sus siglas en inglés) codifica las revisiones realizadas a estos reglamentos federales considerando los datos del año anterior.

El propósito de esta normativa es incorporar las regulaciones federales aplicables según se codificaron el 1 de julio de 2025. Esto es necesario para que el Condado Pima continúe cumpliendo con su autoridad delegada por la EPA para implementar y hacer cumplir los programas NSPS, NESHAP y de lluvia ácida en el Condado Pima.

La ley federal exige los cambios propuestos, los cuales se requieren anualmente.

El período de comentarios públicos se extiende del 11 de marzo de 2026 al 14 de abril de 2026. Un procedimiento oral está programada para el 14 de abril a las 10 a.m. en línea – [Microsoft Teams enlace aquí](#) (ID de reunión: 235 680 088 241 86 Contraseña: hZ3Nb9aR).

La normativa propuesta está programada para someterse a votación de la [Junta de Supervisores](#), el 12 de mayo de 2026, a las 5 p.m. o más tarde, en 130 W. Congress St., Tucson, AZ 85701. La normativa expedita propuesta entrará en vigor el mismo día que se

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[The Pima County Department of Environmental Quality](#) monitors air and water quality and hazardous and solid waste programs that minimize waste and prevent pollution. PDEQ also provides public outreach, education, and citizens' assistance; processes environmental permits; and responds to public complaints and inquiries with investigations and enforcement.

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This email was sent to rupesh.patel@pima.gov using GovDelivery Communications Cloud on behalf of: Pima County, Arizona
· 130 W. Congress St. · Tucson, AZ 85701



4.d.ii. Oral Proceedings Information (Notice of Expedited Rulemaking)

Oral Proceeding held virtually on April 14, 2026, at 10 a.m. via Microsoft Teams

- Hosted the meeting virtually to increase accessibility.
- Shared a PowerPoint with information on what the rulemaking is, why we are doing it, impacts and timeline
- Representatives from PDEQ included:
 - PDEQ Director, Scott DiBiase,
 - Division Manager, Tiffany Hochard,
 - Environmental Manager (Rules), Abigail Okrent,
 - Environmental Specialist (Rules), Sarah Hite
- Attendees:
 - Rupesh Patel, Pinal County
 - Louise Biville
 - Areli Santos Alvarado
- Results: No comments or questions were received

Oral Proceedings Information (Supplemental Notice of Expedited Rulemaking)

Oral Proceeding held virtually on June 8, 2026, at 2 p.m. Via Microsoft Teams

- Hosted the meeting virtually to increase accessibility.
- Shared a PowerPoint with information on what the supplemental expedited rulemaking is, why PDEQ is doing a supplemental expedited rulemaking and the timeline
- Representatives from PDEQ included:
 - PDEQ Director, Scott DiBiase,
 - PDEQ Deputy Director, Judy Tovar,
 - Research Analysis Manager (Teams meeting Facilitator), Taylor Blair
- Attendees:
 - Rupesh Patel, Pinal County
 - Kristen Randall
- Results: No comments or questions were received

Welcome All!



This is an oral proceeding regarding the incorporation by reference of the applicable federal regulations as codified on July 1, 2025, updating Pima County Code sections that incorporate these rules.

This meeting is OPEN TO ALL and will begin at or just after 10 a.m.

Information regarding this proposed rulemaking can be found at www.pima.gov/415 under the **Current Rulemakings** tab

All participants are currently muted. There will be time for questions and comments at the end, you will be able to unmute yourself at that time.

**If you need assistance, please email the facilitator
Sarah Hite at sarah.hite@pima.gov*

**** Please note this meeting is being recorded and transcribed****

Meeting Agenda



1. What is the proposed rulemaking?
2. Why is PDEQ doing this rulemaking?
3. What are the impacts of this rulemaking?
4. Rulemaking timeline
5. How to submit a written comment
6. Time for questions
7. Closing remarks

PDEQ ORGANIZERS

Director, Scott DiBiase

Division Manager, Tiffany Hochard
Environmental Quality Manager (Rules),
Abigail Okrent

Environmental Specialist, Sarah Hite

**If you need assistance, please email the
facilitator
Sarah Hite at sarah.hite@pima.gov*

What is the Proposed Rulemaking?

- Title 17 of Pima County Code contains multiple sections that incorporate by reference federal regulations from Title 40 of the Code of Federal Regulations (CFR)
- These federal regulations include:
 - New Source Performance Standards (NSPS)
 - National Emission Standards for Hazardous Air Pollutants (NESHAP)
 - Acid Rain Regulations
- The U.S. Environmental Protection Agency (EPA) codifies revisions made to these federal regulations every year on July 1 for the previous year.

What is the Proposed Rulemaking?

- Revisions made to federal regulations in 40 CFR Parts 51, 58, 60, 61, and 63 any time until June 30, 2025, that had not been previously incorporated by reference into the Pima County Code are proposed to be included in this rulemaking
 - To review the specific changes being proposed, please read the NPER by visiting the Current Rulemakings tab at www.pima.gov/415
- Several clerical changes have also been proposed in Title 17. These changes are to correct errors and increase clarity and will have no regulatory impact
 - For example: the addition of emails, websites, and phone numbers; capitalization of titles and terms of art such as “Control Officer”; etc.

Why is PDEQ doing this rulemaking?

- This is a **federal requirement** for PDEQ to remain in continued compliance with its delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County
- This rulemaking updates local county code to be aligned with federal air quality regulations in the CFR
- This should be an annual occurrence

Impacts on **Permitted Sources**

- None
 - Permitted sources are already required to comply with the standards in the Code of Federal Regulations

Impacts on **People and the Environment**

- None

Rulemaking Timeline

March 11th, 2026

- Beginning of public comment period

April 14th, 2026

- Oral proceeding (this meeting)
- Close of public comment period at midnight

May 12th, 2026

- Board of Supervisors meeting and vote
- Expedited rulemaking becomes effective on same day, if passed

How to Submit a Comment

Anyone may submit a public comment on this proposed rulemaking. Comments received between **March 11th – April 14th, 2026**, will be considered and addressed in the final rulemaking package. **Please note that today is the last day to submit a comment. Please do so before midnight.** You may submit a written comment 3 different ways:

1. By using the fillable comment form available at www.pima.gov/415 under the **Current Rulemakings** tab
2. By emailing abigail.okrent@pima.gov
3. In writing, at the PDEQ offices or mailed to:

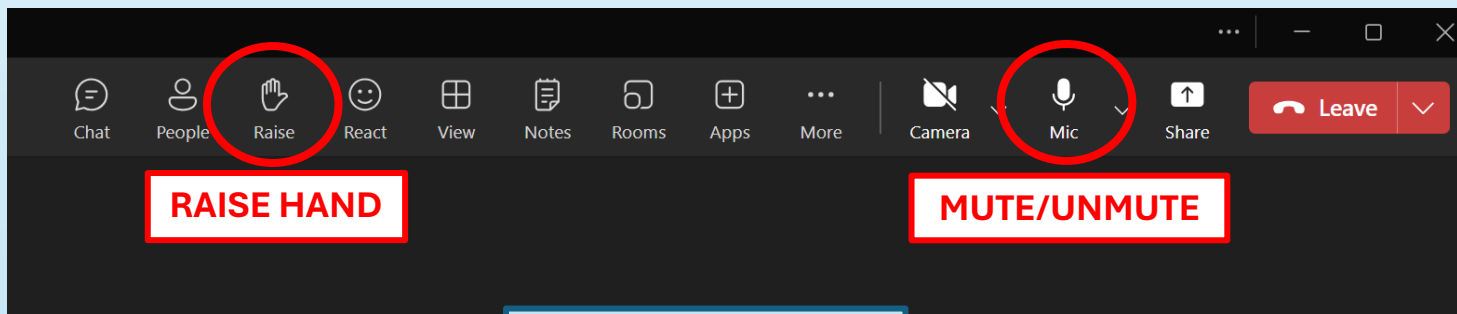
PDEQ, Attn: Rules,
33 N. Stone Ave., 7th Floor,
Tucson, AZ 85701

Please note that while PDEQ will consider all comments received, you will only get a response if you write a written comment via the fillable form, email or letter.

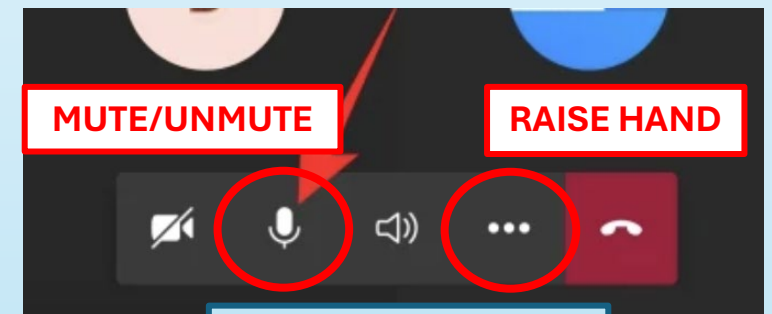
Questions or Comments?

*If you need assistance, please email sarah.hite@pima.gov

- If you have a question, please use the “Raise Hand” button at the top of the window.
- We will call on you in the order the hands were raised and will lower your hand once you have been called on.
- To unmute, click the mic button in the top righthand side of the Teams meeting window (SEE BELOW)
- Please speak clearly, state your name, and try to keep your question or comment concise.



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Closing Remarks from PDEQ Staff

Thank you for your participation and feedback!

- For more information on this proposed rulemaking, please visit www.pima.gov/415 and select the **Current Rulemakings** tab
- If you have any questions after this meeting, please email Abigail Okrent at abigail.okrent@pima.gov
- These slides will be available on PDEQ's website within a few days.

Welcome All!



This is an oral proceeding regarding the incorporation by reference of the applicable federal regulations as codified on July 1, 2025, updating Pima County Code sections that incorporate these rules.

This meeting is OPEN TO ALL and will begin at or just after 2 p.m.

Information regarding this proposed rulemaking can be found at www.pima.gov/415 under the **Current Rulemakings** tab

All participants are currently muted. There will be time for questions and comments at the end, you will be able to unmute yourself at that time.

**If you need assistance, please email the facilitator
Taylor Blair at taylor.blair@pima.gov*

**** Please note this meeting is being recorded and transcribed****

Meeting Agenda



PDEQ Representatives

Director, Scott DiBiase

Deputy Director, Judy Tovar

Research Manager (Facilitator), Taylor Blair

**If you need assistance, please email the
facilitator*

Taylor Blair at taylor.blair@pima.gov

1. What is the proposed rulemaking?
2. Why is PDEQ doing this rulemaking? Why is there a supplemental rulemaking?
3. Rulemaking timeline
4. How to submit a written comment
5. Time for questions/comments
6. Closing remarks

What is the Proposed Rulemaking?

- Title 17 of Pima County Code contains multiple sections that incorporate by reference federal regulations from Title 40 of the Code of Federal Regulations (CFR)
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What is the Proposed Rulemaking?

- Revisions made to federal regulations in 40 CFR Parts 51, 58, 60, 61, and 63 any time until June 30, 2025, that had not been previously incorporated by reference into the Pima County Code are proposed to be included in this rulemaking
 - To review the specific changes being proposed, please read the NPER by visiting the Current Rulemakings tab at www.pima.gov/415
- Several clerical changes have also been proposed in Title 17. These changes are to correct errors and increase clarity and will have no regulatory impact
 - For example: the addition of emails, websites, and phone numbers; capitalization of titles and terms of art such as “Control Officer”; etc.

Why is PDEQ doing this rulemaking?

- This rulemaking proposes updates to local county code to align with federal air quality regulations in the CFR (i.e. NSPS, NESHAP) and to be in alignment with delegated authority from the EPA to implement and enforce NSPS, NESHAP and acid rain programs in Pima County
- The plan moving forward is for an incorporation by reference rulemaking to be done on an annual basis to remain in alignment with CFR updates and delegated authority from the EPA

Why is there a supplemental rulemaking?

- During the first public notice period, PDEQ received comments that prompted the Department to review and reconsider some of the proposed changes.
- PDEQ determined that the changes were significant enough to justify an extended public comment period, and a Notice of Supplemental Proposed Expedited Rulemaking.
- The new proposed changes are highlighted in the Notice of Supplemental Proposed Expedited Rulemaking.

Rulemaking Timeline

May 8th, 2026

- Beginning of public comment period

June 8th, 2026

- Oral proceeding (this meeting)

June 12th, 2026

- Close of public comment period at midnight

July 28th, 2026

- Board of Supervisors Public Hearing and vote
- Expedited rulemaking becomes effective on same day, if passed

How to Submit a Comment

Anyone may submit a public comment on this proposed rulemaking. Comments received between **May 8th and June 12th, 2026**, will be considered and addressed in the final rulemaking package. You may submit a written comment 3 different ways:

1. By using the fillable comment form available at www.pima.gov/415 under the **Current Rulemakings** tab
2. By emailing abigail.okrent@pima.gov
3. In writing, at the PDEQ offices or mailed to:

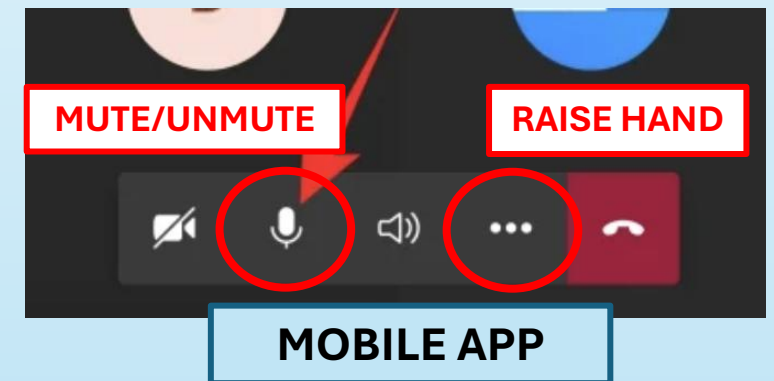
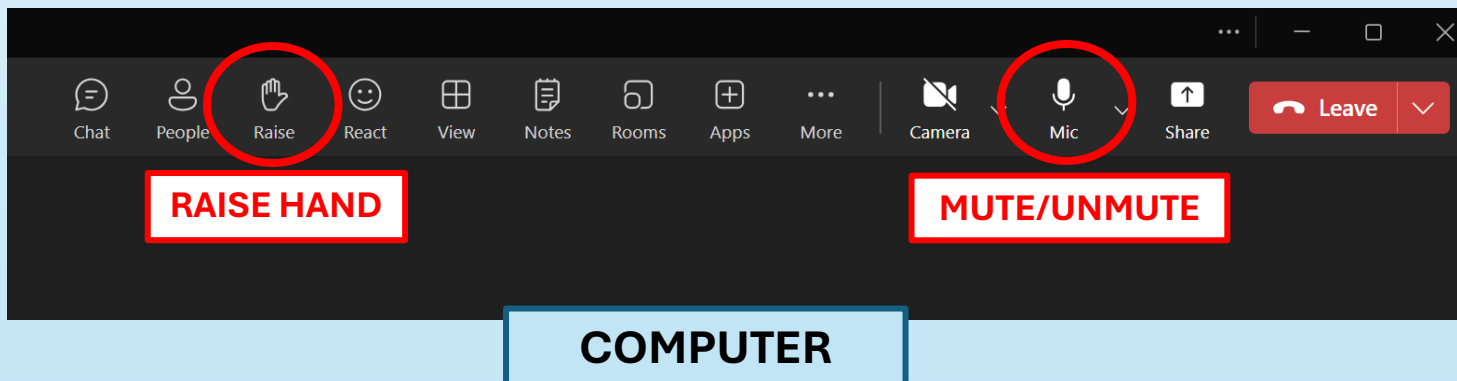
PDEQ, Attn: Rules,
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Please note that while PDEQ will consider all comments received, you will only get a response if you write a written comment via the fillable form, email or letter.

Questions or Comments?

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- To unmute, click the mic button in the top righthand side of the Teams meeting window (SEE BELOW)
- Please speak clearly, state your name, and try to keep your question or comment concise.



Closing Remarks from PDEQ Staff

Thank you for your participation and feedback!

- For more information on this proposed rulemaking, please visit www.pima.gov/415 and select the **Current Rulemakings** tab
- If you have any questions after this meeting, please email Scott DiBiase at scott.dibiase@pima.gov
- These slides will be available on PDEQ's website within a few days.

4.d.iv



Outlook

PDEQ air quality rulemaking public comment period extended

From Pima County <pimacounty@public.govdelivery.com>

Date Fri 5/8/2026 8:19 AM

To Scott DiBiase <Scott.DiBiase@pima.gov>

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PDEQ proposed air quality rulemaking - public comment period extended

PIMA COUNTY, May 8, 2026 --

Pima County Department of Environmental Quality (PDEQ) is extending the public comment period for a rulemaking that proposes to amend various parts of Pima County Air Pollution Regulations (Title 17). The Board of Supervisors vote will be moved from May 12th to July 28th, 2026 at 5pm or later, at 130 W. Congress St., Tucson, AZ 85701; the proposed rule will become effective on the same day if approved. The supplemental public comment

delegated authority from the EPA to implement and enforce the NSPS, NESHAP, and acid rain programs in Pima County.

The proposed changes are mandated by federal law and are required annually.

Additional information, including the full Notice of Supplemental Proposed Expedited Rulemaking, text of the proposed rule, oral proceeding information, and form to submit public comments is available at www.pima.gov/415. Documents can also be accessed in person at PDEQ at 33 N. Stone Ave., Ste 700, Tucson, AZ 85701. Questions can be directed to Abigail Okrent at 520-724-7400 or abigail.okrent@pima.gov or Sarah Hite at sarah.hite@pima.gov.

To stay up to date with information regarding this rulemaking, and PDEQ's other activities, please continue to check PDEQ's website and subscribe to the [PDEQ Newsletter](#).

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Propuesta de PDEQ sobre la reglamentación complementaria y expedita en materia de calidad del aire – Extensión del periodo de comentarios públicos

CONDADO PIMA, 8 de mayo, 2026

El Departamento de Calidad Ambiental del Condado Pima (PDEQ, por sus siglas en inglés) ha ampliado el periodo de comentarios públicos para el proceso que propone modificar diversas partes del Reglamento de Contaminación Atmosférica del Condado Pima (Título 17). La votación de la Junta de Supervisores inicialmente programada el 12 de mayo se ha pospuesto para el 28 de julio de 2026, a las 5:00 p.m. o más tarde, en 130 W. Congress St., Tucson, AZ 85701. La norma propuesta entrará en vigor ese mismo día, en caso de ser aprobada. El periodo adicional de comentarios públicos se extenderá del 8 de mayo de 2026 hasta el 12 de junio de 2026. Se ha programado una audiencia oral para el 8 de junio de 2026, a las 2:00 p.m., en línea a través de *Microsoft Teams* (Meeting ID: 213 620 636 749 918; Passcode: xN9JV9h5).

La propuesta de reglamentación actualizaría las incorporaciones por referencia al Código de Regulaciones Federales. Dichas regulaciones incluyen las Normas de Deseñeño para

Información adicional, la cual incluye el aviso completo de la Propuesta Complementaria de Reglamentación Expedita, el texto de la norma propuesta, información sobre el procedimiento oral y el formulario para enviar comentarios públicos, está disponible en www.pima.gov/415. También se puede acceder a los documentos en persona acudiendo a PDEQ, ubicado en 33 N. Stone Ave., Ste. 700, Tucson, AZ 85701. Las preguntas pueden dirigirse a Abigail Okrent llamando al 520-724-7400 o enviando un correo electrónico a: abigail.okrent@pima.gov o a Sarah Hite a sarah.hite@pima.gov.

Para mantenerse actualizado sobre este proceso de reglamentación, así como de otras actividades de PDEQ, por favor visite continuamente nuestro sitio web y suscríbase a nuestro [boletín informativo](#).

PDEQ no discrimina por motivos de raza, color, sexo, origen nacional (incluido el idioma), edad o discapacidad. Si necesita asistencia en otro idioma o alguna adaptación para que nuestros servicios le resulten más accesibles, por favor comuníquese con nosotros al 520-724-7400 o al correo electrónico: CivilRights.PDEQ@pima.gov.

[The Pima County Department of Environmental Quality](#) monitors air and water quality and hazardous and solid waste programs that minimize waste and prevent pollution. PDEQ also provides public outreach, education, and citizens' assistance; processes environmental permits; and responds to public complaints and inquiries with investigations and enforcement.

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5. Public Comments Received and Department Responses



May 8, 2026

Via email to: DFitzpatrick@pagregion.com

Dear Mr. Fitzpatrick,

Thank you for your comments related to Pima County Department of Environmental Quality's proposed expedited air quality rulemaking to update incorporations by reference to the Code of Federal Regulations. PDEQ has decided to extend the public comment period for this rulemaking to June 12, 2026, with a new date for a Board of Supervisors vote set for July 28, 2026. Please visit www.pima.gov/415 for the updated Notice of Supplemental Proposed Expedited Rulemaking and additional information about the extended rulemaking.

Please see below for our responses. Feel free to follow up with further questions by email or phone.

You commented that PDEQ's mailing address as listed in in PCC 17.12.160 and 17.13.130 was incorrect. The new proposed language makes these corrections.

Sincerely,

Abigail Okrent

Rules Program Manager

Scott DiBiase, Director



May 8, 2026

Via email to: kevin.wakefield.1@us.af.mil

Dear Mr. Wakefield,

Thank you for your comments related to Pima County Department of Environmental Quality's proposed expedited air quality rulemaking to update incorporations by reference to the Code of Federal Regulations. PDEQ has decided to extend the public comment period for this rulemaking to June 12, 2026, with a new date for a Board of Supervisors vote set for July 28, 2026. Please visit www.pima.gov/415 for the updated Notice of Supplemental Proposed Expedited Rulemaking and additional information about the extended rulemaking.

Please see below for PDEQ's responses to your comments. Feel free to follow up with further questions by email or phone.

1. PCC 17.11.090

The submitted comment correctly identified the typographical error of sources subject to 40 CFR 63 Subpart ZZZZ.

The proposed changes that properly reflect that Subpart ZZZZ regulates Reciprocating Internal Combustion Engines will be incorporated into a supplemental notice of proposed rulemaking.

2. PCC 17.12.160(C)(3) and 17.13.020(A)(3)(b)

The submitted comment requested confirmation that the incorporated as of July 1, 2025 language for these documents did not imply that there have been substantive changes to the documents since their last publication date.

Regarding PCC 17.12.160(C)(3), there is not a new edition of the AP-42; however, portions of the AP-42 are constantly being reviewed and revised. Documents reflecting those reviews and revisions are at <https://www.epa.gov/air-emissions-factors-and-quantification/documentation-supporting-draft-and-final-emissions-factors>. To accurately reflect that the PCC Code references to federal authority are current and up to date, the proposed language remains current as of July 1, 2025. PDEQ plans to do annual incorporation by reference rulemakings, and if no changes are made in a year then the current date will still not create new federal standards or factors where none exist.

Regarding PCC 17.13.020(A)(3)(b), 40 CFR 64 was codified in 1997, and the language that PDEQ is proposing to amend in the Pima County Code was "current as of July 1, 2004." The proposed amendment is updating it to the latest complete incorporation by reference date of July 1, 2025, to ensure that PDEQ references are current, even if no changes have happened to the regulation that is incorporated by reference since the last date.

3. PCC 17.16.490

Scott DiBiase, Director

The submitted comment indicated that the proposed rulemaking strikes references in subsection A to subsections B, C, and D, but that subsections B-D were never removed by a rulemaking.

Thank you for illuminating this issue. Although B-D have not been published in the official online version of the Pima County Code since at least 2017, a review of rulemaking history indicates that they were never removed from the code, and this was a publisher's error.

To prevent this omission from occurring again, the supplement notice of proposed rulemaking text now includes the content of B-D, and the previous strikethrough reference to them in section A has been removed from the supplemental notice of proposed rulemaking. There are two new proposed changes in the supplemental notice of proposed rulemaking: one a formatting change, the other an update to PDEQ's address. This proposed language now conforms to the language used by the Arizona Department of Environmental Quality and the Maricopa County Air Pollution Control District.

4. PCC 17.16.520

The submitted comment highlighted that the proposed change struck through the number 60.

Thank you for pointing out this typographical error. The number 60 has been added back in the supplemental notice of proposed rulemaking language.

5. PCC 17.16.530(B)

The submitted comment highlighted the proposed removal of 40 CFR 63 Subpart B from the list of subparts for NESHAP for source categories from this section of the Pima County Code, and the concern has been raised that this eliminates the applicability of 40 CFR 63 Subpart B, specifically MACT determinations and control technology if a source was not covered by a specific NESHAP.

40 CFR 63 subparts B is not delegated to state and local agencies generally (see <https://www.epa.gov/caa-permitting/delegation-clean-air-act-authority>), and is not delegated to Pima County DEQ. Removing this subpart from the language of the Pima County Code brings PDEQ into alignment with its actual delegated authority. Even though this authority is not delegated to local agencies, sources remain subject to federal standards or case-by-case review where no specific NESHAP subpart exists. Additionally, Pima County Code already provides that "no person may construct or reconstruct any major source of hazardous air pollutants, unless the control officer determines that [MACT] will be met," and that this will be done on a case-by-case basis if there is no specific applicable NESHAP, in PCC 17.11.090(D) (which is proposed to be renumbered to E in the supplemental rulemaking).

6. PCC 17.11.090

The submitted comment requested clarification for an interpretation that permit exemptions for sources subjected to specific subparts meant that sources that are subject to those subparts no longer require a Pima County permit, provided they are not major sources.

Sources that would require a permit solely because they are subjected to those specific subsections do not require a Pima County permit, unless they fall under another category requiring a Pima County permit. This includes major sources, as correctly identified in the

submitted comments. It also includes sources with the Potential to Emit (PTE) between the “significant emissions threshold” and the “major threshold,” and would therefore require a permit under Pima County Code Class III permits. The submitted question raised a valid concern, which is addressed with amended proposed language in the supplemental notice of proposed rulemaking in this part to read:

“A stationary source is not required to obtain a permit solely because it is subject to any of the following subparts” before listing the exemptions.

7. PCC 17.16.130

The submitted comment stated that standard legislative drafting convention would put stricken text before new, underlined text.

As there is no specific guidance in Pima County’s legislative drafting manual, and the meaning of the proposed language is clear, no change to this proposed language will be made at this time.

Sincerely,

Abigail Okrent

Rules Program Manager



June 16, 2026

Via email to: juliecapet1st@yahoo.com

Dear Ms. Mayfield,

Thank you for your submitted comments related to Pima County Department of Environmental Quality's supplemental notice of proposed expedited rulemaking to update incorporations by reference to the Code of Federal Regulations.

Please see below for the PDEQ response.

You commented that the PDEQ rulemaking was unnecessarily technical and commented that the rulemaking decision has already been made.

The Arizona Revised Statutes (i.e. A.R.S. 49-112, 49-471.04, 49-471.05, etc.) require detailed notice of proposed rulemaking with a preamble that includes the following:

1. Reference to the specific statutory authority for the rule or ordinance.
2. The name and address of county personnel with whom persons may communicate regarding the rule or ordinance.
3. For the proposed rule or ordinance, a description of the rule or ordinance making process, including the procedure for requesting an oral proceeding.
4. An explanation of the rule or ordinance, including the control officer's reasons for initiating the rule or ordinance.
5. A reference to any study that the control officer proposes to rely on in the control officer's evaluation of or justification for the rule or ordinance and where the public may obtain or review the study, all data underlying the study, any analysis of the study and other supporting material.
6. An economic, small business and consumer impact statement that includes those elements prescribed in section 41-1055, subsections A, B and C.
7. The proposed effective date of the rule or ordinance.
8. Such other matters as are prescribed by statute and that are applicable to the county or to any specific rule or ordinance or class of rules or ordinances.
9. For a final rule or ordinance, a list of all previous notices appearing in the register addressing the proposed rule or ordinance and a concise explanatory statement prescribed in section 49-471.07, subsection B.

PDEQ appreciates your submitted comments and participation in this rulemaking. The rulemaking decision will be made by the Pima County Board of Supervisors at the public hearing on July 28, 2026.

Sincerely,

Scott DiBiase

Director

Pima Department of Environmental Quality

Scott DiBiase, Director