

VENTURA COUNTY AIR POLLUTION CONTROL DISTRICT

**RULE 113 - PETITIONS FOR VARIANCES**

*(Adopted 8/12/69, Revised 2/20/73, 8/17/76, 11/21/78, 6/27/89)*

In addition to the matters required by Rule 112, petitions for variances or modified compliance schedules for rules not yet effective shall state briefly:

- A. The section, rule or order from which the variance is sought.
- B. The facts showing why compliance with the section, rule or order is unreasonable.
- C. The damage or harm resulting or which would result to petitioner from compliance with such section, rule or order.
- D. The consideration given to curtailing the operations of the source in lieu of obtaining a variance.
- E. The efforts that will be undertaken during the period the variance is in effect to ensure excess emissions are reduced to the maximum extent feasible.
- F. If requested by the District, the methods of monitoring or alternative methods that will be used to quantify and report, pursuant to a schedule established by the District, the emission levels from the source during the period the variance is in effect.
- G. The benefits to the residents of the District resulting from requiring compliance.
- H. The benefits to the residents of the District resulting from granting a variance.
- I. Whether or not any case involving the same identical equipment or process is pending in any court, civil or criminal.
- J. A proposed compliance schedule including a schedule of "increments of progress".
- K. Whether or not the subject equipment or process is covered by a Permit issued by the Air Pollution Control District.
- L. Estimate of emissions, in maximum pounds per hour and tons per year, which would be emitted should a variance be granted.
- M. Information necessary to determine the economic value of non-compliance as established by the Environmental Protection Agency.
- N. If the petition is for an emergency variance, indicate why the condition constitutes good cause, including, but not limited to, a breakdown.