

Instructions for 02Q .0318 – Changes Not Requiring Permit Revisions

In accordance with this rule, Non- Title V facilities that have been issued an air quality permit pursuant to Section 2Q .0300 “Construction and Operation Permits” may make changes to the facility’s emission sources without first modifying their permit if the following six (6) conditions are met:

- 1) the change does not violate any existing requirements or add new applicable requirements;
- 2) the change does not cause emissions allowed under the current permit to be exceeded;
- 3) the change does not require a modification of a permit term or condition pursuant to Rule .0315 or avoidance condition pursuant to Rule .0317 of this Section;
- 4) the change does not require a permit pursuant to 15A NCAC 02Q .0700, Toxic Air Pollutant Procedures;
- 5) the change does not require a P.E. Seal pursuant to Rule 15A NCAC 02Q .0112; and
- 6) the owner or operator shall notify the Director with written notification seven calendar days before the change is made. Within 10 business days of receipt of the notice, the Division of Air Quality shall notify the owner or operator of its determination that the change meets the requirements of Subparagraphs (b)(1) through (b)(5) of this Rule.

Note - The determination of whether a “change” qualifies as a 2Q .0318 change is fact specific and may be unique to the individual facility. Some examples of changes that might qualify as 2Q .0318 changes include:

- Adding an emissions source to an existing process with permitted similar emission sources, operating under an emissions limit [i.e. Synthetic minor limits, Toxic Permit Emission Rates (TPERs), or any avoidance conditions under 2Q .0317, avoiding any requirements of federal New Source Review (NSR), MACT, etc.] when the addition results in no emissions increase over the permitted limit.
- Making a change to a permitted source that affects emissions but does not result in an emissions increase above an existing permitted emissions limit.
- Increasing or changing fuels or raw materials used in a permitted source that affects emissions but does not result in an emissions increase above an existing emissions limit or make the facility subject to new applicable requirements.
- Installing emission control equipment (not requiring a P.E. Seal pursuant to Rule 15A NCAC 02Q .0112) or limiting emissions from a permitted source provided the action does not avoid an applicable requirement.
- Changing the filter size of an existing bagfilter if the change does not require a P.E. Seal pursuant to Rule 15A NCAC 02Q .0112.

If the proposed change qualifies for treatment under this Section, seven calendar days before the change is made, the owner or operator must notify the Regional Supervisor,

Division of Air Quality in writing. The written notification from the owner or operator shall include the following:

- a) a description of the change;
- b) the date on which the change will occur;
- c) any change in emissions; and
- d) all permit terms or conditions of the current permit that may be affected by this change.

No application fee is required for changes under this Rule.

In the event that the proposed change does not qualify for changes as described under this rule, a permit application to modify the existing permit must be submitted, pursuant to NCAC 2Q .0304, to the appropriate Regional Supervisor, Division of Air Quality, and a revised air permit received prior to starting construction or modification of an emission source.