

Nebraska Department of Water, Energy, and Environment

The National Emission Standards for Hazardous Air Pollutants (NESHAP) and New Source Performance Standards (NSPS) notebooks are to be used as an assistance tool to help comply with state and federal regulations. The Notebooks are not inclusive and are not meant to serve as a substitute for compliance with all applicable regulations. If you have corrections, comments, or questions regarding the notebooks, NSPS, NESHAP or permitting, please contact us at DWEE.AirQuality@nebraska.gov or 402-471-2186.

Air Toxics Notebook

Publicly Owned Treatment Works

eCFR 40 CFR Part 63 Subpart VVV

40 CFR Part 63 Subpart VVV	Publicly Owned Treatment Works
Amendment Dates	11/19/2020 10/16/2017
Am I Subject to this subpart?	I. This subpart applies to: (A) Publicly owned treatment works which meet all following conditions: (1) Publicly owned treatment works (POTW) which includes an affected source. (2) The affected source is located at a POTW which is a Major Source of HAPs* or is located at any industrial POTW; (3) The POTW is required to develop and implement a pretreatment program (defined in <u>40 CFR 403.8</u>), or the POTW would meet the general criteria for development and implementation of a pretreatment program. OR (B) Must demonstrate that all units up to the secondary influent pumping station or the secondary treatment units do not emit a fraction exceeding 0.014. Definition of "Affected Source": (1) The group of all equipment that comprise the POTW treatment plant. Definition of "Industrial POTW" / "Group 1 POTW": (1) A POTW that accepts a waste stream regulated by an industrial NESHAP and provides treatment and controls as an agent for the industrial discharger. (2) The industrial discharger complies with its NESHAP by using the treatment and controls

	located at the POTW. For example, an industry discharges its benzene-containing waste stream to the POTW for treatment to comply with 40 CFR part 61, Subpart FF—National Emission Standard for Benzene Waste Operations. (3) This definition does not include POTW treating waste streams not specifically regulated under another NESHAP. (4) With the October 2017 Final Rule, the EPA renamed an “industrial POTW treatment plant” as a “Group 1” POTW treatment plant and a “non-industrial POTW treatment plant” as a “Group 2” POTW treatment plant. Definition of "POTW" / "Group 2 POTW": (1) Any publicly owned treatment works which is owned by a State, municipality, or intermunicipal or interstate agency and therefore eligible to receive grant assistance under the Subchapter II of the Clean Water Act. (2) Any federally owned treatment works as that term is described in section 3023 of the Solid Waste Disposal Act. (3) This definition includes any intercepting sewers, outfall sewers, sewage collection systems, pumping, power, and other equipment. The wastewater treated by these facilities is generated by industrial, commercial, and domestic sources. (4) With the October 2017 Final Rule, the EPA renamed an “industrial POTW treatment plant” as a “Group 1” POTW treatment plant and a “non-industrial POTW treatment plant” as a “Group 2” POTW treatment plant. *Major Sources of HAPs emit or have the potential to emit: (1) ≥ 10 tons/year of any single HAP; or (2) ≥ 25 tons/year of total HAPs. Area Sources emit less than Major Sources.
Related Rules	
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