

## **40 CFR 60 Subpart Ka - Rule Interpretation Memos**

! [Applicability of Subpart K, Ka, and Kb to surface reservoirs.](#) [July 19, 1999]

## Air Rule Interpretation Summary Form

Code Number	60K.001 60K_a.001 60K_b.004
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Applicability of Subpart K, Ka, and Kb to surface reservoirs.	July 19, 1999
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Rule/Regulation Citation(s):	Federal Rule: <u>X</u> State Regulation: <u>  </u>
	Description:
40 C.F.R. Part 60, Subpart K § 60.110, Subpart Ka § 60.110a, and Subpart Kb § 60.110b	Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978, and After May 18, 1978 and Prior to July 23, 1984.  Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984.
Interpretation Request:	
Are brine ponds and other surface impoundments subject to the storage vessel requirements of Title 40 Code of Federal Regulation (C.F.R.) Part 60, Subpart K, Ka, and/or Kb?	
Determination:	
Because brine ponds and other surface impoundments were not considered in the source category of storage vessels used to store petroleum, petroleum products, or volatile organic liquids when the standards were promulgated, brine ponds and surface impoundments are not subject to the requirements of 40 C.F.R. Part 60, Subpart K, Ka, and/or Kb.	

**Bibliography:**

Title 40 C.F.R. Part 60, Subpart K (July 1, 1997).

Title 40 C.F.R. Part 60, Subpart Ka (July 1, 1997).

Title 40 C.F.R. Part 60, Subpart Kb (July 1, 1997).

38 Fed. Reg. 11,506-10 (June 11, 1973).

39 Fed. Reg. 9,317 (March 8, 1974).

Please note, in the event that an external customer feels that this rule interpretation is in error or a source of information has been overlooked which would change the determination, a request for reconsideration may be submitted. Requests must be submitted on a Reconsideration Process Form which is available at the TNRCC's homepage: <http://www.tnrcc.state.tx.us/air/opd/rimhmpg.htm>, or from any of the air rule interpretation team members.

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39 Fed. Reg. 20,790-91 (June 14, 1974).

42 Fed. Reg. 37,936-37 (July 25, 1977).

49 Fed. Reg. 29,698 (July 23, 1984).

52 Fed. Reg. 11,420 (April 8, 1987).

Interpretation/Opinion R5-112.007/R5-121.008.

EPA Publication 450381003B *VOC Emissions from Volatile Organic Liquid Storage Tanks: Background Information for Promulgated Standards.*

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