

Instruction for use of “Initial Notification” Form

(Applicable to **existing** miscellaneous parts or products surface coating operations)

General

This form may be used by facilities that operate **existing** miscellaneous parts or products surface coating operations (affected miscellaneous parts or products surface coating operations) to comply with the initial notification requirements in 14.7.1 of Regulation 1138. The use of this form is optional. However, other means of notification must contain the information required under 14.7.1.1 through 14.7.1.8 of Regulation 1138.

“Existing source” means a miscellaneous parts or products surface coating operation that was actively engaged in miscellaneous parts or products surface coating operations prior to March 17, 2007.

Required Submittal Date

The owner or operator shall submit an “Initial Notification” to the Department (with copy to the U.S Environmental Protection Agency) no later than **March 11, 2010**.

The addresses for these submittals are provided below and in Item 9 of the “Initial Notification” form.

Note: The **March 11, 2010** submittal date is based on the expected effective date of this planned Delaware regulation, Section 14. To be in compliance with the national area source air toxics standard (40 CFR Part 63 Subpart HHHHHH), an “Initial Notification” must be submitted to EPA no later than January 11, 2010.

Items 1 and 2

Provide the name of the affected miscellaneous parts or products surface coating operation, its physical location, and the address where compliance records are kept, if different than the physical location of the facility.

Items 3

Identify the owner or operator of the affected miscellaneous parts or products surface coating operation, identified in Items 1 and 2, and provide the owner or operator’s mailing address.

Item 4

The owner or operator of the affected miscellaneous parts or products surface coating operation indicates (checks appropriate box) whether the facility is subject to the provisions of Section 14 of Regulation 1138. The facility is subject to Section 14, if both of the following statements are applicable.

1. The facility is an area source.

“Area source” means any stationary source or group of stationary sources located within a contiguous area and under common control that does not emit nor have the potential to emit considering controls, in the aggregate, 10 tons per year or more of any hazardous air pollutant (HAP) or 25 tons per year or more of any combination of hazardous air pollutants (HAPs).

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- 2. The facility performs spray application of coatings that contain target HAPs to any part or product made of plastic, metal, or combination of plastic and metal that are not motor vehicles or mobile equipment.**

“Target HAPs” are compounds of cadmium, chromium, lead, manganese, or nickel.

Item 5

The owner or operator of the affected miscellaneous parts or products surface coating operation identifies (checks appropriate box) whether the miscellaneous parts or products surface coating operations at the facility is a new affected source or an existing affected source.

- An affected source is **new**, if the facility was not actively engaged in miscellaneous parts or products surface coating operations prior to March 17, 2007.
- An affected source is **existing**, if the facility was actively engaged in miscellaneous parts or products surface coating operations prior to March 17, 2007.

Item 6

The owner or operator of the affected miscellaneous parts or products surface coating operation provides a brief description of the miscellaneous parts or products surface coating operation. The description must include the number of spray booths and preparations stations and the number of painters usually employed at the operations. The owner or operator should continue on blank sheet of paper and attach it to this notification, if additional space is needed.

Notification of Compliance Status Option

If the existing affected miscellaneous parts or products surface coating operation is already in compliance with all applicable requirements of Section 14, requirement 14.7.1.8 of Regulation 1138 provides the owner or operator of the facility the opportunity to certify its initial compliance with Section 14 as part of the submittal of the “Initial Notification” form. If the owner or operator elects to follow this option, the owner or operator is not required to submit the “Notification of Compliance Status” in accordance with the requirements of 14.7.2.

If the existing affected miscellaneous parts or products surface coating operation is not in compliance with all applicable requirements of Section 14 at the time the “Initial Notification” must be submitted (no later than **March 11, 2010**), owner or operator of the facility does not have opportunity to certify its initial compliance with Section 14 as part of the submittal of the “Initial Notification” form.

Item 7

The owner or operator of the affected miscellaneous parts or products surface coating operation can certify (checks appropriate box) that the miscellaneous parts or products surface coating operation at the facility is already in compliance with all the applicable requirements of Section 14 and that the “Initial Notification” also serves as a notification of compliance status. To do this, the owner or operator must also complete Item 8.

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If necessary or desired, the owner or operator of the affected miscellaneous parts or products surface coating operation would indicate (checks appropriate box) that the miscellaneous parts or products surface coating operation at the facility is not in compliance with all the applicable requirements of Section 14, but is expected to be in compliance by the compliance date (January 10, 2011). In this situation, the owner or operator does not complete Item 8; instead, the owner or operator must submit the “Notification of Compliance Status” no later than March 11, 2011 in accordance with the requirements of 14.7.2.

Item 8a

Requirement 14.4 of Regulation 1138 provides the requirements that the owner or operator of an affected miscellaneous parts or products surface coating operation must be in compliance with to satisfactorily demonstrate initial compliance with Section 14 of Regulation 1138.

For this form, the owner or operator would certify initial compliance with Section 14 of Regulation 1138 by checking the box listed under Item 8a.

Item 8b

The owner or operator of the affected miscellaneous parts or products surface coating operation certifies that the “Initial Notification” is true, accurate, and complete as demonstrated by the completion of Item 8c.

Item 8c

The owner or operator of the affected miscellaneous parts or products surface coating operation provides the information needed and signs the form to certify the truth, accuracy, and completeness of the notification.

Item 9

The owner or operator must submit the completed “Initial Notification” to the Department of Natural Resources and Environmental Control (with a copy to the U.S. Environmental Protection Agency) at the addresses provided below and in Item 9 of the form. The owner or operator should keep a copy of the completed form.

Submit the Initial Notification to the following addresses

Delaware Department of Natural Resources and
Environmental Control
Administrator, Air Quality Management
156 S. State Street
Dover, DE 19901

U. S. Environmental Protection Agency
Director, Air Protection Division
1650 Arch Street
Philadelphia, PA 19103

Initial Notification

Regulation 1138 – Section 14

Emission Standards for Area Source Miscellaneous Parts or Products Surface Coating Operations

For
Existing
Sources

Submittal Date: The "Initial Notification" must be submitted no later than **March 11, 2010**.

[1] **Name of the facility:** _____

[2] **Physical location – Street Address:** _____

City, State, Zip Code : _____

Address where compliance records are kept, if different than the physical location

Street Address: _____

City, State, Zip Code: _____

[3] **Name of Owner or Operator:** _____

Mailing Address: _____

City, State, Zip Code: _____

[4] **Is the facility subject to Section 14 of Regulation 1138?**

Check appropriate box

Yes No

[5] **Is the miscellaneous parts or products surface coating operation a new affected source or an existing affected source?**

Check applicable box

New affected source
 Existing affected source

[6] **Provide a brief description of the miscellaneous parts or products surface coating operation. The description must include the number of spray booths and preparation stations and the number of painters usually employed at the operation.**

Initial Notification

Regulation 1138 – Section 14

Emission Standards for Area Source Miscellaneous Parts or Products Surface Coating Operations

For
Existing
Sources

Name of the facility:

Compliance Status Instructions:

If owner or operator indicated that the miscellaneous parts or products surface coating operation was an existing affected source in Item 5 on page 1, the owner or operator has two options for reporting the compliance status of the affected miscellaneous parts or products surface coating operation.

1. If the affected miscellaneous parts or products surface coating operation is already in compliance with all applicable requirements of Section 14, the owner or operator may check the “Yes” box in Item 7 below and complete the compliance certification in Item 8 below. If the owner or operator elects to follow this option, the owner or operation **does not have to submit** the “Notification of Compliance Status” required under 14.7.2 of Section 14.
2. The owner or operator may check the “No” box in Item 7 below, leaving Item 8 blank. If the owner or operator elects to follow this option, the owner or operation **must submit** the “Notification of Compliance Status” required under 14.7.2 of Section 14 no later than March 11, 2011.

[7] **Are the miscellaneous parts or products surface coating operations at the facility already in compliance with all applicable requirements of Section 14?**

Check applicable box

Yes and this form also serves as the notification of compliance status

No, but the miscellaneous parts or products surface coating operations will be in compliance by January 10, 2011

[8] **Certification of Initial Compliance**

- a The owner or operator of the affected miscellaneous parts or products surface coating operations shall certify initial compliance with Section 14 of Regulation 1138 by checking (✓) the following compliance statement.

Certify initial compliance for existing affected miscellaneous parts or products surface coating operations, by checking following box

The owner or operator certifies that the affected miscellaneous parts or products surface coating operations are in compliance with all applicable requirements of Section 14 of Regulation 1138.

b **I certify that all the information contained in this notification is true, accurate, and complete.**

c Signature: _____
Title/Position: _____
Email Address: _____
Printed Name: _____

Date : _____
Telephone No: _____

[9] **The owner or operator must submit this “Initial Notification” to the following agencies by the submittal date provide on page 1 of this form. Remember to keep a copy of this notification.**

Delaware Department of Natural Resources
and Environmental Control
Administrator, Air Quality Management
156 S. State Street
Dover, DE 19901

U. S. Environmental Protection Agency
Director, Air Protection Division
1650 Arch Street
Philadelphia, PA 19103