

## **SECTION 12.9: ANNUAL EMISSIONS STATEMENT AND INVENTORY REQUIREMENT**

### **12.9.1 Annual Emissions Statement**

- (a) The Responsible Official of each Stationary Source that emits 25 tons or more of nitrogen oxide (NO<sub>x</sub>) and/or Volatile Organic Compounds (VOC) shall submit an annual emissions statement (Statement) to the department for the previous calendar year.
- (b) Pursuant to Clean Air Act Section 182, the Statement must include all actual emissions for all NO<sub>x</sub> and VOC emitting activities.
- (c) The Statement shall be submitted to and received by the department on or before March 31 of each year or other date, upon prior notice by the Control Officer, and shall include a certification that the information contained in the Statement is accurate to the best knowledge of the individual certifying the Statement.

### **12.9.2 Annual Emissions Inventory**

- (a) The Responsible Official of each permitted Stationary Source located in Clark County shall complete and submit to the Control Officer an annual emissions inventory (Inventory) for all regulated pollutants listed in the permit.
- (b) The Inventory must be submitted to and received by the department on or before March 31 of each year or other specified date, upon prior notice by the Control Officer, and shall include emission factors and calculations used to determine the Emissions from each permitted Emissions Unit or Activity for the previous calendar year.
- (c) If the Control Officer determines that it is necessary to demonstrate attainment, maintenance, reasonable further progress or compliance with any State Implementation Plan requirement; to protect visibility or to calculate administrative fees, any Stationary Source subject to an applicable requirement, shall, upon notice by the Control Officer, complete and submit an Inventory within 60 days of such notification, or other such timeframe as specified by the notice.

The Inventory submittal shall include all of the following information:

- (1) The Stationary Source's name, description, mailing address, the name of the Responsible Official and the Responsible Official's phone number, and physical address and location, if different than the mailing address.

- (2) The actual quantity of Emissions from each permitted Emission point and Fugitive Emissions which occurred for the previous calendar year, including documentation of the method(s) of measurement, calculation, or estimation, determined pursuant to subsection (d), for all Regulated Air Pollutants.
- (d) Actual quantities of Emissions shall be determined using the following emission factors or data:
  - (1) Whenever available, Emissions estimates shall either be calculated from continuous emissions monitors certified pursuant to 40 CFR 75, Subpart C and referenced appendices, or continuous emissions monitor data quality assured pursuant to Appendix F of 40 CFR Part 60.
  - (2) When sufficient data pursuant to subsection (d)(1) is not available, Emissions may be determined using either:
    - (A) The Emissions calculation methodology used to establish the Potential to Emit specified in the permit; or
    - (B) An equivalent method approved by the Control Officer in writing prior to the submittal of the Inventory data to the department. The Control Officer shall only approve methods that are demonstrated by the Owner or Operator to be as accurate and reliable as the method in subsections (d)(1) or (2)(A).
- (e) The Actual quantities of Emissions calculated under subsection (d) shall be determined on the basis of actual operating hours, production rates, in-place process control equipment, operational process control data, and types of materials processed, stored, or combusted.
- (f) An amendment to an Inventory, containing the documentation required by subsection (d)(2), shall be submitted to the Control Officer by the Responsible Official of any Stationary Source whenever the Responsible Official discovers or is notified, within two years of the original submittal, that incorrect or insufficient information was submitted to the Control Officer in a previous Inventory submittal. If the incorrect or insufficient information resulted in an incorrect annual emissions fee, the Control Officer shall require payment for the additional fee owed or the Responsible Official may request a refund of the overpayment. The submittal of an amendment under this subsection shall not subject the Stationary Source to an enforcement action or a civil or criminal penalty if the original submittal of incorrect or insufficient information was not due to willful neglect.

### **12.9.3 Certification of Truth, Accuracy, and Completeness**

Any information submitted pursuant to this Section shall contain a certification by the Responsible Official of truth, accuracy and completeness. This certification shall state that, based on information and belief formed after reasonable inquiry, the information in the Statement or Inventory is true, accurate and complete.

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History: Adopted March 16, 2010. Amended August 4, 2020.

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