

Seven-day-notice changes

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Seven-day-notice changes issued pursuant to N.J.A.C. 7:27-22.22

- **A Seven-day-notice provisions at N.J.A.C. 7:27-22.22(a):**

1. Make any of the changes listed at N.J.A.C. 7:27-22.22 (c) or (d)
2. Processing of Seven-day-Notice
 - The Department will attach Seven-day-notice to the Operating Permit
 - The Department will include the change in the next application for a renewal
 - The Department will “attach” Seven-day-notice in database and facility should keep a PDF of the submittal available for Air Enforcement
3. Facility may make **at risk** a seven-day-notice change seven days after the Department’s receipt of the notice of the change

Over the last 5 years, 41 Seven-day-notices have been submitted (not all qualified)

NOTE: Presentation does not address N.J.A.C. 7:27-22.22 (d) since it deals with “facility-wide permits” which are combined air, solid waste, and water permits, which are no longer issued.

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- A Seven-day-notice change cannot be filed if the change would result in any of the following:

(N.J.A.C. 7:27-22.22(b))

1. Any increase in an allowable air contaminant emission rate or concentration
2. Any new air contaminant or class of air contaminant
3. A Minor modification (N.J.A.C. 7:27-22.23) or a significant modification (N.J.A.C. 7:27-22.24)
4. Less stringent monitoring, recordkeeping, or reporting than existing requirement
5. Modification under Clean Air Act (CAA) Title I
6. Result in the facility being subject to Title IV CAA (acid deposition)

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- What does classify as a Seven-day-notice change?

(N.J.A.C. 7:27-22.22(c))

1. Any reconfiguration to an operating scenario, provided as long as the information in N.J.A.C. 7:27-22.27 is provided and the revised operating scenario conforms with that section
2. Attachment of Emissions Trading Program
3. Revision to an Emissions Trading Program
4. Relocation of a temporary facility

Note: Seven-day-notices for (c)1-4 are rarely filed

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- What does classify as a Seven-day-notice change?
(N.J.A.C. 7:27-22.22(c)5.) –Most Relevant
 5. Any change to a significant source operation that:
 - i. Is not already authorized by the operating permit
 - ii. Does not cause actual emissions to exceed allowable emissions
 - iii. Does not cause the emission of a new air contaminant not specified in the operating permit.

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Seven-day-notices should not be filed for “Replacement in kind” of source operations

Seven-day-notices are generally not to be used for:

1. Changes to stack parameters
2. Changes to monitoring, recordkeeping, and reporting
3. Inclusion of a new raw material or new type of material being stored
4. Changes to compliance plans

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Examples of changes that have been made with a Seven-day-notice:

1. Facility authorized to process distillates (diesel, kerosene) and gasoline, proposes to increase allowable distillate throughput by offsetting gasoline throughput.
 - Distillates already permitted to be processed
 - No air contaminants will be emitted not already authorized in permit
 - Substituting gasoline with distillates will not result in allowable emissions being exceeded
2. Replacement of existing cooling fan blowers with more efficient cooling fan blowers which would enable actual processing rates to be increased during the summer
 - Cooling fans are in existing permit
 - No exceedance of allowable emissions or processing rates
 - No new air contaminants or raw materials

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Examples of changes that have been made with a
Seven-day-notice:

3. Replacement of a 3,000 pound activated carbon unit with a 5,000 pound activated carbon unit. Control device is used to minimize odors from a sewerage treatment plant.
- No changes are being made to stack parameters
 - Monitoring parameters are not being changed.

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- Seven-day-notice was filed to expand allowable pressure drop range of a baghouse
 - Determined not to be a Seven-day-notice
 - Ineligibility letter sent informing facility to file a minor modification
 - A permit violation would have occurred if facility proceeded with change prior to obtaining minor modification
- Strongly advised to call permit evaluator to discuss proposed Seven-day-notice prior to submission
 - Any Seven-day-notice change done at risk
 - A TEAMS meeting can be arranged to discuss change and best way to file for it
 - A discussion can lead to a consensus on whether notice is appropriate

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NOTE: If the action is not authorized by a seven-day-notice change, minor modification, or significant modification, administrative amendment (N.J.A.C. 7:27-20.20) should be filed.

Air Permits for Minor Facilities

NJDEP – Air Quality Permitting and Planning
Bureau of Stationary Sources
Preconstruction Permits Section
401 E. State Street, 2nd floor, P.O. Box 420,
Mail Code 401-02
Trenton, NJ 08625-0420

☎ (609) 292-6716

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Air Permits for Major Facilities

NJDEP – Air Quality Permitting and Planning
Bureau of Stationary Sources
Operating Permits Section
401 E. State Street, 2nd floor, P.O. Box 420,
Mail Code 401-02
Trenton, NJ 08625-0420

☎ (609) 633-8248

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