

22.101(455B) Applicability of Title V operating permit requirements.

22.101(1) Except as provided in rule 22.102(455B), any person who owns or operates any of the following sources shall obtain a Title V operating permit and shall submit fees as required in 567-Chapter 30.

a. Any affected source subject to the provisions of Title IV of the Act;

b. Any major source;

c. Any source subject to a standard or other requirement under 567-subrule 23.1(2) (standards of performance for new stationary sources), 567-subrule 23.1(5) (emission guidelines), unless the source is specifically exempted, or Section 111 of the Act; or 567-subrule 23.1(3) (emissions standards for hazardous air pollutants), 567-subrule 23.1(4) (emission standards for hazardous air pollutants for source categories) or Section 112 of the Act. A source is not required to obtain a permit solely because it is subject to the provisions of Section 112(r) of the Act. Any source required to obtain a Title V operating permit solely because of the requirement imposed by this paragraph, and which is not a major source, is required to obtain a Title V permit only for the emissions units and related equipment causing the source to be subject to the Title V program;

d. Any solid waste incinerator unit required to obtain a Title V permit under section 129(e) of the Act;

e. Any source category designated by the administrator pursuant to 40 CFR 70.3 as amended through June 20, 1996.

22.101(2) Title V deferred stationary sources. The requirement to obtain a Title V permit is deferred for all sources listed in 22.101(1) that are not major sources, affected sources, or solid waste incineration units required to obtain a permit pursuant to Section 129(e) of the Act, unless by the final promulgation of a federal standard to which the source is subject under the provisions of 40 CFR Part 60 (as amended through July 14, 2004), 40 CFR Part 63 (as amended through January 10, 2005), or 567-subrule 23.1(5) a source is required to obtain a Title V permit. Each source receiving a deferral under the provisions of this rule shall submit a Title V permit application to the department within 12 months of the date when the requirement to obtain a Title V permit is no longer deferred for that source.

22.101(3) Election to apply for permit. Any source exempt under rule 22.102(455B) may elect to apply for a Title V permit.

567-22.101

EPA Rulemakings

CFR: 40 C.F.R. 70, Appendix A, Iowa (a)
FRM: 60 FR 45671 (9/1/95)
PRM: 60 FR 20465 (4/26/95)
State Submission: 8/17/94
State Proposal: N/A
State Final: IAC 3/16/94 (Effective 4/20/94)
APDB File: IA-36
Description: The EPA promulgated interim approval of the Title V operating permits program and approved the state's program for receiving delegation of section 112 standards. Interim approval expires October 1, 1997.

CFR: 40 C.F.R. 70, Appendix A, Iowa (a)
FRM: 60 FR 45671 (9/1/95)
PRM: 60 FR 20465 (4/26/95)
State Submission: 8/23/95
State Proposal: IAB 3/15/95 (ARC 5487A)
State Final: IAB 6/7/95 (ARC 5660A) (Effective 7/12/95)
APDB File: IA-36
Description: This revision amended subrule 22.101(1), introductory paragraph, by changing the word "paragraph" to "subrule."

CFR: 40 C.F.R. 70, Appendix A, Iowa (b)
FRM: 62 FR 37514 (7/14/97)
PRM: 62 FR 37533 (7/14/97)
State Submission: 4/3/97
State Proposal: N/A
State Final: N/A
APDB File: IA-62
Description: The EPA granted final full approval to the Title V operating permit program for the purpose of meeting the requirements of 40 C.F.R. Part 70. This fulfills the conditions of the interim approval granted on September 1, 1995, which required the state to submit a revised workload analysis describing how the operating permit program would be implemented.

CFR: 40 C.F.R. 62.3913
FRM: 63 FR 20102 (4/23/98)
PRM: 63 FR 20159 (4/23/98)
State Submission: 12/22/97
State Proposal: 6/27/97
State Final: IAB 7/16/97
APDB File: IA-63
Description: This revision adds reference to new subrule 23.1(5)(emission guidelines).

CFR: 40 C.F.R. 62.3914
FRM: 64 FR 32425 (6/17/99)
PRM: 64 FR 32464 (6/17/99)
State Submission: 2/11/99
State Proposal: 3/16/98
State Final: IAC 8/26/98
APDB File: IA-70
Description: This revision approves Iowa's section 111(d) plan for controlling emissions from existing hospital/medical/infectious waste incinerators. The plan establishes emission limits and controls for sources constructed on or before June 20, 1996.

CFR: 40 C.F.R. 70, Appendix A, Iowa (c)
FRM: 67 FR 9594 (03/04/2002)
PRM: 67 FR 9641 (03/04/2002)
State Submission: 08/07/2000
State Final: IAB 06/16/1999
APDB File: IA-79
Description: This revision pertains to the deletion of the deadline date for deferment and updates references to 40 C.F.R. parts 60 and 63.

CFR: 40 C.F.R. 70, Appendix A, Iowa (e)
FRM: 68 FR 10969 (03/07/2003)
PRM: 68 FR 11023 (03/07/2003)
State Submission: 04/25/2002
State Final: IAB 03/20/2002
APDB File: IA-87
Description: The introductory paragraph to subrule 22.101(1) discusses when Title V permits must be obtained and now references rule 22.102.

CFR: 40 C.F.R. 70, Appendix A, Iowa (h)
 FRM: 70 FR 75399 (12/20/2005)
 PRM: 70 FR 75440 (12/20/2005)
 State Submission: 07/14/2005
 State Final: IAB 06/08/2005; effective 07/13/2005
 APDB File: IA-106; No. EPA-R07-OAR-2005-IA-0006
 Description: This revision updates CFR references as related to Title V deferred stationary sources (21.101(2))."

CFR: 40 C.F.R. 70, Appendix A, Iowa (q)
 FRM: 81 FR 62387 (9/9/16); correction 82 FR 15301 (3/28/17)
 PRM: 81 FR 62426 (9/9/16)
 State Submission: 3/31/15
 State Final: ARC 2352C, IAB 1/6/16, effective 12/16/15
 APDB File: IA IA-174 eff. 11/8/16; IA-174a EPA-R07-OAR-2014-0165 effective 3/28/17
 Description: This revision amends subrule 22.101(1), introductory paragraph, as follows:
 22.101(1) Except as provided in rule 567-22.102(455B), any person who owns or operates any of the following sources shall obtain a Title V operating permit and shall submit fees as required in 567-Chapter 30.

Difference Between the State and EPA-Approved Regulation

None.