

**§§ 49.10261–49.10280**

**40 CFR Ch. I (7–1–12 Edition)**

(k) Section 49.139 Rule for non-Title V operating permits.

**§§ 49.10261–49.10280 [Reserved]**

**IMPLEMENTATION PLAN FOR THE LOWER ELWHA TRIBAL COMMUNITY OF THE LOWER ELWHA RESERVATION, WASHINGTON**

SOURCE: 70 FR 18117, Apr. 8, 2005, unless otherwise noted.

**§ 49.10281 Identification of plan.**

This section and §§ 49.10282 through 49.10310 contain the implementation plan for the Lower Elwha Tribal Community. This plan consists of a combination of Tribal rules and measures and Federal regulations and measures which apply within the Lower Elwha Reservation.

**§ 49.10282 Approval status.**

There are currently no EPA-approved Tribal rules or measures in the implementation plan for the Lower Elwha Reservation.

**§ 49.10283 Legal authority. [Reserved]**

**§ 49.10284 Source surveillance. [Reserved]**

**§ 49.10285 Classification of regions for episode plans.**

The air quality control region which encompasses the Lower Elwha Reservation is classified as follows for purposes of episode plans:

Pollutant	Classification
Carbon monoxide .....	III
Nitrogen dioxide .....	III
Ozone .....	III
Particulate matter (PM10) .....	II
Sulfur oxides .....	II

**§ 49.10286 Contents of implementation plan.**

The implementation plan for the Lower Elwha Reservation consists of the following rules, regulations, and measures:

- (a) Section 49.123 General provisions.
- (b) Section 49.124 Rule for limiting visible emissions.
- (c) Section 49.125 Rule for limiting the emissions of particulate matter.

(d) Section 49.126 Rule for limiting fugitive particulate matter emissions.

(e) Section 49.129 Rule for limiting emissions of sulfur dioxide.

(f) Section 49.130 Rule for limiting sulfur in fuels.

(g) Section 49.131 General rule for open burning.

(h) Section 49.135 Rule for emissions detrimental to public health or welfare.

(i) Section 49.137 Rule for air pollution episodes.

(j) Section 49.138 Rule for the registration of air pollution sources and the reporting of emissions.

(k) Section 49.139 Rule for non-Title V operating permits.

**§ 49.10287 EPA-approved Tribal rules and plans. [Reserved]**

**§ 49.10288 Permits to construct.**

Permits to construct are required for new major stationary sources and major modifications to existing major stationary sources pursuant to 40 CFR 52.21.

**§ 49.10289 Permits to operate.**

Permits to operate are required for sources not subject to 40 CFR Part 71 in accordance with the requirements of § 49.139.

**§ 49.10290 Federally-promulgated regulations and Federal implementation plans.**

The following regulations are incorporated and made part of the implementation plan for the Lower Elwha Reservation:

- (a) Section 49.123 General provisions.
- (b) Section 49.124 Rule for limiting visible emissions.
- (c) Section 49.125 Rule for limiting the emissions of particulate matter.
- (d) Section 49.126 Rule for limiting fugitive particulate matter emissions.
- (e) Section 49.129 Rule for limiting emissions of sulfur dioxide.
- (f) Section 49.130 Rule for limiting sulfur in fuels.
- (g) Section 49.131 General rule for open burning.
- (h) Section 49.135 Rule for emissions detrimental to public health or welfare.