Kansas Administrative Regulations

Department of Health and Environment

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

28-19-540. Class II operating permits; applicability.

The owner or operator of a stationary source which would otherwise require a class I operating permit may submit an application for a class II operating permit for the stationary source requesting the potential-to-emit of the stationary source be limited below the major source threshold. The potential-to-emit of the stationary source may be limited:

(a) through:

(1) the reduction of emissions by restricting operating hours or the type or amount of material combusted, stored or processed in accordance with K.A.R. 28-19-501;

(2) a permit restriction pursuant to K.A.R. 28-19-300, or its predecessor K.A.R. 28-19-14;

(3) the reduction of emissions by air pollution control equipment maintained in accordance with the requirements of K.A.R. 28-19-501; or

(4) any combination of operational restrictions and air pollution control equipment;

(b) for those source categories identified at K.A.R. 28-19-561 through K.A.R. 28-19-563, by operating the stationary source in accordance with the applicable restrictions contained in those regulations and in K.A.R. 28-19-542, and in accordance with all other requirements for class II operating permits, unless any requirements for class II operating permits are identified in these rules as inapplicable to class II operating permits by rule; or

(c) by operating the source in compliance with a general class II operating permit issued pursuant to K.A.R. 28-19-400.

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

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