

ENVIRONMENTAL PROTECTION AGENCY

OCT 3 1978

MEMORANDUM

SUBJECT: PSD - Routine Maintenance Repair and Replacement

FROM: Director
Division of Stationary Source Enforcement

TO: Howard G. Bergman, Director
Enforcement Division (6AE)
Region VI

This is in response to your memo of September 15, 1978, requesting an interpretation of the term "routine maintenance, repair and replacement" as it is used in §52.21(b)(2)(i). In particular you request guidance on what should be considered routine replacement. Routine replacement means the routine replacement of parts, within the limitations of reconstruction, and would not include the replacement of an entire facility (i.e., an old heater at a petrochemical plant which has ended its normal useful life.

If you have any further questions, please contact Libby Scopino at FTS 755-2564.

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for Edward E. Reich
Edward E. Reich

cc: Mike Trutna
Peter Wyckoff

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

DATE: SEP 15 1978

SUBJECT: Interpretation of 40 CFR 52.21(b)(2)(i), Exemption From Being
a Major Modification

FROM: Howard G. Bergman
Director
Enforcement Division (6AE)

TO: Edward E. Reich
Director, Stationary Source
Enforcement Division (EN-341)

Section 52.21(b)(2)(i) states "a physical change shall not include routine maintenance repair and replacement." We have received a question from Coastal States Petrochemical Company, Corpus Christi, Texas, if replacement in this section would include the replacement of a facility after it has ended its normal useful life. In other words would replacing an old heater with a new heater be considered a routine replacement and, therefore, exempt from PSD review.

We have received conflicting verbal interpretations from your staff. We support the latest interpretation we received that this section only exempts routine replacement of parts. We request the interpretation be provided us in writing.