



**Kansas Department of Health and Environment
Bureau of Air and Radiation**

Phone (785) 296-1570 Fax (785) 291-3953

Notification of Construction or Modification

(K.A.R. 28-19-300 Construction permits and approvals; applicability)

Check one: Applying for a **Permit** under K.A.R. 28-19-300(a) Applying for an **Approval** under K.A.R. 28-19-300(b)*

1) Source ID Number:

2) Mailing Information:

Company Name:

Address:

City, State, Zip:

3) Source Location:

Street Address:

City, County, State, Zip:

Section, Township, Range:

Latitude & Longitude Coordinates:

4) NAICSC/SIC Code (Primary):

5) Primary Product Produced at the Source:

6) Would this modification require a change in the current operating permit for your facility? Yes No

If no, please explain:

7) Is a permit fee being submitted? Yes No

If yes, please include the facility's federal employee identification number (FEIN #)

8) Person to Contact at the Site: _____ Phone: ()

Title:

9) Person to Contact Concerning Permit: _____ Phone: ()

Title:

Email: _____ Fax: ()

Please read before signing:

Reporting forms provided may not adequately describe some processes. Modify the forms if necessary. Include a written description of the activity being proposed, a description of where the air emissions are generated and exhausted and how they are controlled. A simple diagram showing the proposed activity addressed in this notification which produces air pollutants at the facility (process flow diagrams, plot plan, etc.) with emission points labeled must be submitted with reporting forms. Information that, if made public, would divulge methods or processes entitled to protection as trade secrets may be held confidential. See the reverse side of this page for the procedure to request information be held confidential. A copy of the Kansas Air Quality Statutes and Regulations will be provided upon request.

Name and Title :

Address:

Signature: _____ Date: ____/____/____ Phone: ()

* If you do not know whether to apply for a permit or an approval, follow approval application procedures.

Procedures For Requesting Information To Be Held Confidential

An applicant may request that information submitted to the Department, other than emission data or information in any air quality permit or approval, be treated as confidential if the information would divulge methods or processes entitled to protection as trade secrets.

A request to designate information within the Department's air quality files as confidential must include:

- (1) An uncensored copy of the document clearly marked as confidential;
- (2) A copy of the document, or copies if more than one is required to be filed with the Department, with the confidential information masked;
- (3) Specification of the type of information to be held as confidential (i.e., product formulations, process rates);
- (4) Specification and justification of the reason the information is qualified by statute to be treated as confidential (competitive advantage, company developed secret formulation, trade secret); and
- (5) A reference at each place in the document or documents where information is masked referring to the specification of the type of information masked and the specification and justification the information is qualified by statute to be treated as confidential.

ONLY THE CONFIDENTIAL INFORMATION ON ANY DOCUMENT MAY BE MASKED. ALL INFORMATION ON ANY DOCUMENT WHICH IS NOT CONFIDENTIAL MUST REMAIN LEGIBLE.

The information will be treated as confidential until the secretary has acted upon the request and the owner or operator has had the opportunity to exhaust any available remedies if the secretary determines the information is not confidential.

Complete this and all reporting forms and submit to:

Kansas Department of Health and Environment
Bureau of Air and Radiation
1000 SW Jackson, Suite 310
Topeka, KS 66612-1366
(785) 296-1570

Sources located in Wyandotte County should obtain forms from, and submit forms to:

Unified Government of Wyandotte County
Department of Air Quality
619 Ann Avenue
Kansas City, KS 66101
(913) 573-6700

CALCULATING THE CONSTRUCTION PERMIT APPLICATION FEE

[These requirements are found at K.A.R. 28-19-304(b).]

Calculate the construction permit application fee as follows:

Estimated capital cost of the proposed activity for which the application is made, including the total cost of equipment and services to be capitalized.

Line 1 \$ _____

Multiply by .05% (.0005)

x _____ .0005

Total

Line 2 \$ _____

If Line 2 is less than \$100, enter \$100 on Line 3.

If Line 2 is greater than \$4,000, enter \$4,000 on Line 3.

Otherwise, copy Line 2 to Line 3.

Construction permit application fee.

Line 3 \$ _____ Minimum fee is \$100

(Print)

Certifier of Capital Cost

(Signature)

Date

K.A.R. 28-19-350 is a complex regulation pertaining to prevention of significant deterioration (PSD). An additional fee of \$1,500 will be required if a PSD review is necessary. If you believe the proposed activity in this Notification of Construction or Modification will be subject to the requirements of K.A.R. 28-19-350, contact the Department for further evaluation.

For purposes of construction permit or approval applications, the following are not considered modifications:

1. Routine maintenance or parts replacement.
2. An increase or decrease in operating hours or production rates if:
 - a. production rate increases do not exceed the originally approved design capacity of the stationary source or emissions unit; and
 - b. the increased potential-to-emit resulting from the change in operating hours or production rates do not exceed any emission or operating limitations imposed as a permit condition.