

7007.0250 SOURCES REQUIRED TO OBTAIN STATE PERMIT.

Subpart 1. **State permit required.** The owners and operators of stationary sources described in this part must obtain a state permit from the agency under this part. All provisions of parts 7007.0100 to 7007.1850 apply to state permits unless the provision states that it applies only to part 70 permits, general permits, capped permits, or registration permits.

Subp. 2. **NSPS/NESHAP state permits.** Owners and operators of a stationary source must obtain a permit under this part if:

A. the stationary source contains an affected facility, as that term is defined in Code of Federal Regulations, title 40, section 60.2, as amended, that is subject to a standard under Code of Federal Regulations, title 40, part 60, as amended (Standards of Performance for New Stationary Sources); or

B. the stationary source is subject to a standard under Code of Federal Regulations, title 40, part 61, as amended (National Emission Standards for Hazardous Air Pollutants).

Subp. 3. **State permit required by SIP.** Owners and operators of a stationary source must obtain a permit under this part if the agency notifies the owners and operators that such a permit is needed as part of a state implementation plan to be submitted to the EPA to demonstrate attainment with a national ambient air quality standard.

Subp. 4. **State permit required by PTE threshold.** Owners and operators of a stationary source must obtain a permit under this part if the source has the potential to emit any pollutant listed below at a rate equal to or greater than the following amounts, in tons per year:

Pollutant	Threshold
Lead	0.5 tons per year
SO ₂	50.0 tons per year
PM-10	25.0 tons per year
VOCs	100.0 tons per year

Subp. 5. **Part 70 permits.** Part 7007.0250 does not apply to owners and operators of a stationary source that are required to or choose to obtain a part 70 permit under part 7007.0200. However, owners and operators of a stationary source that would otherwise be required to obtain a part 70 permit under part 7007.0200 may avoid that requirement by obtaining a state permit under this part which contains federally enforceable conditions to limit its emissions to levels below those that would trigger the requirement to obtain a part 70 permit.

Subp. 6. **Waste combustors.**

A. Owners and operators of a waste combustor, as defined in part 7011.1201, must obtain a permit under this part unless the waste combustor is subject to the exemptions in part 7011.1215, subpart 3.

B. Notwithstanding item A, owners and operators of a Class IV waste combustor that does not comply with the stack height requirements of part 7011.1235, subpart 1, but uses alternative techniques to achieve equivalent ambient pollution concentrations, must obtain a permit under this part. The permit obtained must not be a registration permit under parts 7007.1110 to 7007.1130.

Subp. 7. **Registration permits.** Owners and operators of a stationary source that are required to obtain a state permit from the agency under this part, or that choose to obtain a state permit to limit the stationary source's emissions to levels below those that would trigger the requirement to obtain a part 70 permit, may elect to instead obtain a registration permit under parts 7007.1110 to 7007.1130, if the stationary source qualifies under those parts.

Subp. 8. **Capped permits.** Owners and operators of a stationary source that are required to obtain a state permit from the agency under this part, or that choose to obtain a state permit to limit the stationary source's emissions to levels below those that would trigger the requirement to obtain a part 70 permit, may elect to instead obtain a capped permit under parts 7007.1140 to 7007.1148, if the stationary source qualifies under those parts.

Statutory Authority: *MS s 115.03; 116.07*

History: *18 SR 1059; 18 SR 2584; 19 SR 1345; 20 SR 2316; 29 SR 626; 37 SR 991; 41 SR 763; 46 SR 1209*

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