

Rule History Title 30 Texas Administrative Code Chapter 115 Municipal Solid Waste Landfills

Introduction

The official version of the rules in [Chapter 115, Subchapter B, Division 5](#) is available on the Secretary of State's website.

Each revision is identified by the date the commission adopted the changes. When available, the rule project number, which is the unique identification number from the rules tracking database for the specific rule project, is also provided for reference.

The *Texas Register* publications of the rule proposal and adoption are given for each revision. The proposed rules are approved by the commissioners to be published in the *Texas Register* for public comment. Once adopted by the commissioners, the rules are republished as final in the *Texas Register*.

These rules are submitted for United States Environmental Protection Agency (EPA) approval as part of the State Implementation Plan (SIP) control strategy to meet the National Ambient Air Quality Standard (NAAQS) for ozone. Links to the *Federal Register* publication of the EPA's approval of these rules and the associated SIP revisions are also included.

The summary information includes the affected sections of the rule, the counties affected, the compliance date, and a brief description of the rule revisions. If the adopted rule does not provide for additional time to comply with any new or revised requirements then compliance with any rule revisions is required by the effective date of the rulemaking.

Rule Project Adopted on 04/26/2002

Rule Project Number 2002-037-115-AI

Proposal: [27 TexReg 49](#) (01/04/2002)

Adoption: [27 TexReg 4113](#) (05/10/2002)

Date submitted to EPA: 07/18/2002

EPA approval: [73 FR 10383](#) (02/27/2008)

Sections affected:

- Amended: 115.153 and 115.159

Areas affected:

- Dallas-Fort Worth (DFW) area (Collin, Dallas, Denton, and Tarrant Counties)
- El Paso area (El Paso County)
- Houston-Galveston-Brazoria (HGB) area (Brazoria, Chambers, Fort Bend, Galveston, Harris, Liberty, Montgomery, and Waller Counties)

Compliance date: Not applicable (Effective date: 05/16/2002)

Summary:

The rulemaking makes non-substantive changes to update and clarify rule language.

Rule Project Adopted on 04/30/1997

Rule Project Number 1996-162-115-AI

Proposal: [21 TexReg 11231](#) (11/19/1996)

Adoption: [22 TexReg 4213](#) (05/13/1997)

Date submitted to EPA: 05/21/1997

EPA approval: No record of the EPA's action of this rulemaking is available

Sections affected:

- Amended: 115.153, 115.156, and 115.159

Areas affected:

- DFW area (Collin, Dallas, Denton, and Tarrant Counties)
- El Paso area (El Paso County)
- HGB area (Brazoria, Chambers, Fort Bend, Galveston, Harris, Liberty, Montgomery, and Waller Counties)

Compliance date: Not applicable (Effective date: 05/22/1997)

Summary:

The rulemaking removes the attainment date from the contingency measure rules for the HGB area to eliminate the need for future rulemaking if the attainment dates for this area changes in the future. The adopted rulemaking also updates references and terminology.

Rule Project Adopted on 01/04/1995

No Rule Project Number

Proposal: [19 TexReg 8000](#) (10/07/1994)

Adoption: [20 TexReg 221](#) (01/13/1995)

Date submitted to EPA: 01/11/1995

EPA approval: [62 FR 27964](#) (05/22/1997) (Not approved as reasonably available control technology (RACT))

Sections affected:

- Amendments to: 115.159

Counties affected:

- DFW area (Collin, Dallas, Denton, and Tarrant Counties)

Compliance date: 05/31/1996 (Effective date: 01/27/1995)

Summary:

The rulemaking extends the compliance date from 5/31/1995 to 11/15/1996 to allow municipal solid waste landfills adequate time to install gas collection and control systems.

Rule Project Adopted on 05/04/1994

No Rule Project Number

Proposal: [18 TexReg 9906](#) (12/24/1993)

Adoption: [19 TexReg 3703](#) (05/13/1994)

Date submitted to EPA: 05/09/1994

EPA approval: [62 FR 27964](#) (05/22/1997) (Not approved as RACT)

Sections affected:

- Amended: 115.152, 115.153, 115.156, 115.157, and 115.159

Areas affected:

- DFW area (Collin and Denton Counties)
- El Paso area (El Paso County)
- HGB area (Brazoria, Chambers, Fort Bend, Galveston, Harris, Liberty, Montgomery, and Waller Counties)

Compliance date: 05/31/1995 (Effective date: 05/27/1994)

Summary:

The rulemaking extends control, monitoring, recordkeeping requirements, and exemptions to municipal solid waste landfills in the El Paso area and as a contingency measure in the HGB area.

The rulemaking also increases the design capacity exemption limit for the DFW area as well as applies the limit to the newly affected landfills.

The new requirements in this rulemaking are based on the EPA's proposed New Source Performance Standards for Municipal Solid Waste Landfills ([56 FR 24468](#) (05/30/1991)).

This rulemaking is part of the [15% ROP SIP Revision \(Phase II\)](#) (05/13/1994).

Rule Project Adopted on 11/10/1993

No Rule Project Number

Proposal: [18 TexReg 4460](#) (07/09/1993)

Adoption: [18 TexReg 8538](#) (11/19/1993)

Date submitted to EPA: 11/12/1993

EPA approval: [62 FR 27964](#) (05/22/1997)

Sections affected:

- New: 115.152, 115.153, 115.155-115.157, and 115.159

Area affected:

- DFW area (Collin, Dallas, Denton, and Tarrant Counties)

Compliance date: 05/31/1995 (Effective date: 12/03/1993)

Summary:

The rulemaking establishes control, alternate control, testing, monitoring, and recordkeeping requirements for municipal solid waste landfills in the DFW area.

These rules are a part of the [15% ROP SIP Revision \(Phase I\)](#) (11/10/1993). EPA permitted the adoption of these rules simultaneous with the development of its New Source Performance Standards for municipal solid waste landfills to claim rate-of-progress credit.