

AGENCY OF NATURAL RESOURCES

Waterbury, Vermont

ENVIRONMENTAL PROTECTION REGULATIONS

CHAPTER 5

AIR POLLUTION CONTROL

Subchapter II. Prohibitions

Section 5-261 Control of Hazardous Air Contaminants

- (1) No person shall discharge, or cause or allow the discharge of, emissions of any hazardous air contaminants, except in conformity with the provisions of this section.
- (2) For each hazardous air contaminant emitted by a source, the source shall apply control technology adequate to achieve the most stringent emission rate (MSER), as defined for major stationary sources.
- (3) The Secretary may require a degree of emission reduction higher than that which would otherwise be required under paragraph (2) when, in his judgement, such is warranted based on an evaluation of the following factors:
 - (a) The degree of toxicity of the air contaminant and the emission rate;
 - (b) The proximity of the source to residences, population centers and other sensitive environmental receptors;
 - (c) Emission dispersion characteristics at or near the source, taking into account the physical location of the source relative to surrounding buildings and terrain; and
 - (d) The projected maximum cumulative impact of the proposed and existing emissions from the source, taking into account the existing ambient concentration of the air contaminant under consideration.
- (4) In performing the evaluation described in paragraph (3), the Secretary shall consult with the Director of the Division of Occupational Health, Department of Health.