



New
Jersey
Department of
Environmental
Protection

ENFORCEMENT ADVISORY

Compliance Alert

Making You Aware of Anticipated Enforcement Activities

Compliance and Enforcement

Issued: September 2003

#2003-11

Air Compliance & Enforcement to Issue Air Violations for Inaccurate Title V Certifications

Who is affected by this initiative?

All major facilities with air emissions that are currently regulated under an approved Operating Permit issued by the New Jersey Department of Environmental Protection (DEP).

Why is DEP Enforcement issuing violations for inaccurate Title V Annual Certifications?

All major facilities regulated under an approved Operating Permit are required to submit to the DEP and to the federal Environmental Protection Agency (EPA) an annual certification that accurately represents the operating conditions of the facility for the year.

According to the EPA, major facilities CANNOT check the “in-compliance” box when submitting their Annual Compliance Certifications if the facility has had any violations during the year, even if the violations were resolved.

Major facilities must comply with this EPA procedure or their Title V certification will be considered inaccurate. As of July 1, 2003, the DEP’s Air Compliance & Enforcement Program began issuing Administrative Orders and Notice of Civil Administrative Penalty Assessments for filing an inaccurate Title V certification.

What should I do?

1. Review your Operating Permit for any violations that DEP may have cited during year.
2. If the DEP has taken action during the year and the violation has been corrected, check box #3 (Pursuant to N.J.A.C. 7:27-22.19(f)liii) on the annual certification form located in the back of your operating permit.

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Whom should I contact with questions?

Bureau of Operating Permits (609) 633-8248

Air Compliance and Enforcement-Northern Field Office (973) 299-7700
(Bergen, Essex, Hudson, Hunterdon, Morris, Passaic, Somerset, Sussex, and Warren Counties)

Air Compliance and Enforcement-Metropolitan Field Office (973) 669-3935
(Bergen, Essex and Hudson Counties)

Air Compliance and Enforcement-Central Field Office (609) 584-4100
(Mercer, Middlesex, Monmouth, Ocean, and Union Counties)

Air Compliance and Enforcement-Southern Field Office (856) 614-3601
(Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, and Salem Counties)

Where can I get more information?

The following web sites provide additional information:

Air Quality Permitting Program <http://www.nj.gov/dep/aqpp/>

Compliance & Enforcement <http://www.nj.gov/dep/enforcement/>

Air Regulations <http://www.state.nj.us/dep/aqm/>

Please note this advisory is intended to be a summary explanation of a department initiative. It does not include all potentially applicable requirements. If you have any questions related to compliance with this initiative, please contact the Enforcement number listed above.