

**DEPARTMENT OF ENVIRONMENTAL CONSERVATION**

**Standard Permit Condition II – Air Pollution Prohibited**

**Permit Condition for Air Quality Permits**

**Adopted by Reference in 18 AAC 50.346**

**April 1, 2002**

**REVISED September 27, 2010**

## Standard Permit Condition II – Air Pollution Prohibited

**Stationary Source Categories This Condition Applies to:** All stationary source types.

The department will use standard permit condition II in any construction or operating permit unless the department determines that emission unit or stationary source specific conditions more adequately meet the requirements of 18 AAC 50.

### Permit Wording:

1. **Air Pollution Prohibited.** No person may permit any emission which is injurious to human health or welfare, animal or plant life, or property, or which would unreasonably interfere with the enjoyment of life or property.

[18 AAC 50.110]
2. **Monitoring, Record Keeping, and Reporting for Condition II.1**
  - 2.1 If emissions present a potential threat to human health or safety, the permittee shall report any such emissions according to condition *<insert cross reference to standard permit condition III - excess emissions and permit deviation reports>*.
  - 2.2 As soon as practicable after becoming aware of a complaint that is attributable to emissions from the stationary source, the permittee shall investigate the complaint to identify emissions that the permittee believes have caused or are causing a violation of condition II.1.
  - 2.3 The permittee shall initiate and complete corrective action necessary to eliminate any violation identified by a complaint or investigation as soon as practicable if
    - a. after an investigation because of a complaint or other reason, the permittee believes that emissions from the stationary source have caused or are causing a violation of condition II.1; or
    - b. the department notifies the permittee that it has found a violation of condition II.1.
  - 2.4 The permittee shall keep records of
    - a. the date, time, and nature of all emissions complaints received;
    - b. the name of the person or persons that complained, if known;
    - c. a summary of any investigation, including reasons the permittee does or does not believe the emissions have caused a violation of condition II.1.; and

- d. any corrective actions taken or planned for complaints attributable to emissions from the stationary source.

2.5 With each stationary source operating report under *<insert cross reference to standard permit condition VII - operating reports>*, the permittee shall include a brief summary report which must include

- a. the number of complaints received;
- b. the number of times the permittee or the department found corrective action necessary;
- c. the number of times action was taken on a complaint within 24 hours;
- d. and the status of corrective actions the permittee or department found necessary that were not taken within 24 hours.

2.6 The permittee shall notify the department of a complaint that is attributable to emissions from the stationary source within 24 hours after receiving the complaint, unless the permittee has initiated corrective action within 24 hours of receiving the complaint.