

UTAH STATE IMPLEMENTATION PLAN
SECTION I
LEGAL AUTHORITY

I.A LEGAL AUTHORITY

I.A.1. The Utah State Department of Environmental Quality has adequate legal authority to implement all sections of the SIP.

The following table lists the requirements for an acceptable SIP as contained in Section 110, Clean Air Act and the authority under Utah law to meet these requirements:

<u>Section 110, Clean Air Act</u>	UCA, 1953, as amended <u>Authority</u>
a. Adopt emission standards and limitations and other measures necessary for attainment and maintenance of national standards.	19-2-104 19-2-109
b. Enforce applicable laws, regulations and standards and seek injunctive relief.	19-2-115 19-2-104
c. Abate pollutant emissions on an emergency basis to prevent substantial endangerment to the health of persons.	19-2-112
d. Prevent construction, modification or operation of any stationary source at any location where emissions from such source will prevent the attainment or maintenance of a national standard or interfere with prevention of significant deterioration requirements.	19-2-108
e. Obtain information necessary to determine whether air pollution sources are in compliance with applicable laws, regulations and standards, including authority to require record keeping and to make inspections and conduct tests of air pollution sources.	19-2-104
f. Require owners or operators of stationary sources to install, maintain and use emission monitoring devices; and to make periodic reports to the State Department of Environmental Quality on the nature and amounts of emissions from such sources. The State Department of Environmental Quality will make such data available to the public as reported and as correlated with any applicable emission standards or limitations.	19-2-104
g. Require that the State comply with provisions of the Clean Air Act Section (128) respecting State Boards.	19-2-104
h. Charge a fee to major stationary sources to cover permit and enforcement expenses.	19-2-104

I.A.2. In accordance with the provisions of Section 174, Clean Air Act and consistent with Section 110, Clean Air Act, the Utah Air Conservation Committee has entered into agreements with the Wasatch Front Regional Council and Mountainlands Association of Governments involving those local government agencies in transportation control planning for the SIP.

I.A.3. Legal authority for the motor vehicle inspection and maintenance program is outlined in opinions attached to I & M proposal - See Section X, Appendices 6 and 7.