

(r) Gasoline dispensing facilities which dispense gasoline or other petroleum products.

(s) Bulk gasoline plants which distribute gasoline or other petroleum products.

(t) A combination of emission units which consists of not more than one each of the following specific categories of sources:

1. Fuel burning equipment otherwise exempt under par. (a);
2. Equipment designed to incinerate solid wastes otherwise exempt under par. (b);
3. Storage tanks of organic compounds with a combined total tankage capacity of not more than 40,000 gallons if not more than 10,000 gallons of the storage tanks' capacity is used for storage of volatile organic compounds; and
4. Only one of the other specific category exemptions listed in pars. (c), (d) and (g) to (s).

(2) GENERAL CATEGORY OF EXEMPT SOURCES. In addition to the specific categories of exempt sources identified in sub. (1), no mandatory operation permit is required of a source if:

(a) The source will not emit sulfur dioxide, carbon monoxide or nitrogen oxides at a rate of more than 9.0 pounds per hour for each pollutant emitted, without considering emission control equipment;

(b) The source will not emit particulate matter or organic compounds at a rate of more than 5.7 pounds per hour for each pollutant emitted, without considering emission control equipment;

(bm) The source will not emit lead at a rate of more than 0.13 pounds per hour, without considering emission control equipment.

(c) The source will not emit any of the following air contaminants at a rate greater than the applicable emission rate listed:

1. Fluorides, 3.0 tons per year;
2. Hydrogen sulfide, 10 tons per year;
3. Reduced sulfur compounds, 10 tons per year;
4. Total reduced sulfur, 10 tons per year;
5. Vinyl chloride, 1.0 ton per year.

(d) The source will not emit any hazardous air contaminant listed in Table 1, 2, 3 or 4 of s. NR 445.04 in amounts greater than the emission rate listed in Table 1, 2, 3 or 4 of s. NR 445.04 for the air contaminant for the respective stack height; and

(e) The source will not emit any air contaminant not mentioned in par. (a), (b), (bm), (c) or (d) at a rate of more than 6.0 pounds per hour for each pollutant emitted, without considering emission control equipment.

History: Cr. Register, December, 1984, No. 348, eff. 1-1-85; cr. (2) (bm), r. and recr. (2) (d), am. (2) (e), Register, September, 1988, No. 393; eff. 10-1-88; am. (1) (a) (intro.), 1. to 3., (b), (g), (h), (o), (2) (a), (b), (bm), (c) 1. and 5., (d) and (e), Register, May, 1992, No. 437, eff. 6-1-92.

**NR 407.04 Applications for mandatory operation permits. (1) APPLICATION FILING DATES.** (a) The operator of an existing air contaminant source which is not exempt under s. NR 407.03 shall submit a mandatory operation permit application on application forms available from the department by the date set forth in Table 1 for the Standard Industrial Classification (SIC) number category in which the source is classified. If the source is classified in more than one SIC category the application shall be submitted by the earliest date for any SIC category, applicable to the source. The SIC category for a source is determined by reference to the Standard Industrial Classification Manual, 1987, which is incorporated by reference in ch. NR 484.

(b) Notwithstanding par. (a), the owner or operator of an existing air contaminant source who is required to submit a mandatory operating permit application for the source solely because of s. NR 407.03 (2) (d) shall submit the application to the department no later than December 1, 1989.

**(2) APPLICATION FORMS.** (a) The department shall prepare application forms for use by persons required to obtain mandatory operation permits.

(b) The application forms shall request information required for the issuance of a mandatory operation permit. The required information may include the following:

1. The name, address and telephone number of the person submitting the application and the name and address of any other owner or operator of the facility;

2. A brief description of the nature of the business conducted at the facility including the facility standard industrial classification;

3. A listing of all stationary sources associated with the facility;

4. A map showing the location and layout of the facility including all stationary sources and adjacent streets, roads and property;

5. The dates when construction and any modification of each air contaminant source commenced;

6. Manufacturer, model number and rated capacity of each air contaminant source;

7. Description and flow diagram of each process;

8. Estimated composition and amounts of process raw materials and finished products, to the extent necessary to enable the department to determine the applicable source category and the types and quantities of emissions;

9. The types, composition and amounts of fuels burned, including:

a. Heating values;

b. Sulfur content, percentage by weight;

c. Ash content, percentage by weight;

d. Charging methods; and

e. Delivery and storage facilities and procedures;

10. Operating schedule;

11. Description of any equipment used for the control of emissions with specifications or test results to verify the effectiveness of the equipment;

12. Stack height, discharge direction and exit diameter and flue gas temperature, moisture content, and flow rate; and

13. Presence of any stack exit obstructions or continuous emission monitoring equipment.

(c) If the department has existing information relating to a source's operation that is requested on the application forms, the department shall provide the information on the application forms when distributing the forms to the operator of the source.

(3) AVAILABILITY OF APPLICATION FORMS. The department shall distribute mandatory operation permit application forms to existing sources on the air source emission inventory. Sources not included on the air source emission inventory shall request the necessary application forms from the department. Notwithstanding the filing dates set forth in Table 1, an existing source which requests in writing application forms from the department at least 100 days prior to its application filing deadline, or an existing source on the air source emission inventory, shall have at least 90 days from the date of receipt of such forms to file the application. In the event an existing source is not able to submit an application within the 90 day period, the department may, for good cause shown, grant an extension of up to 30 days per extension for submission of such an application.

Note: A copy of the application forms can be obtained at no charge from the Department of Natural Resources, Bureau of Air Management, mailing address: P.O. Box 7921, Madison, WI 53707.

TABLE 1 — APPLICATION DATES FOR MANDATORY OPERATION PERMITS

Air contaminant sources which are required to obtain a mandatory operation permit shall have a permit application filed by the date set out in this table for the source category (identified by SIC code) in which the source is classified. If the source is classified in more than one SIC category, the application shall be filed by the earliest date for any applicable source category.

SOURCE CATEGORY	STANDARD INDUSTRIAL CLASSIFICATION CODE	APPLICATION FILING DATE
Petroleum refining and related industries	2900-2999	February 1, 1985
Transportation, communication, electric, gas, and sanitary services	4000-4999	March 1, 1985
Paper and allied products	2600-2699	April 5, 1985
Public administration	9000-9799	May 3, 1985
Transportation equipment	3700-3799	June 3, 1985
Lumber and wood products	2400-2499	July 5, 1985
Fabricated metal products	3400-3499	August 2, 1985
Stone, clay, glass and concrete	3200-3299	August 16, 1985
Rubber and misc. plastic products	3000-3099	September 9, 1985
Machinery, except electrical and electronic	3500-3599	September 20, 1985
Mining	1000-1499	October 4, 1985
Printing, publishing and allied industries	2700-2799	October 18, 1985
Electric and electronic machinery, equipment and supplies	3600-3699	November 1, 1985
Furniture and fixtures	2500-2599	November 1, 1985
Chemicals and allied products	2800-2899	November 1, 1985
Wholesale, retail trade	5000-5999	November 1, 1985
Leather and leather products	3100-3199	December 6, 1985
Primary metals industries	3300-3399	January 6, 1986
Instruments and misc. manufacturing	3800-3999	February 3, 1986
Agriculture, forestry, fishing	0100-0999	February 3, 1986
Construction	1500-1799	March 3, 1986
Food, tobacco, textile and apparel manufacturing	2000-2399	March 3, 1986
Finance, insurance, real estate	6000-6699	April 4, 1986
Services	7000-8999	April 4, 1986
Non-classifiable establishments	9900-9999	May 2, 1986

History: Cr. Register, December, 1984, No. 348, eff. 1-1-85; renum. (1) to be (1) (a), cr. (1) (b), Register, September, 1988, No. 393, eff. 10-1-88; am. (1) (a), renum. Table, Register, May, 1992, No. 437, eff. 6-1-92; am. (1) (a), Register, June, 1993, No. 450, eff. 7-1-93.

NR 407.05 Dates by which permits are required. Except as provided in s. 144.3925 (7), Stats., any air contaminant source which is required to have a mandatory operation permit under this chapter may not operate after July 1, 1986, without a mandatory operation permit issued by the department.

History: Cr. Register, December, 1984, No. 348, eff. 1-1-85.