| Table 1(a)-1<br>Exempt Volatile Organic Compounds | |
|---|---|
| bonds only to carbon and fluorine. | |
| | t-butyl acetate |

]

[(98)](116) "Waste water separator" means any tank, box, sump, or other container in which any volatile organic compound floating on or entrained or contained in water entering such tank, box, sump, or another container is physically separated and removed from such water prior to outfall, drainage, or recovery of such water.

[(99)](117) "Watercourse" [means rivers, streams, brooks, waterways, lakes, ponds, marshes, swamps, bogs and all other bodies of water, natural or artificial, which are contained within, flow through or border upon this state or any portion thereof.] MEANS "WATERCOURSES" AS DEFINED IN SECTION 22a-38(16) OF THE CONNECTICUT GENERAL STATUTES.

**Sec. 2 The Regulations of Connecticut State Agencies are amended by adding a new Section 22a-174-2a as follows:**

**(NEW)**

**Section 22a-174-2a. Procedural requirements for new source review and Title V permitting**

**(a) Signatory Responsibilities**

(1) Any document, such as a permit application, report or certification, submitted to the commissioner shall be signed by any of the following individuals, as authorized in accordance with subdivision (2) of this subsection, if applicable:

(A) For an individual or sole proprietorship: by the individual or proprietor, respectively;

(B) For a corporation: by any officer, employee, or representative of a corporation;

(C) For a partnership: by a general partner;

(D) For a municipality: by the person authorized by charter or resolution of the board of selectmen or town council or other governing body;

(E) For a federal entity: by the principal executive officer, statutorily authorized official, or by a federal employee or any other representative who has received legal delegation of authority. For the purpose of this subsection, a principal executive officer of a federal agency or department includes the chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency or department; or

(F) For a state entity: by the statutorily authorized official or by a state employee or any other representative who has received legal delegation of authority.

(2) An officer, employee, or representative of a corporation, an employee or representative of a municipality, state or federal entity, or any other government or quasi-public entity shall be authorized as follows:

(A) For a corporation:

(i) authorization is made in writing by certified resolution of the board of directors on forms prescribed by the commissioner,

(ii) the authorization specifies an individual having responsibility for the overall operation of the regulated stationary source or premises, such as the plant manager, operator, superintendent, or an individual having overall responsibility for environmental matters for the company, and

(iii) the written authorization is submitted to the commissioner prior to submitting, or together with, any documents or other information to be signed by the authorized representative;

(B) For a municipality: a certified copy of a governing body resolution and an incumbency statement is submitted to the commissioner prior to submitting or together with any documents or other information to be signed by the authorized representative;

(C) For a state or federal entity: if the authorized representative is not statutorily authorized to submit the documents, then a certified copy of the delegation of authority is submitted to the commissioner prior to submitting or together with any documents or other information to be signed by the authorized representative; or

(D) For any other governmental or quasi-public entity: a copy of the documentation sufficient to satisfy the commissioner that the signatory is legally authorized to sign any document submitted to the commissioner is submitted to the commissioner prior to submitting or together with any documents or other information to be signed by the authorized representative;

(3) An application shall be considered insufficient by the commissioner unless the applicant provides all required signatures and supporting documentation.

(4) If a different individual is assigned or has assumed the signatory responsibilities, a new authorization satisfying the requirements of this subsection shall be submitted to the commissioner prior to or together with the submission of any documents or other information signed by the authorized representative.

(5) Notwithstanding the requirements of section 22a-3a-5(a)(2) of the Regulations of Connecticut State Agencies, where a permit application, permit or other documentation requires a certification, the appropriate individual as specified in this subsection, and the individual or individuals responsible for actually preparing any document to which the certification applies, shall examine and be familiar with the information submitted in the document and all attachments thereto, and shall make inquiry of those individuals responsible for obtaining the information to determine that the information is true, accurate, and complete, and each shall certify in writing as follows:

"I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and I certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief. I understand that any false statement

made in the submitted information may be punishable as a criminal offense under section 22a-175 of the Connecticut General Statutes, under section 53a-157b of the Connecticut General Statutes, and in accordance with any applicable statute."

(6) Notwithstanding subdivisions (1)(B) or (2)(A)(ii) of this subsection an individual having overall responsibility for environmental matters for a Title V source shall not sign Title V permit applications or Title V associated certifications unless such individual has responsibility for the overall operation of the Title V source.

**(b) Public Notice**

(1) When proposing to issue a general permit, the commissioner shall comply with the requirements for notice and opportunity for public comment pursuant to section 22a-174(l)(2) of the Connecticut General Statutes.

(2) With respect to public notice of any application for a permit, other than a general permit, the applicant shall comply with the requirements of section 22a-6g of the Connecticut General Statutes and the following:

(A) The commissioner may require the applicant to publish notice of the application in media that serves the needs of communities and representatives not served by traditional media in addition to a newspaper with substantial circulation in the area in which the source intends to operate, and the commissioner may require the notice to be published in languages other than English; and

(B) In the event the commissioner requires compliance with subparagraph (A) of this subdivision, the applicant shall submit to the commissioner a certified copy of such notice as it appeared in such other media no later than twenty (20) days after the date such notice was published.

(3) With respect to notice of tentative determination for any application for a permit, other than a general permit, the applicant shall comply with the requirements of section 22a-6h of the Connecticut General Statutes. In addition to the requirements of section 22a-6h of the Connecticut General Statutes, such notice shall include the following statement, unless such notice is for a minor permit modification pursuant to subsection (e) of this section, that:

"Interested persons have thirty (30) days from publication of such notice to submit comments in writing to the Department of Environmental Protection, Bureau or Air Management or request a public hearing concerning the commissioner's tentative determination to approve or deny the permit application, in accordance with the section 22a-3a-5(b) of the Regulations of Connecticut State Agencies and section 22a-174-2a(c) of the Regulations of Connecticut State Agencies."

(4) For any application for a permit or modification thereto, the commissioner may require the applicant to comply with section 22a-61 of the Connecticut General Statutes.

(5) For any permit application pursuant to section 22a-174-33 of the Regulations of Connecticut State Agencies, the commissioner shall forward a copy of the notice of tentative determination, published in accordance with subdivision (3) of this subsection, to:

(A) The individuals who request such notice;

(B) The chief elected official of the municipality where the stationary source is or is proposed to be located;

(C) The chief executive officer of the municipality where the source is or is proposed to be located;

(D) The appropriate Connecticut regional planning agency;

(E) Any federally recognized Indian governing body whose lands may be affected by emissions from the subject stationary source. In addition to the notice, a copy of the proposed Title V permit shall be submitted to such federally recognized Indian governing body;

(F) The director of the air pollution control program in any affected state. In addition to the notice, a copy of the proposed Title V permit shall be submitted to such director; and

(G) The regional Administrator of the United States Environmental Protection Agency. In addition to the notice, a copy of the proposed Title V permit shall be submitted to the regional Administrator.

(6) For any permit application pursuant to section 22a-174-3a of the Regulations of Connecticut State Agencies for a new major stationary source or a major modification at a major stationary source, the commissioner shall forward a copy of the notice of tentative determination, published in accordance with subdivision (3) of this subsection, to those individuals or entities identified in subparagraphs (A), (B), (C), (E) and (G), of subdivision (5) of this subsection.

(7) For any permit application pursuant to section 22a-174-3a of the Regulations of Connecticut State Agencies other than an application for a new major stationary source or a major modification at a major stationary source, the commissioner shall forward a copy of the notice of tentative determination, published in accordance with 40 CFR 51.161, as amended from time to time, to those individuals or entities identified in subparagraphs (A), (B), (C), and (G) of subdivision (5) of this subsection.

(8) For any permit application pursuant to section 22a-174-3a(l) of the Regulations of Connecticut State Agencies, the commissioner shall comply with the public notice requirements set forth in section 22a-174-3a(l)(7) of the Regulations of Connecticut State Agencies.

(9) For any permit application pursuant to section 22a-174-33 of the Regulations of Connecticut State Agencies, the commissioner shall comply with the requirements set forth in section 22a-174-33(n) of the Regulations of Connecticut State Agencies.

**(c) Public Comments and Hearings**

(1) Written comments may be filed by any person within thirty (30) days following the publication of a notice of a tentative determination pursuant to subsection (b)(3) of this section. The commissioner shall maintain a record of all comments made on the subject application. Any comments concerning the issuance of a Title V permit may be accompanied by a request for a public informational hearing, an adjudicatory hearing, or both. Notwithstanding the provisions of section 22a-3a-6 of the Regulations of Connecticut State Agencies, any comments concerning the issuance of a permit pursuant to section 22a-174-3a of the Regulations of Connecticut State Agencies may be accompanied by a request for a public informational hearing.

(2) If the commissioner does not accept the recommendations of any director of the air pollution control program in any affected state or federally recognized Indian governing body with respect to any Title V permit issued pursuant to section 22a-174-33 of the Regulations of Connecticut State Agencies, the commissioner shall inform such

director or federally recognized Indian governing body and the Administrator of the reasons therefore in accordance with the provisions of 40 CFR 70.8(b), as amended from time to time.

(3) **Public adjudicative hearings** shall be held as provided in section 22a-174(l)(2) of the Connecticut General Statutes, and in accordance with section 22a-3a-6 of the Regulations of Connecticut State Agencies.

(4) If a public adjudicative hearing is held, the commissioner shall publish a notice of such hearing in a newspaper of general circulation in the affected area at least thirty (30) days prior to such hearing.

(5) Following the close of the public adjudicative hearing, the final decision maker shall make a decision. Such decision shall be based on the record of such hearing to approve, deny or conditionally approve the issuance of the permit sought.

(6) **Non-Adjudicative Public Informational Hearings**. Following receipt of a written material request and prior to the issuance of a subject permit, or order pursuant to section 22a-174-33(d) of Regulations of Connecticut State Agencies, the commissioner shall hold a non-adjudicative public informational hearing on:

(A) An application pursuant to section 22a-174-3a of the Regulations of Connecticut State Agencies;

(B) An application pursuant to section 22a-174-33 of the Regulations of Connecticut State Agencies;

(C) An order pursuant to section 22a-174-33(d) of the Regulations of Connecticut State Agencies; and

(D) Following the commissioner's receipt of a written request for a public hearing, the commissioner shall hold such hearing if the permit application is for a new major stationary source or a major modification at a major stationary source, or for any stationary source where the stack height exceeds good engineering practice.

(7) **Reserved.**

(8) Any notice of hearing pursuant to this subsection shall:

(A) Be published at the applicant's expense in a newspaper of general circulation in the affected area at least thirty (30) days prior to such hearing;

(B) Provide the name of the applicant; the location of the proposed activity; the application number; the type of permit being sought; name, address and phone number for a contact person at the Department;

(C) Provide the name, address and number for the Department's Americans with Disabilities Act coordinator;

(D) Provide the date, time and location of the public hearing; and

(E) Be published in other media and in languages other than English as required by the commissioner.

(9) The commissioner may consider more than one permit application, or order pursuant to section 22a-174-33(d) of Regulations of Connecticut State Agencies, at any hearing pursuant to subdivision (6) of this subsection, provided the notice requirements of subdivision (8) of this subsection have been satisfied. The commissioner shall consider all written comments submitted within the public comment

period in the notice including all comments received at the public hearing when making a final decision on the application.

**(d) New Source Review and Title V Non-Minor Permit Modification**

(1) General. Prior to making the change that is the subject of the non-minor permit modification application the owner or operator shall apply for and obtain a non-minor permit modification pursuant to this subsection.

(2) Exemptions. A permittee may conduct an activity described in section 22a-174-3a(a)(2) of the Regulations of Connecticut State Agencies without applying for and obtaining a new source review non-minor permit modification under this subsection.

(3) Except as provided in subdivision (2) of this subsection, the permittee of any stationary source or emission unit permitted pursuant to section 22a-174-3a or former section 22a-174-3 of the Regulations of Connecticut State Agencies shall apply for and obtain a new source review non-minor permit modification for any stationary source, emission unit, or modification identified in section 22a-174-3a(a)(1) of the Regulations of Connecticut State Agencies.

(4) Notwithstanding the exemptions in subdivision (2) of this subsection, the permittee of any Title V source shall apply for and obtain a Title V non-minor permit modification for any one or more of the following:

(A) To incorporate the requirements of any new source review permit issued to the permittee pursuant to former section 22a-174-3(k) or (*l*) of the Regulations of Connecticut State Agencies or section 22a-174-3a(k) or (*l*) of the Regulations of Connecticut State Agencies;

(B) To change a Title V permit term or condition which had prevented a Title V source from being subject to an otherwise applicable requirement;

(C) To relax the form or type of or any reduction in the frequency of any monitoring, reporting or record keeping required by the Title V permit; or

(D) To incorporate a change to an applicable requirement not otherwise subject to subsections (e) or (f) of this section or not otherwise allowed as an off-permit change pursuant to 40 CFR 70.4(b)(14), as amended from time to time, or as operational flexibility pursuant to 40 CFR 70.4(b)(12), as amended from time to time.

(5) The procedural requirements for all non-minor permit modifications pursuant to subdivisions (3) and (4) of this subsection are as follows:

(A) An application for a non-minor permit modification shall be made on forms prescribed by the commissioner. Such application shall include a description of any proposed changes, a proposed permit, any proposed monitoring procedures, any changes in potential emissions resulting from the proposed changes, and an identification of all regulatory, statutory, or otherwise applicable requirements that would become applicable as a result of such changes;

(B) The permittee shall not deviate from the terms and conditions of the existing permit until and unless the commissioner has modified that permit; and

(C) A non-minor permit modification pursuant to this subsection, shall only be granted, granted with conditions, or denied

following public notice and opportunity for public comment and public hearing, in accordance with the procedures set forth in subsections (b) and (c) of this section.

(6) In addition to the procedural requirements provided in subdivision (5) of this subsection, an application for a new source review non-minor permit modification pursuant to subdivision (3) of this subsection shall meet the requirements set forth in section 22a-174-3a(c) and 22a-3a-5 of the Regulations of Connecticut State Agencies.

(7) In addition to the procedural requirements provided in subdivision (5) of this subsection, an application for a Title V non-minor permit modification pursuant to subdivision (4) of this subsection shall meet the requirements set forth in section 22a-174-33(g) and 22a-3a-5 of the Regulations of Connecticut State Agencies and shall:

(A) Meet the requirements of 40 CFR 70.5(c), as amended from time to time;

(B) Meet the requirements of 40 CFR 70.7(a)(1), (4), (5) and (6) as amended from time to time;

(C) Where applicable, meet the requirements of 40 CFR 72 to 78, inclusive, as amended from time to time; and

(D) Only be granted or denied following opportunity for a public informational hearing described in subsection (c)(6) of this section, as may be applicable.

(8) With respect to an application for a Title V non-minor permit modification pursuant to subdivision (4) of this subsection, the commissioner shall:

(A) Take final action on a Title V non-minor permit modification within twelve (12) months from receipt of a complete application. In the event that this deadline is exceeded no application for a Title V non-minor permit modification shall automatically be deemed sufficient or approved; and

(B) Submit the modified Title V permit to the Administrator.

(9) If, pursuant to section 22a-174-3a(f) of the Regulations of Connecticut State Agencies, the commissioner modifies a new source review permit issued pursuant to section 22a-174-3a or former section 22a-174-3 of the Regulations of Connecticut State Agencies, the following procedures shall apply:

(A) The permittee shall not deviate from the terms and conditions of the existing permit until and unless the commissioner has modified that permit; and

(B) A non-minor permit modification pursuant to this subsection, shall only be granted, granted with conditions, or denied following public notice and opportunity for public comment and public hearing, in accordance with the procedures set forth in subsections (b) and (c) of this section.

**(e) New Source Review and Title V Minor Permit Modification**

(1) The permittee of any source that is subject to a new source review permit issued by the commissioner pursuant to section 22a-174-3a(a)(1)(D) or (E) or former section 22a-174-3 of the Regulations of Connecticut State Agencies shall apply for a new source review minor permit modification to incorporate any modification of an emission unit with any increase in potential emissions, above allowable emissions, of less than fifteen (15) tons per year of any individual

air pollutant, unless such modification is subject to the provisions of section 22a-174-3a(a)(1)(A), (B), (C) or (F) of the Regulations of Connecticut State Agencies.

(2) The permittee of any Title V source shall apply for a Title V minor permit modification to incorporate:

(A) Any modification not covered by permit revisions in subsection (f)(2)(A) to (F), inclusive, of this section; and

(B) Any modification allowed pursuant to the Title V minor permit modification criteria pursuant to 40 CFR 70.7 (e)(2)(i)(A)(1) to (6), inclusive, as amended from time to time.

(3) The procedural requirements for all new source review and Title V minor permit modifications, except as otherwise provided in subdivisions (4) and (5) of this subsection, are as follows:

(A) An application for a minor permit modification shall be made on forms prescribed by the commissioner and signed in accordance with subsection (a) of this section;

(B) An application for a minor permit modification shall include the following:

(i) a description of the proposed modification, a proposed modified permit, any proposed monitoring procedures, any increase in potential emissions resulting from the proposed modification, and an identification of all regulatory, statutory, or otherwise applicable requirements that would become applicable as a result of such modification, and

(ii) a statement, certified in accordance with subsection (a)(5) of this section, that the proposed minor permit modification meets all regulatory, statutory, or applicable requirements identified in the subject application pursuant;

(C) Subject to limitations specified in subdivision (5)(F) of this subsection, a permittee may implement the modifications proposed in the minor permit modification application no less than twenty-one (21) days after filing a complete application with the commissioner. The permittee shall comply with the terms and conditions of the proposed modified permit and the terms and conditions of the existing permit that are not being modified, until the commissioner issues or denies the proposed modified permit.

(D) The commissioner shall process any minor permit modification, subject to subdivision (1) of this subsection, at a Title V source in accordance with both the Title V and new source review minor modifications provisions in subdivisions (3) to (5), inclusive of this subsection unless otherwise allowed pursuant to subdivision (r)(2) of section 22a-174-33 of the Regulations of Connecticut State Agencies.

(4) With respect to an application for a new source review minor permit modification, under subdivision (1) of this subsection, to a permit issued pursuant to section 22a-174-3a or former section 22a-174-3 of the Regulations of Connecticut State Agencies, the existing permit terms and conditions of the permit sought to be modified remain in full force and effect if the modification that is the subject of the application is determined by the commissioner to require a non-minor permit modification.

(A) Correcting a clerical error;

(B) Revising the address or phone number of any person identified in such permit, or making another revision reflecting a similarly minor administrative change at or concerning the subject source;

(C) Revising the name of the authorized representative of the permittee, provided that a request to change such authorized representative shall be accompanied by written authorization in accordance with subsection (a)(2)(A) to (D), inclusive, of this section;

(D) Requiring more frequent or additional monitoring, record keeping or reporting;

(E) Reflecting a transfer in ownership or operational control of the subject source, in accordance with subsection (g) of this section, provided that:

(i) no other modification of the subject permit is required as a result of such transfer,

(ii) if the subject permit contains a provision for changing ownership or operational control of the subject source, the provision stated in the permit shall be followed provided that such provision is consistent with section 22a-6o of the Connecticut General Statutes, and

(iii) any transfer of the permit required by section 22a-6o of the Connecticut General Statutes has been granted by the commissioner;

(F) Implementing an administrative Title V permit amendment set forth in 40 CFR 70.7(d)(1)(v), as amended from time to time; or

(G) Implementing a fuel conversion described in section 22a-174-3a(a)(2)(A)(iv) or (v) of the Regulations of Connecticut State Agencies.

(3) Notwithstanding the requirements of subsections (b) and (c) of this section, the commissioner may revise a permit under this subsection without published notice, public comment, or hearing.

(4) Except as provided in subdivision (2) of this subsection, upon submitting to the commissioner a written request for a permit revision under this subsection, a permittee may make changes as set forth in such request.

(5) With respect to a request to revise a Title V permit the commissioner shall comply with the applicable provisions of 40 CFR 70.7 (d)(2) and (3), as amended from time to time

(6) The commissioner shall not grant the permit shield provided by section 22a-174-33(k) of the Regulations of Connecticut State Agencies for permit revisions made under this subsection.

**(g) Permit Transfer**

(1) No person shall act or purport to act under the authority of a permit issued to another person unless such permit has been transferred in accordance with section 22a-6o of the Connecticut General Statutes.

(2) If the permit transferred is a Title V permit, such transfer shall comply with 40 CFR 70.7(d)(1)(iv), as amended from time to time, and proceed under subsection (f)(2)(E) of this section.

(5) The following requirements shall apply to an application for a Title V minor permit modification under subdivision (2) of this subsection:

(A) The application shall meet the requirements of 40 CFR 70.5(c), as amended from time to time, and shall be governed by 40 CFR 72 to 78, inclusive, as amended from time to time;

(B) The application shall include completed forms for the commissioner to use to notify the Administrator, affected states and federally recognized Indian governing bodies of the proposed Title V minor permit modification;

(C) The commissioner shall notify the Administrator, affected states and the federally recognized Indian governing bodies within five (5) business days of receiving an application for a Title V minor permit modification;

(D) The commissioner shall comply with the timetable for issuance set forth in 40 CFR 70.7(e)(2)(iv), as amended from time to time;

(E) The commissioner shall not grant the permit shield provided by section 22a-174-33(k) of the Regulations of Connecticut State Agencies for Title V minor permit modifications made under this subsection;

(F) The permittee shall comply with the existing permit terms and conditions of the Title V permit if:

(i) the permittee fails to comply with the proposed permit terms and conditions during the pendency of an application for a Title V minor permit modification,

(ii) such application is subject to the provisions of subsection (d) of this section and the owner or operator has already implemented or began implementing the proposed modifications,

(iii) the commissioner denies the proposed Title V modified permit,

(iv) the commissioner has made a determination pursuant to 40 CFR 70.7(e)(2)(iv)(C), as amended from time to time, or

(v) the commissioner determines that the proposed modification would make the source subject to section 22a-174-3a of the Regulations of Connecticut State Agencies; and

(6) Notwithstanding the requirements of subsections (b) and (c) of this subsection, the commissioner may modify a Title V permit or new source review permit under this subsection without published notice, public comment, or hearing.

**(f) Permit Revisions**

(1) Exemptions. The owner or operator of a stationary source may perform the activities described in sections 22a-174-3a(a)(2)(A)(i) to (iii) and 22a-174-3a(a)(2)(B) to (C) of the Regulations of Connecticut State Agencies unless otherwise restricted by any provision of such permit or an order of the commissioner.

(2) The permittee of any stationary source for which the commissioner has issued a permit pursuant to 22a-174-33, section 22a-174-3a, or former section 22a-174-3 of the Regulations of Connecticut State Agencies shall apply for and obtain a permit revision, for the purposes of:

**(h) Permit Revocation**

(1) The commissioner may revoke any permit on his own initiative or at the request of the permittee in accordance with sections 4-182(c) and 22a-174c of the Connecticut General Statutes, section 22a-3a-5(d) of the Regulations of Connecticut State Agencies, and any other applicable law. Any such request shall be in writing and contain facts and reasons supporting the request.

(2) A permittee requesting the revocation of the permittee's Title V permit shall also state the requested date of revocation and provide evidence satisfactory to the commissioner that the subject source is no longer a Title V source.

(3) The Administrator, pursuant to the Act, is authorized to revoke or revoke and reissue a Title V permit if the Administrator has determined that the commissioner failed to act in a timely manner on a permit renewal application.

**(i) Permit Renewal**

(1) In addition to the requirements of section 22a-3a-5(c) of the Regulations of Connecticut State Agencies, except as provided in subdivision (2) of this subsection, the permittee shall apply for a permit renewal, if the subject permit contains an expiration date, at least one hundred twenty (120) days prior to the permit expiration date. Such application shall be made on forms prescribed by the commissioner, and shall include a description of any proposed modifications, proposed permit language, any proposed monitoring procedures, any increases or decreases in potential emissions resulting from any proposed modifications, and an identification of all regulatory, statutory, or otherwise applicable requirements that would become applicable as a result of such proposed modifications.

(2) The owner or operator of a Title V source shall apply for a renewal of a Title V permit no later than twelve (12) months prior to the expiration date of such permit.

(3) Notwithstanding subdivision (1) of this subsection, permits to operate issued after June 1, 1972 and before April 2, 1986 need not be renewed even when there is a expiration date on the permit.

**Sec. 3 The Regulations of Connecticut State Agencies are amended by adding a new section 22a-174-3a as follows:**

**(NEW)**

**Sec. 22a-174-3a. Permit to Construct and Operate Stationary Sources**

**(a) Applicability and Exemptions**

(1) Applicability. Prior to beginning actual construction of any stationary source or modification not otherwise exempted in accordance with subdivision (2)(A) to (C) of this subsection, the owner or operator shall apply for and obtain a permit to construct and operate under this section for any:

(A) New major stationary source;

(B) Major modification;

(C) New or reconstructed major source of hazardous air pollutants subject to the provisions of subsection (m) of this section;

# CERTIFICATION

R-39 REV. 1/77

Be it known that the foregoing:



☒ Regulations ☐ Emergency Regulations

Are:

☒ Adopted ☒ Amended as hereinabove stated ☒ Repealed

By the aforesaid agency pursuant to:

☒ Section 22a-6 and 22a-174 of the General Statutes.

☐ Section_____of the General Statutes, as amended by Public Act No._____of the___Public Acts.

☐ Public Act No._____of the Public Acts.

After publication in the Connecticut Law Journal on July 17 20 01, of the notice of the proposal to:

☒ Adopt ☒ Amend ☒ Repeal such regulations

*(If applicable):* ☒ And the holding of a public hearing on 5th day of September 20 01

WHEREFORE, the foregoing regulations are hereby:

☒ Adopted ☒ Amended as hereinabove stated ☒ Repealed

Effective:

☐ When filed with the Secretary of State.
(OR)

☒ The 15th day of March 20 02.

| In Witness Whereof: | DATE 11-21-01 | SIGNED *(Head of Board, Agency or Commission)* | OFFICIAL TITLE, DULY AUTHORIZED Commissioner |
|---|---|---|---|
| Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, C.G.S.: | | SIGNED | OFFICIAL TITLE, DULY AUTHORIZED Assoc. Att/Gen 11/30/01 |

☒ Approved ✓

☐ Disapproved

☐ Disapproved in part, *(Indicate Section Numbers disapproved only)*

☐ Rejected without prejudice.

| By the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes. | DATE 12/18/01 | SIGNED *(Clerk of the Legislative Regulation Review Committe* |
|---|---|---|

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Section 4-172, as amended, of the General Statutes.

| DATE December 27, 2001 | SIGNED *(Secretary of the State)* Susan Bysiewicz | BY Peter J. Bontime |
|---|---|---|

## INSTRUCTIONS

1. One copy of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Attorney General for determination of legal sufficiency. Section 4-169 of the General Statutes

2. Seventeen copies of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the standing Legislative Regulation Review Committee for its approval. Section 4-170 of the General Statutes.

3. Each regulation must be in the form intended for publication and must include the appropriate regulation section number and section heading. Section 4-172 of the General Statutes.

4. Indicate by "(NEW)" in heading if new regulation. Amended regulations must contain new language in capital letters and deleted language in brackets. Section 4-170 of the General Statutes.

RECEIVED

DEC 27 2001

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**Office of Secretary of the State**
State of Connecticut
30 Trinity Street, P.O. Box 150470, Hartford, CT 06115-0470

*Susan Bysiewicz*
*Secretary of the State*
*Maria M Greenslade*
*Deputy Secretary of the State*

RECEIVED
JAN 9 2002
Dept. of Environmental Protection
Office of the Commissioner

January 2, 2002

DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF AIR MANAGEMENT
OFFICE OF BUREAU CHIEF

JAN 1 0 2002

RECEIVED

Hon. Arthur Rocque, Jr., Commissioner
Dept. of Environmental Protection
79 Elm Street
Hartford, CT 06105

Dear Commissioner Rocque:

This is to acknowledge receipt of two certified copies of the following regulation issued by your department concerning:

Abatement of Air Pollution.

Said regulation was received and filed in this office on December 27, 2001. The effective date of this regulation is December 27, 2001.

Very truly yours,

Peter J. Bartucca
Manager, Records and Legislative Services

PJB:lm
File

RECEIVED
JAN 9 2002