

**15A NCAC 02D .1706 COMPLIANCE PROVISIONS**

- (a) Compliance with 15A NCAC 02D .1703(b) shall be determined using the gas collection system compliance provisions of 40 CFR 60.36f(a).
- (b) Compliance with 15A NCAC 02D .1705(1) shall be determined using the controlled landfill gas well and design component provisions of 40 CFR 60.36f(b).
- (c) Compliance with the surface methane operational standards of 15A NCAC 02D .1705(4) shall be determined using the procedures of 40 CFR 60.36f(c).
- (d) To comply with the provisions in Paragraph (c) of this Rule or 40 CFR 60.35f(a)(6), the owner or operator shall comply with the instrumentation specifications and procedures for surface emission monitoring devices provisions of 40 CFR 60.36f(d).
- (e) The provisions of this Rule apply, except during periods of start-up, shutdown, or malfunction. During periods of startup, shutdown, and malfunction, the owner or operator shall comply with the work practice specified in 40 CFR 60.34f(e) in lieu of the compliance provisions in 40 CFR 60.36f.
- (f) The owner or operator may choose to comply with the provisions of 40 CFR 63.1960 in lieu of Paragraphs (a) through (e) of this Rule. Once the owner or operator begins to comply with the provisions of 40 CFR 63.1960, the owner or operator shall continue to operate the collection and control device according to those provisions and shall not return to the provisions of this Rule.
- (g) Compliance with the specifications for active collection systems in 15A NCAC 02D .1703(b) shall be determined using the provisions of 40 CFR 60.40f(a) and (b).
- (h) Compliance with the specifications for active collection systems in 15A NCAC 02D .1703(c) shall be determined using the provisions of 40 CFR 60.40f(c).

*History Note:* Authority G.S. 143-215.3(a)(1); 143-215.66; 143-215.107(a)(5); 143-215.107(a)(10);  
Eff. July 1, 1998;  
Readopted Eff. October 1, 2020;  
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