

# Texas Commission on Environmental Quality

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## INTEROFFICE MEMORANDUM

**To:** All Air Permits Division Staff **Date:** May 18, 2005  
**Thru:** Dan Eden, Deputy Director  
Office of Permitting, Remediation and Registration  
**From:** Richard A. Hyde, P.E., Director  
Air Permits Division  
Office of Permitting, Remediation and Registration  
**Subject:** Voiding Permits and Claiming Permits by Rule or Standard Permits

**Introduction:** Current air quality statutes and rules allow facilities to obtain any authorization for which they qualify. In some cases, facilities obtained a permit, but subsequently determine that they will meet the conditions of a historical standard exemption, or current permit by rule or standard permit (PBR/SP). This memo describes when permits may be voided and authorization changed to a PBR/SP.

**Action:** If all facilities which are related to a production line or operation meet the conditions of a PBR/SP, the permit may be voided. When the PBR/SP requires registration, this action must be completed prior to the permit being voided.

In no case can a facility which is part of, or related to, a particular process be claimed under PBR/SP and deleted from a permit unless the entire process and related facilities can meet PBR/SP.

This memorandum supercedes all previous memos on subject and is effective immediately.