

Draft Rule YYY (ARB 9-12-96)

State Implementation Plan Provisions For Establishing Alternative Requirements

For the purposes of Title V, in lieu of the requirements imposed pursuant to (reference specific applicable section(s) or rules to be covered, e.g. _____ District rules and predecessor-agency rules that have been submitted by the Air Resources Board and approved by the United States Environmental Protection Agency as part of the State Implementation Plan), the owner or operator of a stationary source may comply with the alternative requirements established pursuant to the issuance, renewal, or significant revision of a Title V permit, to which the United States Environmental Protection Agency has not objected, in accordance with Rule XXX “Additional Procedures For Issuing Permits to Operate For Sources Subject to Title V of the Federal Clean Air Act Amendments of 1990,” as amended _____, and which are consistent with the streamlining procedures and guidelines set forth in section II.A. of the United States Environmental Protection Agency document entitled “White Paper Number 2 for Improved Implementation of The Part 70 Operating Permits Program,” dated March 5, 1996.

Where the public comment period on a proposed permit to be issued by the Air Pollution Control Officer precedes the United States Environmental Protection Agency review period, the Air Pollution Control Officer shall submit any public comments concerning the alternative requirements to the United States Environmental Protection Agency with the proposed permit. If the United States Environmental Protection Agency and public comment periods run concurrently, the Air Pollution Control Officer shall submit public comments to the United States Environmental Protection Agency no later than five working days after the end of the public comment period or by the date agreed upon by the _____ District and the United States Environmental Protection Agency. The Air Pollution Control Officer’s determination of approval is not binding on the United States Environmental Protection Agency. The owner or operator shall comply with applicable federal requirements until the final Title V permit containing the alternative requirements is issued by the Air Pollution Control Officer.