

(Adopted October 7, 1988)(Amended January 6, 1989)(Amended March 1, 2019)

**RULE 1710. ANALYSIS, NOTICE, AND REPORTING**

- (a) The Executive Officer shall notify all applicants within 30 days as to the completeness of the application or any deficiency in the application or information submitted. In the event of such a deficiency, the date of receipt of the application shall be the date on which the Executive Officer received all required information.
  
- (b) For major stationary sources subject to Rule 1703(a)(3), within 180 days after receipt of a complete application, the Executive Officer shall:
  - (1) Make a preliminary determination whether construction shall be approved, approved with conditions, or disapproved;
  - (2) Make available for public review, upon request, a copy of materials the applicant submitted, a copy of the preliminary determination, and a copy or summary of other materials, if any, considered in making the preliminary determination. This requirement may be met by making these materials available at a physical location or on the District website. The confidentiality of trade secrets shall be considered in accordance with Section 6254.7 of the Government Code;
  - (3) Notify the public of the application, the preliminary determination, the degree of increment consumption that is expected from the source or modification, whether an alternative to an EPA approved model was used, and of the opportunity for comment at a public hearing. The notice shall be available on the District website for the duration of the public comment period and shall include the notice of public comment, the draft permit (or denial of the permit application), and information on how to access the administrative record for the draft permit and how to request and/or attend a public hearing on the draft permit. The applicant shall be responsible for the distribution of the public notice to each address within a 1/4-mile radius of the project or such other greater area as determined appropriate by the Executive Officer. The applicant shall provide verification to the Executive Officer that the public notice has been distributed as required by

this Section. The notice shall provide 30 days from date of posting for the public to submit written comments;

- (4) Send a copy of the notice of public comment to the applicant, the EPA Administrator, and to officials and agencies having cognizance over the location where the proposed construction would occur as follows: any other state or local air pollution control agencies, the chief executives of the city and county where the source would be located, any comprehensive regional land use planning agency, and any State or Federal Land Manager, or Indian Governing body whose lands may be affected by emissions from the source or modification;
- (5) Provide opportunity for a public hearing for interested persons to appear and submit written or oral comments on the air quality impact of the source, alternatives to it, the control technology required, and other appropriate considerations;
- (6) Consider all written comments submitted within a time specified in the notice of public comment and all comments received at any public hearing(s) in making a final decision on the approvability of the application. The Executive Officer shall make all comments available for public inspection at the same physical location or on the same District website where the Executive Officer made available preconstruction information relating to the proposed source or modification.
- (7) Make a final determination whether construction should be approved, approved with conditions, or disapproved; and
- (8) Notify the applicant in writing of the final determination and make such notification available for public inspection at the same location or on the same District website where the Executive Officer made available preconstruction information and public comments relating to the proposed source.