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GUIDELINES

TO: **Permitting Branch**

FROM: **Marty Gray, Permitting Branch Manager**

DATE: **June 30, 2018**

SUBJECT: **Synthetic Minors Sources and Emission Fees**

Purpose

This guideline clarifies which sources are required to pay a Title V emission fee based on synthetic minor status.

Implementation and Analysis

All Part 70 sources must pay an annual fee, based on annual emissions of all chargeable pollutants. A Part 70 source is a source that meets any of the following:

1. Source emits 100 tons per year or more of any criteria pollutant (major criteria source);
2. Source emits 70 tons per year or more of $PM_{2.5}$, NO_x, SO_2, VOC, or ammonia in a $PM_{2.5}$ serious non-attainment area.
3. Source emits 10 tons per year or more of a single hazardous air pollutant or 25 tons per year or more of any combination of hazardous air pollutants (major HAP source).
4. Source is subject to a New Source Performance Standard (NSPS source) or National Emission Standard for Hazardous Air Pollutants (NESHAP/MACT source), unless the subpart exempts the source from Title V.

A synthetic minor source, with respect to Part 70, is one that has obtained federally-enforceable conditions (typically via an Approval Order) that reduces its potential-to-emit to a level below the major source threshold. If the source is subject to a NSPS or NESHAP (including MACT) and the subpart does not exempt it from Title V, then the source is a Part 70 source and must pay an annual emission fee whether it is a synthetic minor source or not.

If the source has synthetic minor status and is not subject to a NSPS or NESHAP (including MACT), the source is no longer a Part 70 source and does not need to pay a Title V emission fee.

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This guideline shall be audited every five years by the Operating Permits section manager to determine the current status and relevance of the information.