

S-5: Application for a General Covered Source Permit

Nonmajor covered sources qualifying for a covered source general permit shall, at a minimum, have the same Standard Industrial Classification Code (SICC), similar equipment design and air pollution controls, and the same applicable requirements. Under no circumstances shall a general permit be considered for nonmajor covered sources requiring a case-by-case determination for air pollution control requirements (e.g. Best Available Control Technology Determination). The owner or operator of a covered source shall be subject to enforcement action for operating without a permit if the source is later determined not to qualify for the conditions and terms of the general permit.

In providing the required information, reference the corresponding letters and numbers listed below.

Provide a minimum of **two (2)** sets (1 original and 1 copy) of all application materials to the Hawaii Department of Health. Also, mail **one (1)** set directly to EPA at the following address:

Chief (Attention: AIR-3)
Permits Office, Air Division
U.S. Environmental Protection Agency
Region 9
75 Hawthorne Street
San Francisco, CA 94105

I. In accordance with Hawaii Administrative Rules (HAR) §11-60.1-92, the following information is required:

- A. Equipment Specifications:
1. Maximum design capacity.
 2. Fuel type.
 3. Fuel use.
 4. Production capacity.
 5. Production rates.
 6. Raw materials.
 7. Provide any manufacturer's literature.
- B. Provide detailed descriptions of all processes and products defined by the SICCC. Also, provide any reasonably anticipated alternative operating scenarios, associated processes, and products, by SICCC.
1. Identify and describe in detail all air pollution control equipment and compliance monitoring devices or activities planned by the owner or operator, and to the extent of available information, an estimate of emissions before and after controls. Provide all calculations and assumptions.
 2. List all **insignificant** activities in accordance with HAR §11-60.1-82.
- C. Maximum Operating Schedule (to the extent needed to determine or regulate emissions):
1. Total hours per day, per week, and/or per month.
 2. Total hours per year.
 3. If operation is seasonal or irregular, describe.

- D. Cite and describe all applicable requirements as defined in HAR §11-60.1-81, including the following:
 - 1. Description of or reference to any applicable test methods for determining compliance with each applicable requirement.
 - 2. Explanation of all proposed exemptions from any applicable requirements.
- E. Identify and describe current operational limitations or work practices, or for covered sources that have not yet begun operation, such limitations or practices which the owner or operator of the source plans to implement that affect emissions of any regulated or hazardous air pollutant. Provide all calculations and assumptions.
- F. Provide a detailed schedule for construction or modification of the proposed source, including any major milestones, if applicable.
- G. Provide the following for compliance purposes:
 - 1. A Compliance Plan, Form C-1.
 - 2. A Compliance Certification, Form C-2.

II. Submit an application fee according to the Application Fee Schedule in the Instructions for Applying for an Air Pollution Control Permit.

III. Provide other information as follows:

- A. As required by any applicable requirement or as requested and deemed necessary by the Director of Health (hereafter, Director) to make a decision on the application.
- B. As may be necessary to implement and enforce other applicable requirements of the Clean Air Act or of HAR Chapter 11-60.1 or to determine the applicability of such requirements.

IV. The Director reserves the right to request the following information:

- A. An assessment of the ambient air quality impact of the covered source. The assessment shall include all supporting data, calculations and assumptions, and a comparison with the National Ambient Air Quality Standards and State Ambient Air Quality Standards.
- B. A risk assessment of the air quality related impacts caused by the covered source to the surrounding environment.
- C. Results of source emissions testing, ambient air quality monitoring, or both.
- D. Information on other available control technologies.

- V. An application shall be determined to be complete only when all of the following have been complied with:**
- A. All information required or requested in numbers **I, III, and IV** has been submitted.
 - B. All documents requiring certification have been certified pursuant to HAR §11-60.1-4.
 - C. All applicable fees have been submitted.
 - D. The Director has certified that the application is complete.
- VI. The Director shall not continue to act upon or consider an incomplete application.**
- A. The applicant shall be notified in writing whether the application is complete. Unless the Director requests additional information or notifies the applicant of incompleteness within sixty days of receipt of an application, the application shall be deemed complete.
 - B. During the processing of an application that has been determined or deemed complete, if additional information is necessary to evaluate or take final action on the application, the Director may request such information in writing and set a reasonable deadline for a response.
- VII. The Director, in writing, shall approve or deny an application for coverage under a covered source general permit within six months after receipt of a complete application. An application for coverage under a general permit shall be approved only if the Director determines that the source seeking coverage meets the criteria and conditional requirements established in the covered source general permit and will be in compliance with all the applicable requirements.**
- VIII. The Director may approve an application for coverage under a covered source general permit without repeating the public participation procedures, but such approval shall not be considered the final permit action for purposes of administrative and judicial review pursuant to HAR §11-60.1-100.**
- IX. The Director shall provide a statement that sets forth the legal and factual bases for the draft permit conditions (including references to the applicable statutory or regulatory provisions) to EPA and any other person requesting it.**
- X. Each application and proposed covered source general permit shall be subject to EPA oversight in accordance with HAR §11-60.1-95.**