

Texas Commission on Environmental Quality

INTEROFFICE MEMORANDUM

To: Air Permits Division Staff

Date: July 15, 2005

From: Richard A. Hyde, P.E., Director
Air Permits Division

Subject: Compliance Assurance Monitoring (CAM) Incorporation into New Source Review (NSR) Permits

The purpose of this memorandum is to address CAM incorporation into NSR permits for all permits issued after February 1, 2005. Any deviation from the guidance in this memorandum must be approved by a manager.

CAM requirements will no longer be put in the Title V permits for NSR permit limitations that meet the applicability requirements of CAM [Title 40 Code of Federal Regulations (CFR) § 64.2]. Instead, the CAM requirements will be put directly in the NSR permits to address emissions limitations contained in the maximum allowable emission rate table, and any special provision that meets the requirements of 40 CFR § 64.2. CAM will be incorporated into NSR permits for the following project types:

- New construction: Incorporate CAM, as applicable, into all new NSR permits (Not PBRs or Standard Permits).
- NSR renewals: Incorporate CAM, as applicable, for all emission units during NSR permit renewal [Authority - Health and Safety Code (TCAA) § 382.055(e)].
- NSR amendments: Incorporate CAM, as applicable, for emission units being updated/amended. No additional review will be done for the remaining emission units that are part of the permit but not part of the amendment.

In addition, if during a Title V permit review staff determines that CAM is required based on comments regarding CAM applicability to an NSR permit limit from EPA, the applicant, or the public during the public comment period, CAM will be incorporated into an NSR permit alteration instead of the Title V permit. The Title V permit reviewer will ask the applicant to incorporate CAM into the NSR permit via an NSR permit alteration and send a deficiency letter to the applicant as needed. The NSR permit alteration must be completed before the Title V permit can be issued.

This process is not intended to impede the issuance of permit actions nearing final issuance. Staff should consult with management to determine the appropriateness of incorporating CAM into these permits.