

AIR QUALITY PLAN APPROVALS

Any person planning to acquire, construct, modify or reactivate any air pollution source or install any air pollution control device must obtain plan approval, unless the construction, modification, reactivation or acquisition is specifically exempt or determined by DEP through the submission of an RFD (Request for Determination of Requirement for Plan Approval) to be of minor significance. The type of approval needed is related to the proposed activity (see below).

- Processes
- Combustion Sources
- Incineration
- Bulk Gasoline Plant/Terminals/Gasoline Storage Tanks
- Hot Mix Asphalt Plants
- Printing/Surface Coating
- Degreaser
- Request for Determination of Requirement for Plan Approval Operating Permit (RFD) – Used to receive exemption from plan approvals for sources not listed in Plan Approval and Operating Permit Exemptions list.
- Mineral and Coal Processing Plant

The Air Quality Program now offers two versions of Money-Back Guarantee (MBG) timeframes, the original program that has been in effect for years and now an expedited timeframe for issuance of plan approvals. In order to qualify for the expedited MBG Program the plan approval applicants must meet with the Department for a pre-application conference before submission of the application. The applicant must also meet shortened timeframes for responding to Departmental requests for additional information. If the applicant cannot meet the shorter response times the MBG status may be voided and the application fee will become non-refundable. These existing and expedited MBG timeframes are detailed in the tables below along with check boxes indicating association with other specific department wide policies.

X	Permit Coordination Policy	X	PNDI Policy-Greenfield sites only
X	MBG Policy	X	PHMC Policy-Greenfield Sites only
	Land Use Policy	X	eJustice Final ReportMajor sources/modifications only

Existing Money Back Guarantee Program

The existing Money Back Guarantee Program is shown below in a chart that lists the timeframes (given in on-the-clock calendar days) that the Department will utilize in achieving the total MBG timeframe to make a determination on a permit application. The chart lists the application type (Appl Type), the Administrative Review (Admin Rev) time, the 1st Technical Review (Tech 1 Rev) time, the 2nd Technical Review (Tech Rev) time, the Decision Review (Dec Rev) time and the guaranteed MBG Total Time.

Appl Type	Admin Rev	Tech 1 Rev	Tech 2 Rev	Dec Rev	MBG Total Time
<i>Major Source NSR and PSD</i> (calendar days)					
NEW	20	150	150	45	365
MOD	20	150	150	45	365
TRAN	15	20	20	15	70
<i>MACT, Hazardous and NSPS</i> (calendar days)					
NEW	15	55	55	55	180
MOD	15	55	55	55	180
TRAN	15	20	20	15	70
<i>State Only</i> (calendar days)					
NEW	15	55	55	55	180
MOD	15	55	55	55	180
TRAN	15	20	20	15	70
<i>Request For Determination (RFD)</i> [minor significance review]					50

Expedited Money Back Guarantee Program

The Expedited Review Timeframes (ERT), shown in the chart below, is an alternative to the existing Money Back Guarantee (MBG) Program listed in the previous chart. An applicant may opt into the program under the following conditions:

- A pre-Plan Approval Application meeting must be held with the appropriate Regional Office to determine what is needed for an application to be Administratively and Technically complete.
- An application that is Administratively Incomplete may be removed from the ERT program.
- An applicant must also correct and respond to any Technical Deficiency Notices within 21 calendar days of the receipt of notification. Response times will be off the clock.
- Failure to correct a technical deficiency within 21 calendar days may result in removal of the application from the ERT program.
- Removal from the ERT program will cause the application to be removed from the MBG program and the application fee will be non-refundable. The application determination will continue to proceed in a timely manner.

Appl Type	Admin Rev	Tech 1 Rev	Tech 2 Rev	Dec Rev	Expedited Review Time
<i>Major Source NSR and PSD</i> (on-the-clock calendar days)					
NEW	20	100	100	32	252
MOD	20	100	100	32	252
TRAN	15	20	20	15	70
<i>MACT, Hazardous and NSPS</i> (on-the-clock calendar days)					
NEW	15	51	51	51	168
MOD	15	51	51	51	168
TRAN	15	20	20	15	70
<i>State Only</i> (on-the-clock calendar days)					
NEW	15	41	42	42	140
MOD	15	41	42	42	140
TRAN	15	20	20	15	70
<i>Request For Determination (RFD) [minor significance review]</i>					50

