

201.142, shall be combined with the requirements of this Subpart.

(Source: Amended at 12 Ill. Reg. 6118, effective March 22, 1988)

Section 203.203 Construction Permit Requirement and Application

- a) A construction permit is required prior to actual construction of a major new source or major modification.
- b) Applications for construction permits required under this Section shall contain sufficient information to demonstrate compliance with 35 Ill. Adm. Code 201 and the requirements of this Subchapter including, but not limited to, Subpart C.
- c) The permit shall include conditions specifying the manner in which the requirements of Subparts B and C of this Part are satisfied.
- d) No permittee shall violate any condition contained in a construction permit issued for a new major stationary source or major modification which is subject to this Part.

(Source: Amended at 12 Ill. Reg. 6118, effective March 22, 1988)

Section 203.204 Duration of Construction Permit (Repealed)

(Source: Repealed at 12 Ill. Reg. 6118, effective March 22, 1988)

Section 203.205 Effect of Permits

The issuance of a permit for a source subject to the requirements of this Part shall not relieve any person of the responsibility to comply fully with applicable provisions of the Environmental Protection Act (Act) (Ill. Rev. Stat. 1985, ch. 111 1/2, pars. 1001 et seq.), this Chapter, and any other applicable requirements under local, state or federal law.

(Source: Amended at 12 Ill. Reg. 6118, effective March 22, 1988)

Section 203.206 Major Stationary Source

- a) The following constitutes a major stationary source:
 - 1) Any stationary source of air pollutants which emits, or has the potential to emit, 100 tons per year or more of any pollutant for which pollutant the area is a nonattainment area.
 - 2) Any physical change that would occur at a stationary source not qualifying under paragraph 1 as a major stationary source, if the change would constitute a major stationary source by itself.

b) A major stationary source that is a major for volatile organic compounds shall be considered major for ozone.

c) The reconstruction of a major stationary source will be treated as the construction of a new major stationary source if the fixed capital cost of new components exceeds approximately half of the fixed capital cost of an entirely new stationary source. Determining whether reconstruction will occur is based on the following:

- 1) Fixed capital cost shall mean the capital needed to provide all the depreciable components;
- 2) The fixed capital cost for the replacements in comparison to the fixed capital cost that would be required to construct a comparable entirely new source;
- 3) The estimated life of the source after the replacements compared to the life of a comparable entirely new source; and
- 4) The extent to which the components being replaced cause or contribute to the emissions from the source.

d) For purposes of this Part, the fugitive emissions of a stationary source shall not be included in determining whether it is a major stationary source, unless the source belongs to one of the following categories of stationary sources:

- 1) Coal cleaning plants (with thermal dryers);
- 2) Kraft pulp mills;
- 3) Portland cement plants;
- 4) Primary zinc smelters;
- 5) Iron and steel mills;
- 6) Primary aluminum ore reduction plants;
- 7) Primary copper smelters;
- 8) Municipal incinerators capable of charging more than 250 tons of refuse per day;
- 9) Hydrofluoric, sulfuric, or nitric acid plants;
- 10) Petroleum refineries;
- 11) Lime plants;
- 12) Phosphate rock processing plants;
- 13) Coke oven batteries;
- 14) Sulfur recovery plants;
- 15) Carbon black plants (furnace process);
- 16) Primary lead smelters;
- 17) Fuel conversion plants;
- 18) Sintering plants;
- 19) Secondary metal production plants;
- 20) Chemical process plants;
- 21) Fossil-fuel boilers (or combination thereof) totaling more than 250 million Btu per hour heat input;
- 22) Petroleum storage and transfer units with a total storage capacity exceeding 300,000 barrels;
- 23) Taconite ore processing plants;
- 24) Glass fiber processing plants;
- 25) Charcoal production plants;