

Section 4.1: Title 129 Applicable Requirements

SOURCE NAME:	DATE:
NDEE FACILITY ID#:	

IMPORTANT: PLEASE READ THE INSTRUCTIONS BELOW PRIOR TO COMPLETING THIS FORM.

Please type responses or use black ink. Do NOT use pencil.

Table 1 contains a listing of the requirements in Title 129 that may be applicable to one or more emission units in your source. Be sure to check or identify all standards that **MAY** apply. You must include requirements that appear to be applicable, even if you believe (or know) that they do not apply. Later in this section, you will be given the opportunity to explain why a certain requirement does not apply to your source. Also, if one or more emission units in your source is/are subject to a state requirement that affects air quality and is not listed in the following table, you must include that requirement in Table 2.

Table 1 – Potentially Applicable State Requirements

Mark with an "X" if Potentially Applicable	Title 129 Chapter #	Chapter Title	
	12	New Source Performance Standards (Also complete Form 4.0, Section 4.2)	
		Particulate Emissions; Limitations and Standards (Exceptions Due to Breakdowns or Scheduled Maintenance: See Chapter 34)	
	2	Controls for Transferring, Conveying, Railcar, and Truck Loading at Rock Processing Operations in Cass County	
	14	Incinerators; Emission Standards	
	13	Hazardous Air Pollutants: Emission Standards (Also complete Form 4.0, Section 4.3)	
	16	Sulfur Compound Emissions: Existing Sources Emission Standards	
	16	Nitrogen Oxides (Calculated as Nitrogen Dioxide); Emissions Standards for Existing Stationary Sources	
	5	Acid Rain	
		The Acid Rain Provisions of 40 CFR Part 72 (as in effect on July 1, 2001)	
		The Acid Rain Provisions of 40 CFR Part 75 (as in effect on July 1, 2001)	
		The Acid Rain Provisions of 40 CFR Part 76 (as in effect on July 1, 2001)	
	13	Hazardous Air Pollutants: Maximum Achievable Control Technology (MACT)	
	13	Hazardous Air Pollutants: Emissions Standards (Also complete Form 4.0, Section 4.3)	



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Mark with an "X" if Applicable	Title 129 Chapter #	Chapter Title
	6	Compliance Assurance Monitoring (CAM) (Also Complete Form 4.0, Section 4.4)*
	15	Dust; Duty to Prevent Escape of
	8	Permit by Rule
	2	Visibility Protection

If you have questions on CAM applicability to your source, please see the instructions for Form 4.0, Section 4.4, which include an applicability determination section.



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emission units in your source. Attach additional requirements in Title 129, Chapters 18, 23, and	ats not explicitly listed in Table 1 that you believe <u>MAY</u> apply to l pages if necessary. Please exclude NSPS and NESHAP 28 from this list, as you will be given an opportunity to identify these ay apply to emission units in your source in Sections 4.2 and 4.3 of
Please check [] if no additional State requirement	ents are applicable to emission units in your source.
Table 2 – Additional	Potentially Applicable State Requirements

Potentially Applicable Requirement	Requirement Citation	Reason(s) Why This Requirement May Apply



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In Table 3, please identify any State requirements checked in Table 1 that you believe **DO NOT** apply to emission units in your source. Please provide justification as to why a specific requirement does not apply. Attach additional pages if necessary. Do not identify NSPS or NESHAP requirements from Title 129, Chapters 18, 23, and 28 in this section, as you will be given an opportunity to identify these requirements and justify why they do not apply to emission units in your source in Sections 4.2 and 4.3 of this form.

Please check if all the Applicable Requirements selected previously or provided in Table 2 **<u>DO</u>** apply to emission units in your source.

Table 3 – Requirements That Are Not Applicable

Emission Point ID#	Emission Point Description Applicable Requirement (Citation and Name) Reason(s) Why This Requirement		Reason(s) Why This Requirement Does Not Apply



SOURCE NAME: DATE:			DATE:	
NDEE FACILIT	ГҮ ID#:			
our source. Do no	ot identify N	SPS or NESHA	AP requireme	es 1 and 2 of this section that applies to emission units in ents from Title 129, Chapters 18, 23, and 28 in this se applicable requirements in Sections 4.2 and 4.3 of this
Applicable Requi	irement:			
Requirement Cita	ation:			
Emission Unit(s) S	Subject to this			
Emission Point ID#	Contro Equipm ID#	ent Em	ission it ID#	Emission Source/Process Description
	1D/l			
escribe how you	determine co	ompliance with	this applicab	le requirement
Method			uns approve	Description
Types of paramet that are monitore				
Types of records	kept:			
Reports submitte the NDEE:	d to			
Test methods use	ed:			
Has Compliance w	ith this appli	cable requireme	ent been ach	ieved? Yes No
-		-		cable requirement? Yes No N/A (if No cho
f compliance with	this applical	ble requirement	has NOT be	en achieved, complete the information on the following pag



SOURCE NAME:	DATE:	
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Complete this page for each applicable requirement identification compliance has <u>NOT</u> been achieved. Do not identify NS 23, and 28 in this section, as you will be given an opport requirements in Sections 4.2 and 4.3 of this form. Applicable Requirement:	SPS or NESHAP requirements from Title 129	O, Chapters 18,
Requirement Citation:		
Provide a narrative on how compliance with this applic	able requirement will be achieved:	
Detailed Schedule for Achieving Compliance:		
Remedial Measures/Mi	ilestones	Date Expected
	L	
For those requirements where compliance has not been a Reports must be submitted to NDEE with this application reports, as well as the frequency these reports will be sub (c)(10)requires Class I sources to submit these progress frequency for Class II sources will be evaluated and approboth Class I and Class II sources must be received by ND been achieved.	n. Please provide the start date for the submit omitted. Please note, Title 129, CFR Part 70 reports at least every 6 months. The propose roved by NDEE on a case-by-case basis. Pro-	ttal of progress 0.5(c)(1)- ed submittal gress reports for
Starting Date for Submittal of Certified Progress Report (mm/dd/yyyy):	ts / /	
Frequency for Submittal of Certified Progress Reports (