

7007.1145 CAPPED PERMIT APPLICATION.

Subpart 1. **Application procedures and request for additional information.** Items A to C apply to capped permit applications submitted under parts 7007.1140 to 7007.1148.

A. The owners and operators of a stationary source must submit an application for a capped permit on a current standard application form provided by the commissioner. The owners and operators may supplement information in a previous application to meet the application content requirements in subpart 2. The commissioner may create different application forms for the two capped permit options available under parts 7007.1140 to 7007.1148.

B. Any owner or operator of a stationary source who fails to submit any relevant facts or who has submitted incorrect information in an application for a capped permit shall, upon becoming aware of the failure or incorrect information, promptly submit to the commissioner the supplementary facts or corrected information. This requirement applies both while the permit application is pending before the commissioner and after a capped permit is issued.

C. If the commissioner determines during review of the application that additional information is needed to evaluate the capped permit application or to verify that the stationary source qualifies for a capped permit under parts 7007.1140 to 7007.1148, the commissioner may request the information from the applicant, and the applicant shall submit the information to the commissioner by the date specified in the request.

Subp. 2. **Information included.** This subpart describes the standard information that will be required in a capped permit application. It does not limit the agency's statutory authority for requiring information in addition to that which is specifically listed. Applicants shall submit the following information as required by the standard application form:

A. The owners and operators shall specify whether they are applying for capped permit option 1 or 2 under part 7007.1141 at the time of application.

B. Information identifying the stationary source and its owners and operators, including company name and address, plant name and address if different from the company name, owner's name and agent, and contact telephone numbers and electronic mail address, including the name of a plant site manager or contact, and the person preparing the application if different.

C. A description of the stationary source's processes and products, by Standard Industrial Classification (SIC) code and North American Industry Classification System (NAICS).

D. The following emissions-related information:

(1) A permit application shall provide the information required by this part for every emissions unit within the stationary source, except as provided otherwise in subitems (2) to (9) and information about fugitive emissions in the same manner as stack emissions, except that fugitive dust emissions from activities in part 7007.1300, subpart 3, item J, must be included in the calculations under this subpart only if the stationary source is in a category in part 7007.0200, subpart 2, item B, subitems (1) to (27).

(2) The application shall include information about insignificant activities and conditionally insignificant activities as follows:

(a) For capped permit option 1, the application need not include the information required by this part for any activity listed on the insignificant activities list in part 7007.1300, subpart 2, and those activities in subpart 3 for which emission factors or other calculation methods do not exist. The application shall include a list identifying all activities at the stationary source described in part 7007.1300, subpart 3, of the insignificant activities list and conditionally insignificant activities described in chapter 7008. The owner or operator shall also provide a calculation of emissions from any activity described in part 7007.1300, subpart 3, for which emission factors or calculation methods exist and conditionally insignificant activities except as otherwise allowed by this subpart.

(b) For capped permit option 2, the application need not include the information required by this part for any activity listed on the insignificant activities list in part 7007.1300 or for conditionally insignificant activities described in chapter 7008, except as provided in this subitem. The application shall include a list identifying any activity at the stationary source described in part 7007.1300, subpart 3, and conditionally insignificant activities. If requested by the agency, the owner or operator shall provide a calculation of emissions from any activity described in part 7007.1300, subpart 3, and conditionally insignificant activities. The agency shall request such a calculation if it finds that the emissions from those activities, in addition to other emissions from the stationary source, could make the stationary source subject to different applicable requirements under parts 7007.0100 to 7007.1850 or not eligible for capped permit option 2 under parts 7007.1140 to 7007.1148.

(3) A permit application shall identify and describe each emission point in sufficient detail to verify the applicability of all applicable requirements. This shall include the location of all emission points and the location of all emissions units and processes venting through each emission point, the exhaust gas flow rate and temperature, and the stack height and diameter of an emission point.

(4) The permit application shall specify the potential emissions, as defined in part 7005.0100, subpart 35a, in pounds per hour from each emission unit and actual emissions in tons per year from the stationary source as a whole. These emissions shall

be specified for each regulated air pollutant and each hazardous air pollutant that is not yet a regulated air pollutant, as defined in part 7007.0100, subparts 12a and 19, except that pollutants which are regulated solely under section 112(r) of the act need not be included and pollutants regulated solely under section 602 of the act need not be included.

(5) A permit application shall include the following information to the extent it is emissions-related: fuels, fuel use, raw materials, production rates, and operating schedules.

(6) If the calculations required by part 7007.1147 used control equipment efficiencies for listed control equipment determined by part 7011.0070, the permit application shall identify and describe the listed control equipment.

(7) A permit application must explain the means by which the emissions information in subitems (1) to (9) is gathered, and provide the calculations on which they are based. Emission calculations may be done using an agency worksheet if one exists for an emission unit or process.

(8) The calculations required by part 7007.1147, and the total actual emissions per pollutant that result from those calculations. If the stationary source has not been operated or has operated less than 12 months, the owner or operator shall estimate the 12-month sum of actual emissions in performing the calculations required by part 7007.1147.

(9) Identification of the method the source used to comply with part 7007.1148, ambient air quality assessment and a summary of the assessment results.

E. A complete listing of the citations and titles of all applicable requirements to which the permittee is subject. Citations must be to the latest codification of the regulatory requirements at the time of application.

F. The applicant may request the agency to allow in the permit for the stationary source to operate at more than one location during the term of the permit. This option is available only under the conditions in part 7007.1143, subpart 6.

G. A description of the compliance status of the stationary source with respect to all applicable requirements and the requirements of parts 7007.0100 to 7007.1850.

Subp. 3. **Environmental review.** The applicant shall state in the application whether an environmental assessment worksheet or an environmental impact statement is required for the activity for which the permit is sought under Minnesota Statutes, chapter 116D, or implementing regulations, or under United States Code, title 42, sections 4331 et seq., as amended.

Statutory Authority: *MS s 116.07*

History: *29 SR 626; 37 SR 991*

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