



DEVIATIONS AND EMERGENCIES

PART 70 (TITLE V) PERMITS

This Advisory is to inform holders of Part 70 (Title V) Permits about the actions that must be taken when a “*Deviation*” or “*Emergency*” occurs at a facility that is governed by a Part 70 Permit.

Deviations (APCD Rule 33.3.A.3)

Deviations pertain to emissions monitoring and analysis procedures, emissions test methods or continuous monitoring equipment required under all applicable requirements, and related recordkeeping and reporting requirements. All Part 70 Permits contain conditions that govern actions permit holders must take when a deviation occurs.

When a deviation is detected, including deviations attributable to emergency conditions (see below), the permit holder must:

1. **Report the deviation to the District’s Industrial Breakdown Line at (805) 303-3700** within four (4) hours after detection.
2. Report the probable cause of the deviation, and any corrective actions or preventative measures taken.
3. Submit a report every six (6) months, certified by the Responsible Official that identifies all deviations. The attached Responsible Official’s Certification Form must be submitted with each semiannual report. One of the reports can be submitted as part of the Annual Compliance Certification.
4. Maintain all applicable records, monitoring data, and support information for a period of at least 5 years from the date of the monitoring sample, measurement, or report. Support information includes all calibration and maintenance records and all original strip chart recordings and/or printed records for continuous monitoring instrumentation, and copies of all reports required by the permit.

Emergency Provisions (APCD Rule 33.9.D)

APCD Rule 33.9.D governs the actions that Part 70 Permit holders must take when an emergency occurs.

District Rule 33.1 defines an emergency as follows: “*Any situation arising from sudden and reasonably unforeseeable events beyond the control of a permit holder, including acts of God, which situation requires immediate corrective action to restore normal*”

operation, and that causes the stationary source to exceed a technology-based emission limitation under the Part 70 permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, carelessness or improper operation, or operator error. (Reference: 40 CFR 70.6(g)(1))
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When an emergency situation arises, the Part 70 Permit holder must:

1. Be able to document with properly signed, contemporaneous operating logs that an emergency occurred and identify the cause(s) of the emergency.
2. Be able to document that the source was being properly operated at the time the emergency occurred.
3. Be able to demonstrate that all reasonable steps were taken to minimize emissions in excess of permit conditions and other permit requirements.
4. Submit a description of the emergency and all mitigating and corrective actions taken to the District within 2 working days of the emergency. The attached Responsible Official's Certification Form must be submitted with each Emergency Report.

The District's Industrial Breakdown Line should continue to be called at (805) 303-3700 to report an emergency.

Written reports should be submitted to:

Ed Swede, Air Quality Engineer
Ventura County Air Pollution Control District
4567 Telephone Road, Second Floor
Ventura, CA 93003

QUESTIONS?

If you have any questions regarding this Advisory, please contact air quality engineer Ed Swede at 805/303-3704.

Title V Deviation Provisions