

**RULE 310.1 AMNESTY FOR UNPERMITTED EQUIPMENT AND SMALL
BUSINESS DISCOUNT FOR CONTROL EQUIPMENT**

(a) Amnesty

The Executive Officer will not seek civil or criminal penalties for violations of District Permit Rules 201 - Permit to Construct or Rule 203(a) - Permit to Operate due to the failure to apply for or possess a permit to construct or permit to operate, and will not charge the late filing fees (including 50% surcharge and prior year annual operating fees) pursuant to Rule 301 (c)(1)(D), if the owner or operator applies for the necessary District permit(s) between July 1, 2011 and December 31, 2011, inclusive.

(b) Exemptions

The amnesty provided by subdivision (a) of this rule and by subdivision (c) of this rule shall not apply to the following:

- (1) violations at Title V facilities, unless the subject equipment qualifies as Schedule A, A1, or B in Table I, Rule 301- Permit Fees;
- (2) violations of Rule 201 and/or 203(a) discovered by the District; or
- (3) violations of Rule 201 caused by construction of equipment for which an application for a permit to construct has been filed but a permit has not been issued.

(c) Small Business Discount

For small businesses as defined in Rule 102 - Definitions, fees for air pollution control equipment and processes that use exclusively super compliant coatings with a VOC content of less than 25 grams per liter of material, resulting in reduced emissions that require a new permit or permit modification shall be discounted an additional 50% beyond the discount provided in Rule 301(c)(1)(E), such that the total fee will be 25% of the fee otherwise required by Rule 301, Table 1A.

(d) Permitting Requirements

This rule shall not exempt any permit application from any applicable District rule (including, but not limited to current New Source Review requirements) or state or federal laws pertaining to the issuance of permits, except that applications filed pursuant to (a) shall be exempt from late permit processing fees established by Rule 301(c)(1)(D).

(e) Term

This rule shall be in effect for complete applications filed between July 1, 2011 and December 31, 2011, inclusive, on which date all provisions of this rule are hereby repealed in their entirety.