

Policy: Clarification of Permit Exemptions per Reg 2-1-103

Policy This policy clarifies two aspects of the permit exemption in Regulation 2-1-103.

- A source that emits pollutants other than criteria pollutants may qualify for this exemption.
- A source that does qualify for a source-specific exemption may still qualify for the exemption in Regulation 2-1-103.

Rationale The intent of Regulation 2-1-103 is to provide a permit exemption for a source which is not otherwise regulated by the District, as long as the source is not a toxic or public nuisance concern.

Regulation 2-1-103 may apply even if a source does not meet its source-specific exemption in Regulation 2-1, Sections 114 through 128.

Effective date June 20, 1996

Definitions The following is a list of associated definitions.

- **Criteria Pollutant** – Nitrogen Oxides (NO_x), Sulfur Dioxide (SO₂), Carbon Monoxide (CO), particulate matter (PM₁₀), Precursor Organic Compounds (POC), or Non-Precursor Organic Compounds (NPOC).

Example of Exempt Source Under 2-1-103 **Ammonia Etcher** (assume 15 lb/day of ammonia):

- This source does not qualify for the source specific exemption in Regulation 2-1-127.4 because it uses an ammonia-based etchant.
- Nevertheless, this source meets the criteria in Regulation 2-1-103 because:
 - No specific operating rule applies,
 - It does not emit any criteria pollutants and therefore is less than 10 lb/day of each, and
 - Ammonia emissions do not exceed the risk screening trigger level (7.1 lb/hr and 770 lbs/yr for ammonia).

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Type of Source That Does Not Qualify for Exemption

Any source that is subject to any part of any operating rule, such as:

- Administrative Requirements in Section 400 or 500 of operating rule
 - Recordkeeping
 - Annual Petition
- Emission Standards in Section 300 of operating rule.

is not exempt under Regulation 2-1-103, because it is subject to another rule.

Example of Source That Is Not Exempt

Wipe Cleaning Operation

- Per Regulation 8-16-111, wipe cleaning is not subject to Section 301 through 303 of Regulation 8-16.
- Wipe cleaning is subject to the recordkeeping requirements of Regulation 8-16-501.

Therefore, wipe cleaning does not qualify for the permit exemption of Regulation 2-1-103, because it is subject to part of Regulation 8-16.

Contact

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Document Control

| Version | Revised By | Description | Date |
|---------|------------|---|---------|
| 1.1 | GAS | Expanding/Clarifying Scope of Regulation 2-1-103 Permit Exemption | 6/20/96 |
| 1.2 | GAS | Further Clarification of Regulation 2-1-103 Permit Exemption | 5/29/98 |
| 1.3 | MKCL | Remapping & Updating of Policy | 3/13/08 |

Approval

| Name & Title | Signature | Date |
|--|--------------------------------|-----------|
| Brian Bateman, Director of Engineering | Signed by Brian Bateman | 2/28/2008 |
