Kansas Administrative Regulations

Department of Health and Environment

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

28-19-544. Class II operating permits; modification of source or operations.

(a) Any stationary source operating pursuant to a class II operating permit shall not modify the stationary source in any manner which increases the potential-to-emit of any pollutant included in the categories listed at K.A.R. 28-19-500 without first obtaining a written approval from the department authorizing such modification pursuant to K.A.R. 28-19-300 *et seq.*, construction permits and approvals.

(b) The owner or operator of a stationary source shall submit to the department a complete application for modification of a class II operating permit, including any applicable application fee, within 180 days of the initial startup of any modification if the modification increases the potential-to-emit of the stationary source.

(c) The application for modification shall be in writing and made on forms provided or approved by the department.

(d) An application for modification of a class II operating permit shall be accompanied by:

(1) sufficient information for the department to determine the potential-to-emit of the stationary source;

(2) any air pollution control equipment maintenance plan required by the provisions of K.A.R. 28-19-501;

(3) any proposed operational restrictions which would reduce the potential-to-emit of the stationary source, including:

(A) specification of any proposed operating restrictions;

(B) proposed methods for quantifying such restrictions; and

(C) proposed methods for monitoring such restrictions; and

(4) the appropriate application fee.

(e) The owner or operator of the source shall provide any additional information requested by the department.

(f) The application shall be certified by a responsible official.

(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 *****