Kansas Administrative Regulations

Department of Health and Environment

Article 19.—Ambient Air Quality Standards and Air Pollution Control—Operating Permits.

28-19-510. Class I operating permits; application timetable.

A complete application, including any applicable application fee, shall be submitted to the department by the owner or operator of any stationary source specified in subsection (a) of K.A.R. 28-19-500, within the following time schedules:

(a) on or before the date specified by the department as published in the *Kansas Register* for any source which is existing on such date except as specified at subsection (b) of this regulation;

(b) for initial phase II acid rain permits as addressed in title IV, acid deposition control, of the federal clean air act, by January 1, 1996 for sulfur dioxide, and by January 1, 1998 for nitrogen oxides;

(c) on or before the date specified at K.A.R. 28-19-541(a) when applicable to any stationary source operating under a class II operating permit;

(d) within one year of the initial startup of any modification to an existing source that is not required to operate under a class I or class II operating permit if the modification increases the potential-to-emit of the stationary source above any major source threshold or if the modification would otherwise require the source to obtain a class I operating permit;

(e) within one year of the initial startup of any other stationary source which is required to a obtain class I operating permit;

(f) within one year after commencing operation for any stationary source required to meet the requirements of section 112(g) of the federal clean air act or for any stationary source required to have a construction permit pursuant to a requirement of the state implementation plan submitted to fulfill the requirements of part C or part D of title I of the federal clean air act. If an existing class I operating permit prohibits such

construction or change in operation, a permit revision to the class I operating permit shall be issued before commencing such operation.

(Authorized by K.S.A. 1993 Supp. 65-3005; implementing K.S.A. 1993 Supp. 65-3008; effective Jan. 23, 1995.)

***** Authenticated Kansas Administrative Regulation *****