

NJ DEP/Division of Air Quality

PRECONSTRUCTION REVIEW FOR TITLE V FACILITIES

Background

1. In New Jersey, Air permitting for major facilities is achieved through a combined program (Preconstruction Review and Title V Process)
2. Meant to reduce permitting burden on major facilities
3. Most states use “separate-programs” approach

Preconstruction Review

1. Conducted Consistent with N.J.A.C. 7:27-8.
2. In State Implementation Plan (SIP)
3. No EPA review. Public Review possible

Title V Process

1. Consistent with N.J.A.C. 7:27-22 & 40 CFR 70 of the CAA
2. Sufficient Monitoring/Recordkeeping/Reporting to ensure Compliance
3. EPA & Other States Review, and, usually, Public Review as well

EPA Audit of NJ Title V Program

1. Every four years - Last one in 2016.
2. Required Rule Revision to clarify preconstruction review at major facilities
3. Review conducted consistent with N.J.A.C. 7:27-8 – Clarification at NJAC 7:27-22.33(e)
4. Rule Amendment Adopted October 10, 2017

Next Steps

1. N.J.A.C. 7:27-22 will be revised to correct inconsistencies on Applicability, SOTA, Emissions thresholds and more. No intent to relax any requirements.
2. Operating Permit Modification Applications
Permit application needs to identify all air contaminants required to be reported as indicated in NJAC 7:27-8.4(k).
3. Operating Permit Renewal Applications,
For operating permits expiring on February 12, 2021, or later, permit application needs to identify all air contaminants required to be reported as indicated in NJAC 7:27-8.4(k).