

REGULATION V
PERMIT TO OPERATE REGULATIONS

Rule 513 **Emissions Statements and Recordkeeping**

1.0 General

1.1 Purpose

The purpose of this rule is to establish requirements for the submittal of emissions statements from stationary sources pursuant to the requirements of the 1990 amendments to the Federal Clean Air Act [Section 182(a)(3)(B)] and in the interest of verifying compliance with conditions of permits to operate.

1.2 Applicability

The requirements of this rule are applicable to all classes and categories of stationary sources that have actual emissions of, or potential to emit, volatile organic compounds (VOC) or oxides of nitrogen (NO_x), and also those for which the District requests emissions information.

1.2.1 The APCO may waive the applicability of section 1.2 for certain classes or categories of sources with actual emissions or potential to emit less than 10 tons per year of actual facility-wide VOC or NO_x emissions if the emissions for the class or category of source are included in the base year and periodic emission inventories and the emissions are calculated using emission factors established by the US Environmental Protection Agency (EPA) or other methods acceptable to EPA.

1.2.2 Major sources subject to Title V of the Federal Clean Air Act of 1990 are additionally subject to the recordkeeping and reporting requirements specified in Parts 6.2.6 and 6.2.7 of Rule 522.

2.0 Definitions

2.1 Actual Emissions: Measured or estimated emissions which most accurately represent the emissions from an emissions unit, including fugitive emissions.

2.2 Affected Pollutants: All criteria pollutants for which the District requests emission information. In federally designated ozone nonattainment areas, volatile organic compounds (VOCs) and oxides of nitrogen (NO_x) shall specifically be included as affected pollutants.

2.3 Renewal Information Request: An annual information request by the APCO to each source subject to this rule for emissions data including, but not limited to, actual emissions and/or operational data allowing the District to estimate actual emissions.

2.4 Responsible Official: An individual who is responsible for the data presented in the emissions statement, and who accepts legal responsibility for the statement's accuracy. The responsible official is liable to legal review, or in case of fault, to penalties.

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3.0 Source Recordkeeping Requirements

3.1 Recordkeeping

The owner or operator of any permitted stationary source shall maintain records indicating the nature and amounts of emissions from such source and/or any other information as may be deemed necessary by the APCO to determine whether such source is in compliance with applicable emission limitations, control measures and permit conditions.

3.1.1 The APCO may require that such records be certified by a professional engineer registered in the State of California. Such studies shall be made at the expense of the person causing the emissions.

3.1.2 Information reported by the owner or operator and copies of the summarizing reports submitted to the APCO shall be retained by the owner or operator for at least two years after the date on which the emissions statement is submitted.

4.0 Emissions Statement Reporting Requirements

4.1 Reporting

The owner or operator of any stationary source that is subject to this rule shall provide the District with an annual written emissions statement showing actual emissions (or operational data allowing the District to estimate actual emissions from that source), as requested by the District.

4.2 Required Elements

The emission statement shall be on a form or in a format specified by the APCO (the Renewal Information Request) and shall contain the following information:

4.2.1 Actual emissions data or operational data necessary to estimate actual emissions of affected pollutants, in tons per year, for the calendar year prior to the preparation of the emission statement; and

4.2.2 Information regarding seasonal or diurnal peaks in the emission of affected pollutants; and

4.2.3 Certification by a responsible official of the company that the information contained in the emission statement is accurate to the best of their knowledge.

4.3 Timing

Annual emissions statements shall be submitted to the District no later than the date specified in the Renewal Information Request.

5.0 Emissions Statement Administrative Requirements

5.1 District Requirements

The Air Pollution Control Officer shall annually request and require the submission of emissions information (per section 4.2) through a Renewal

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Information Request for each applicable source (per section 1.2) within the District.

5.2 Failure to Submit

A failure by the responsible official to submit a Renewal Information Request by the date required shall be deemed a willful failure to furnish information required to disclose the nature and quantity of emissions discharged by the stationary source.

5.2.1 The Air Pollution Control Officer may suspend the permit(s) of such a source.

5.2.2 The Air Pollution Control Officer shall serve notice in writing of such suspension and the reasons for the suspension upon the permittee.

5.2.3 The Air Pollution Control Officer will reinstate the suspended permit(s) when furnished with the required information.