

Chapter 127 -- Construction, Modification, Reactivation, and Operation of Sources

Subchapter H. General Plan Approvals and Operating Permits

§127.601. Scope.

This subchapter establishes the procedure for issuance of general plan approvals and operating permits and plan approval and operating permits for sources operating at multiple temporary locations.

ISSUANCE OF GENERAL PLAN APPROVAL AND GENERAL OPERATING PERMITS

§127.611. General plan approvals and general operating permits.

(a) The Department may issue or modify a general plan approval or general operating permit for any category of stationary air contamination source if the Department determines that sources in the category are similar and can be adequately regulated using standardized specifications and conditions.

(b) Prior to issuance or modification, the Department will provide an opportunity for public notice and comment as provided in § 127.612 (relating to public notice and review period).

(c) Upon issuance or modification of a general plan approval or general operating permit, the Department will publish a notice in the Pennsylvania Bulletin of the issuance of the new or modified general plan approval or permit.

§127.612. Public notice and review period.

(a) The Department will provide notice and an opportunity to comment on a proposed general plan approval or general operating permit. The notice will be published in the Pennsylvania Bulletin and in six newspapers of general circulation, one in the area of each Department regional office. The notice will also be sent to the EPA and to Ohio, West Virginia, Virginia, Maryland, Delaware, New Jersey and New York.

(b) The notice will, at a minimum, include the following:

(1) A description of the category of sources to which the general plan approval or general operating permit applies.

(2) The performance standards or emission limits applicable to each source.

(3) The monitoring, recordkeeping and reporting requirements applicable to each

source.

(4) The fee required to be paid to operate under the general plan approval or general operating permit.

(5) The duration of the general plan approval or general operating permit.

(6) The name, address and telephone number of the individual from whom a copy of the general plan approval or general operating permit along with supporting documentation may be obtained.

(7) The time period for receipt of public comments, which shall be a minimum of 45 days.

(c) The Department will retain each comment received on a proposed general plan approval or general operating permit.

(d) The Department will publish notice of the issuance of each general plan approval and general operating permit in the Pennsylvania Bulletin after the following conditions have been met:

(1) The requirements for notice contained in subsections (a) and (b) have been met.

(2) A determination has been made by the Department that the sources in a category are similar and can be adequately regulated using standardized specifications and conditions.

USE OF GENERAL PLAN APPROVALS AND PERMITS

§ 127.621. Application for use of general plan approvals and general operating permits.

(a) A stationary source proposing to use a general plan approval or general operating permit shall notify the Department on a form provided by the Department and receive prior written approval from the Department prior to operating under the general plan approval or general operating permit.

(b) The application required by this section shall be either hand delivered or transmitted by certified mail return receipt requested.

(c) The Department will take action on the application within 30 days of receipt.

§127.622. Compliance with general plan approvals and general operating permit conditions.

(a) A stationary source operating under a general plan approval or general operating permit shall comply with the terms and conditions of the general plan approval or general operating permit.

(b) Unless precluded by the Clean Air Act or the regulations thereunder, the permit shield shall apply to general operating permits approved for use at a Title V facility.