



FAQ: Rule 204 – Applications
DATE: October 10, 2016
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BACT – Alternative Emission Limit

Q: *Does Rule 204.E.3.a.7 always allow an alternative to both an emission cap and an emission concentration limit?*

A: The alternate BACT emission limit language was added to address the rare case where the emissions cap and operating capacity limits are not appropriate. The intent is to follow USEPA guidance which requires that BACT emission limits be met on a continual basis at all levels of operation, demonstrate protection of short-term ambient standards and be enforceable as a practical manner.

Data Reporting - Accuracy

Q: *To what accuracy should my emission data be reported?*

A: Emissions data must be reports to at least 2 decimal places (x.xx). The District's permits will list permitted emission levels of criteria pollutants in the reported format. For toxic air contaminants, the accuracy of the reported data will vary depending on the site-specific circumstances. When reporting large combustion unit heat input ratings and usage in units of MMBtu, use at least three decimal places (x.xxx).

Exemptions – Notification Requirements

Q: *Section E.1.f requires an applicant seeking an exemption to supply the District with enough information to determine whether the exemption applies. Does this mean that in order to qualify for an exemption the owner/operator must submit a written request to the District?*

A: Section E.1.f pertains to information needed for an Authority to Construct permit or a Permit to Operate. Such applications must list all the affect equipment, including exempt equipment. In order to determine whether or not a piece of equipment is exempt, the District must have access to enough documentation to confirm its exempt status at the time the permit application is being evaluated. This is not the same as a written request for an exemption, and there is no fee pursuant to Rule 210.F.

Offsets – Application Process

Q: *If my application requires offsets, but I do not know where I will obtain them, can the application be deemed complete by the District?*

A: No. The applicant must provide, at a minimum, the information required in Section E.5.

Listing of Exempt Equipment

Q: *For ATC or PTO applications that also include the listing of exempt equipment, it is not clear if the applicant must also submit a separate exemption request form (Form -38) along with the application?*

A: Exemption requests submitted with an ATC or PTO application are evaluated as part of the ATC or PTO permit evaluation. The District will evaluate the exemption and may note the exemption status in the Engineering Evaluation accompanying the permit. A separate letter documenting approval of the exemption is not issued. If a source needs such a letter from the District, then a specific exemption request using Form -38, along with a fee as prescribed in Section F of Rule 210 must be submitted along with the application for ATC or PTO.

Timing of the Processing of ERC and ATC Applications

Q: *If a proposed new source needs emission reduction credits, do the emission reduction credits have to be approved before the District can deem the application for the source permit complete?*

A: No. As indicated in Section 204.E.5, the District must have information necessary to determine the adequacy of the ERCs before it can determine if the ATC permit application complete. At a minimum, the means the District must deem the application to create the ERCs complete before it can deem the ATC complete, and the application for the ERCs must be approved before the ATC permit is approved.