

ATTACHMENT E

(Adopted December 2, 2005)

PROPOSED RULE 1316. FEDERAL MAJOR MODIFICATIONS

(a) Definitions

- (1) Federal Major Modification means a Major Modification as defined in 40 CFR Section 51.165 (July 1, 2005 edition), *excluding provisions that pertain to Clean Units, Pollution Control Projects and the Equipment Replacement Provision, including but not limited to subdivisions 51.165(c), 51.165(d), 51.165(e) and 51.165(h).*
- (2) All terms used in the definition of Major Modification shall be as defined in 40 CFR 51.165 (a)(1), except that:
 - (A) the term “reviewing authority” as used in that Section shall mean the South Coast Air Quality Management District (SCAQMD),
 - (B) the term “major stationary source” as used in that Section means a stationary source which emits, or has the potential to emit, the amounts as specified in Rule 1302(s), and
 - (C) the term “significant” as used in that Section means a rate of emissions that would equal or exceed the rates specified in Rule 1302(r).
- (3) All terms used in 40 CFR 51.165 (f) shall be as defined in 40 CFR 51.165 (a)(1), as it exists on December 2, 2005, except that the term “reviewing authority” as used in that Section shall mean the South Coast Air Quality Management District (SCAQMD).

(b) Federal Major Modification Exemptions

- (1) If the permit applicant demonstrates that a proposed modification to an existing stationary source would not constitute a Federal Major Modification, the application for permit to construct such modification shall not be subject to the following requirements:
 - (A) Rule 1303(b)(5)(A), and
 - (B) Rule 1303(b)(5)(B).

(c) Plantwide Applicability Limit (PAL)

The operator of a major stationary source may apply to the Executive Officer for approval of a plan to use a Plantwide Applicability Limit (PAL). The PAL plan

shall be subject to the provisions of Rule 306 – Plan Fees. The Executive Officer shall approve use of a PAL if the source operator demonstrates that the PAL will conform with all provisions applicable to PALs specified in 40 CFR Section 51.165 (f)(1)-(15). Facilities with approved PALs are not subject to Rule 1303(b)(5)(A) and (b)(5)(B) for the pollutant for which the PAL is approved, for transactions allowable under the PAL.