

TITLE 20 ENVIRONMENTAL PROTECTION
CHAPTER 11 ALBUQUERQUE / BERNALILLO COUNTY AIR QUALITY CONTROL BOARD
PART 66 PROCESS EQUIPMENT

20.11.66.1 ISSUING AGENCY: Albuquerque/ Bernalillo County Air Quality Control Board. P.O. Box 1293, Albuquerque, NM 87103. Telephone: (505) 768-2600.
[3/24/82, 12/1/95; 20.11.66.1 NMAC - Rn, 20 NMAC 11.66.I.1, 10/1/02]

20.11.66.2 SCOPE:

A. This Part is applicable to owners or operators of any equipment capable of emitting pollution emissions into the atmosphere within Bernalillo County.

B. Exempt: This Part does not apply to sources within Bernalillo County, which are located on Indian lands over which the Albuquerque/Bernalillo County Air Quality Control Board lacks jurisdiction.
[12/1/95; 20.11.66.2 NMAC – Rn, 20 NMAC 11.66.I.2, 10/1/02]

20.11.66.3 STATUTORY AUTHORITY: This Part is adopted pursuant to the authority provided in the New Mexico Air Quality Control Act, NMSA 1978 Sections 74-2-4, 74-2-5.C; the Joint Air Quality Control Board Ordinance, Bernalillo County Ordinance 94-5 Section 4; and the Joint Air Quality Control Board Ordinance, Revised Ordinances of Albuquerque 1994 Section 9-5-1-4.
[3/24/82, 12/1/95; 20.11.66.3 NMAC – Rn, 20 NMAC 11.66.I.3, 10/1/02]

20.11.66.4 DURATION: Permanent.
[12/1/95; 20.11.66.4 NMAC – Rn, 20 NMAC 11.66.I.4, 10/1/02]

20.11.66.5 EFFECTIVE DATE: December 1, 1995, unless a later date is cited at the end of a section.
[12/1/95; 20.11.66.5 NMAC – Rn, 20 NMAC 11.66.I.5 & A, 10/1/02]

20.11.66.6 OBJECTIVE: The objective of this Part is to achieve attainment of regulatory air pollution standards and to minimize air pollution emissions.
[12/1/95; 20.11.66.6 NMAC – Rn, 20 NMAC 11.66.I.6, 10/1/02]

20.11.66.7 DEFINITIONS: [Reserved]
[12/1/95; 20.11.66.7 NMAC - Rn, 20 NMAC 11.66.I.7, 10/1/02]

20.11.66.8 VARIANCES: [Reserved]
[12/1/95; 20.11.66.8 NMAC - Rn, 20 NMAC 11.66.I.8, 10/1/02]

20.11.66.9 SAVINGS CLAUSE: Any amendment to 20.11.66 NMAC, which is filed, with the State Records Center shall not affect actions pending for violation of a City or County ordinance, Air Quality Control Board Regulation No. 9, or 20.11.66 NMAC. Prosecution for a violation under prior regulation wording shall be governed and prosecuted under the statute, ordinance, Part, or regulation section in effect at the time the violation was committed.
[12/1/95; 20.11.66.9 NMAC – Rn, 20 NMAC 11.66.I.9, 10/1/02]

20.11.66.10 SEVERABILITY: If any section, paragraph, sentence, clause, or word of this Part or the federal standards incorporated herein is for any reason held to be unconstitutional or otherwise invalid by any court, the decision shall not affect the validity of remaining portions of this Part.
[12/1/95; 20.11.66.10 NMAC – Rn, 20 NMAC 11.66.I.10, 10/1/02]

20.11.66.11 DOCUMENTS: Documents incorporated and cited in this Part may be viewed at the Albuquerque Environmental Health Department, 400 Marquette NW, Albuquerque, NM.
[12/1/95; 20.11.66.11 NMAC – Rn, 20 NMAC 11.66.I.11, & A, 10/1/02]

20.11.66.12 EMISSIONS OF PARTICULATER MATTER: Except as otherwise provided in this section, no person shall cause or allow the emission of particulate matter to the atmosphere from process equipment in any one hour in total quantities in excess of the amount shown in Table 1.

A. To use the Table 1, select the process weight per hour (wt/hr). From the process wt/hr shown in Table 1, locate the corresponding value for the maximum number of pounds of contaminants, which may be discharged into the atmosphere in any one hour. As an example, if a process emits contaminants into the atmosphere totaling 1,500 pounds (lbs.), and the process takes 3 hours to complete, you must divide the weight of all materials in the specific process by the number of hours. For example, 1,500 lbs. divided by 3 yields a process weight per hour of 500 lbs. From Table 1, the amount of emissions that can be discharged is 1.77 lbs in any one hour during the overall 3-hour process. Where the process weight per hour falls between figures in the left-hand column, the exact weight of permitted discharge shall be interpolated.

B. For purposes of this Part, the total process weight from all similar process units at a plant or premises shall be used for determining the maximum allowable emission of particulate matter that passes through a stack or stacks. The process weight rate shall be the equipment manufacturers or designers guaranteed maximum input, whichever is greater. Where the nature of any process or operation or the design of any equipment is such as to permit more than one interpretation of this definition, the interpretation that results in the minimum value for allowable emission shall apply.

[12/1/95; 20.11.66.12 NMAC – Rn, 20 NMAC 11.66.I.12 & Repealed, 10/1/02; Rn, 20 NMAC 11.66.II.1, 10/1/02]

20.11.66.13 CEMENT KILNS: No person operating or utilizing cement kilns shall permit, cause, suffer or allow particulate matter emissions in excess of 230 mg/m³ of exhaust gas.

[12/1/95; 20.11.66.13 NMAC – Rn, 20 NMAC 11.66.II.2, 10/1/02]

20.11.66.14 GYPSUM COOKERS: 20.11.66.12 NMAC shall not apply to gypsum cookers or kettles constructed prior to the effective date of these regulations. No person shall cause or allow the emission of particulate matter into the atmosphere in any one hour from gypsum cookers or kettles constructed prior to the effective date of these regulations in total amounts which exceed 690 mg/m³ of exhaust gas.

[12/1/95; 20.11.66.14 NMAC – Rn, 20 NMAC 11.66.II.3, 10/1/02]

20.11.66.15 ASPHALTIC BATCH PLANTS: 20.11.66.12 NMAC shall not apply to an asphaltic batch plant. No person shall cause or allow the emission of particulate matter into the atmosphere in any one hour from any or all operations of an asphaltic batch plant in total quantities in excess of the amount shown in Table 2.

A. For a process weight between any two consecutive process weights in Table 2, the emission limitation shall be determined by interpolation. Where the plant has more than one emission point, the emission total is the sum of emissions from all emission points.

B. No plant shall operate without a fugitive dust control system and the system shall operate and be maintained so that particulate emission is limited to the stack outlet.

[12/1/95; 20.11.66.15 NMAC – Rn, 20 NMAC 11.66.II.4, 10/1/02]

20.11.66.16 MEASUREMENT: For purposes of this Part, any measurement of emissions into the atmosphere may be made by comparing the weight of materials before and after processing or by measurements taken after particulate emissions have passed through air pollution control devices or apparatus, if any, or by other reasonably accurate methods or procedures.

[12/1/95; 20.11.66.16 NMAC – Rn, 20 NMAC 11.66.II.5, 10/1/02]

20.11.66.17 FUGITIVE DUST: No person shall operate process equipment, which emits fugitive dust into the atmosphere unless reasonable effective precautions are taken to prevent fugitive dust from being emitted into the atmosphere.

[12/1/95; 20.11.66.17 NMAC – Rn, 20 NMAC 11.66.II.6, 10/1/02]

20.11.66.18 EMISSIONS OF PARTICULATE MATTER:

TABLE 1

Process Wt/hr (lbs)	Maximum Weight Disc/hr (lbs)	Process Wt/hr (lbs)	Maximum Weight Disc/hr (lbs)
50	0.24	3,400	5.44
100	0.46	3,500	5.52
150	0.66	3,600	5.61
200	0.85	3,700	5.69
250	1.03	3,800	5.77
300	1.20	3,900	5.85
350	1.35	4,000	5.93
400	1.50	4,100	6.01
450	1.63	4,200	6.08
500	1.77	4,300	6.15
550	1.89	4,400	6.22
600	2.01	4,500	6.30
650	2.12	4,600	6.37
700	2.24	4,700	6.45
750	2.34	4,800	6.52
800	2.43	4,900	6.60
850	2.53	5,000	6.67
900	2.62	5,500	7.03
950	2.72	6,000	7.37
1,000	2.80	6,500	7.71
1,100	2.97	7,000	8.05
1,200	3.12	7,500	8.39
1,300	3.26	8,000	8.71
1,400	3.40	8,500	9.03
1,500	3.54	9,000	9.36
1,600	3.66	9,500	9.67
1,700	3.79	10,000	10.00
1,800	3.91	11,000	10.63
1,900	4.03	12,000	11.28

Process Wt/hr (lbs)	Maximum Weight Disc/hr (lbs)	Process Wt/hr (lbs)	Maximum Weight Disc/hr (lbs)
2,000	4.14	13,000	11.89
2,100	4.24	14,000	12.50
2,200	4.34	15,000	13.13
2,300	4.44	16,000	13.74
2,400	4.55	17,000	14.36
2,500	4.64	18,000	14.97
2,600	4.74	19,000	15.58
2,700	4.84	20,000	16.19
2,800	4.92	30,000	22.22
2,900	5.02	40,000	28.30
3,000	5.10	50,000	34.30
3,100	5.18	60,000 or more	40.00
3,200	5.27		
3,300	5.36		

[12/1/95; 20.11.66.18 NMAC - Rn, 20 NMAC 11.66.Table 1, 10/1/02]

20.11.66.19 ASPHALTIC BATCH PLANTS:

TABLE 2

Process Rate Pounds per hour	Total Emission Rate Pounds per hour
10,000	10
20,000	15
30,000	22
40,000	28
50,000	31
100,000	33
200,000	37
300,000 and above	40

[12/1/95; 20.11.66.19 NMAC - Rn, 20 NMAC 11.66.Table 2, 10/1/02]

HISTORY OF 20.11.66 NMAC:

Pre-NMAC History: The material in this part was derived from that previously filed with the commission of public records – state records center and archives.

Resolution No. 1, Air Pollution Control Regulations Of The Albuquerque Bernalillo County Air Quality Control Board, 8/6/71.

Regulation No. 1, Air Pollution Control Regulations, 6/6/73;
Regulation No. 1, Air Pollution Control Regulations, 7/19/73;
Regulation No. 1, Air Pollution Control Regulations, 3/21/77;
Regulation No. 9, Process Equipment, 3/24/82.

History of Repealed Material: [Reserved]

Other History: Regulation No. 9, Process Equipment, filed 3/24/82, was **renumbered and reformatted** into first version of the New Mexico Administrative Code as 20 NMAC 11.66, Process Equipment, filed 10/27/95. 20 NMAC 11.66, Regulation No. 9, Process Equipment, filed 10/27/95, was **renumbered, reformatted, amended and replaced** by 20.11.66 NMAC, Process Equipment, effective 10/1/02.