

## Title 33

### ENVIRONMENTAL QUALITY

#### Part III. Air

##### Chapter 5. Permit Procedures

##### §503. Minor Source Permit Requirements

A. ...

B. The following provisions may be utilized to meet the permitting requirements for minor sources.

1. Exemption. The owner or operator of a stationary source which is not a ~~major source by any definition under this Chapter~~ *Part 70 source* as defined in LAC 33:III.502 may apply for an exemption provided the criteria in LAC 33:III.501.B.4 are met.

2. Small Source Permit. The owner or operator of a stationary source which is not a ~~Part 70 source as defined in LAC 33:III.502~~ may apply for a small source permit provided the source emits and has the potential to emit less than 25 tons per year of any criteria pollutant and 10 tons per year of any toxic air pollutant.

3. ...

##### C. Permit Duration, Expiration, and Renewal

###### 1. Permit Duration

a. Permits issued to a minor source shall have an effective term of ten years from the effective date of the permit, unless a shorter period is provided in the permit. Permits are effective on the date of issuance unless a later date is specified therein.

b. Any revision or reopening of the permit shall establish the start of a new permit term. An administrative amendment or approval to relocate a portable facility shall not establish the start of a new permit term.

###### 2. Permit Expiration

a. Unless renewed in accordance with Paragraph C.3 of this Section, a minor source permit shall expire at the end of its effective term.

b. Permit expiration terminates the owner's or operator's right to operate the source.

### 3. Permit Renewal

a. Any permit application that renews an existing permit shall be submitted at least 6 months prior to the date of permit expiration. In no event shall the application for permit renewal be submitted more than 18 months before the date of permit expiration.

b. Notwithstanding Subparagraph C.3.a of this Section, the permit application to renew an existing permit that expires on or before ~~March 31~~ December 31, 2014<sup>45</sup>, shall be submitted in accordance with the schedule specified by the department and published in the *Louisiana Register* unless the existing permit provides that a renewal application shall be submitted by an earlier date. In no event shall an owner or operator be provided less than 3 months to prepare a renewal application.

c. Provided a timely and complete renewal application has been submitted, the terms and conditions of the existing permit shall remain in effect until such time as the department takes final action on the application for renewal.

d. Any permit being renewed shall be subject to the same procedural requirements that apply to initial permit issuance as found in LAC 33:III.519.

D. No permit shall be rendered invalid by Subsection C of this Section unless the owner or operator fails to submit a timely and complete renewal application in accordance with LAC 33:III.503.C.3.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Nuclear Energy, Air Quality Division, LR 13:741 (December 1987), amended by the Office of Air Quality and Radiation Protection, Air Quality Division, LR 19:1420 (November 1993), amended by the Office of the Secretary, Legal Affairs Division, LR 37:1146 (April 2011), amended by the Office of the Secretary, Legal Division, LR 41:377 (February 2015).

### **§519. Permit Issuance Procedures for New Facilities, Initial Permits, Renewals and Significant Modifications**

A. - C.3. ...

4. Notwithstanding the 18-month allowance in Paragraph C.3 of this Section, final action shall be taken on any application relating to a *new facility* or to a *substantial permit modification*, as defined in LAC 33:I.Chapter 15, ~~within 410 days of receipt of the permit application~~ in accordance with the time frames specified in LAC 33:I.1505.

5. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2022 and 2054.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 19:1420 (November 1993), amended by

the Office of Environmental Assessment, LR 30:2021 (September 2004), amended by the Office of the Secretary, Legal Division, LR 41:377 (February 2015).