



Air Pollution Control District
San Luis Obispo County

PETITION FOR HEARING

NO. _____

1. Please type or print legibly.
2. Refer to Air Pollution Control District Rules 803 and 804 when completing form.
3. Enclose \$450.00 filing fee with application, payable to San Luis Obispo County APCD. Two or more persons submitting one common petition shall pay the filing fee of \$300.00 plus \$150.00 per petitioner. Payment should be made to the Clerk of the Hearing Board at the time the petition is filed.
4. Petition must be signed, by the holder of the permit or variance involved if applicable, then submitted to the Clerk of the Hearing Board, 3433 Roberto Court, San Luis Obispo, CA 93401.
5. A copy of this form will be returned to you, stating the date, place, and time of the hearing in the notice below.
6. Any petition not completed or not signed by the petitioner or his agent cannot be accepted.

| Name and Address of Applicant or Agent | Receipt Stamp |
|--|---------------|
| | |

(_____) Day Notice of Hearing Required \$ _____ Filing Fee Received Receipt No. _____

(APCD ONLY)

Hearing Date: _____ Time: _____ Place: _____

This petition has been reviewed and complies with the Air Pollution Control District requirements of Rules 803 and 804.

Air Pollution Control District Representative

Date

Reference: Rule 803 – Contents of Petition

A. Petitioner, or other person authorized to receive service of notices:

Name Phone No.

Address City State Zip

B. Person who owns the emissions source which is involved in this petition:

Name Phone No.

Address City State Zip

C. Individual Co-Partnership Corporation

Other (specify): _____

Names and addresses of partners or officers:

Name Address

D. Type of business and street address:

Type of business

Street Address City State Zip

E. Brief description of emission source which is involved in this petition:

F. Purpose of Petition:

1. To request that a variance be granted.
2. To request that a variance be modified
3. To request that an emergency variance be granted.
 - a. If this request is in response to a breakdown pursuant to District Rule 107, explain why continued operation is not likely to create an immediate hazard to health or safety.
4. To appeal the denial, suspension , or conditional granting of a permit. (Note that such an appeal must be made within 10 days of the APCO's decision.
5. To request that a permit be revoked.
 - a. Rule under which Permit was granted: _____
 - b. Rule under which Permit was alleged to have been violated: _____
 - c. Attach a brief statement of facts constituting such alleged violation.
6. To request that an abatement order be issued
7. To request that a variance be revoked.
8. To request that the decision of the district regarding approval or denial of emission banking be reviewed.
9. To request that the decision of the Hearing Board be reheard.

10. To request reinstatement of suspended permit.
- a. Rule under which permit was granted: _____
 - b. Reason for suspension (nonpayment of fee, etc.)

 - c. If suspension was for failure to provide information, attach a short statement which addresses:
 - 1) Reason for not furnishing the requested information.
 - 2) Whether the requested information is pertinent or not.
 - 3) If the requested information is pertinent, when it will be furnished.
11. Other _____

Reference: **Rule 804 – Petition for Variance**
 Rule 805 – Appeal from Denial (use sections A, B, O and include a summary of application, alleged reasons for the denial or conditional approval and the reasons for appeal.

- A. The Rule, Section, or Permit or Order complained of:
- B. Why compliance with the Rule, Section, Permit or Order is unreasonable:
- C. For what period of time the variance is sought and why:

- D. The damage or harm resulting or which would result to the person who owns the emission source involved in this petition from compliance:

- E. The consideration given to curtailing the operation of the source in lieu of obtaining a variance:

- F. The efforts that will be undertaken during the period of the variance is in effect to ensure excess emissions are reduced to the maximum extent feasible:

- G. The methods of monitoring or alternative methods that will be used to quantify and report the emission levels from the source during the period the variance is in effect:

- H. The benefits to the residents of the District resulting from requiring immediate compliance:

- I. The benefits of the residents of the District resulting from granting a variance:

J. Is there a court case pending which involves this equipment:

YES

NO

K. A proposed compliance schedule including, to the extent feasible, the following:

1. Date of submittal of the final control plan to the District: _____
2. Date by contracts for emission control systems or process modifications will be awarded, or the date by which purchase orders will be issued _____
3. Date of initiation of on-site construction or installation of emission control equipment or process change: _____
4. Date of completion of construction or installation of emission control equipment or process change: _____
5. Date by which final compliance will be achieved: _____
6. Other (*specify*): _____

L. Is the emission source involved in this petition covered by a Permit to Operate?

YES

NO

Permit No. _____

M. Estimate of maximum emissions (lb/hr and ton/yr) which would be emitted:

N. Whether or not operations under such variance, if granted, would constitute a nuisance:

O. Signature of petitioner or authorized representative:

Petitioner or Representative

Date

Authority of Representative