Mail Application To:		For Department use only:
New Mexico Environment Department Air Quality Bureau New Source Review Unit 2048 Galisteo Santa Fe, NM 87505 Phone (505) 827-1494 www.nmenv.state.nm.us/aqb		AIRS #: AI #:

Relocation Application

For Facilities with Regular NSR Permits (not GCP permits)

Acknowledgements:

☐ A check is enclosed for the Relocation Fee of one Fee Unit (20.2.75.7.C NMAC).
For current value of a Fee Unit go to:
http://www.nmenv.state.nm.us/aqb/forms/fee-cpi-adjustment-method.pdf .
Make checks payable to the "New Mexico Environment Dept, AQB."

☐ Public notice was posted prior to submitting this form to NMED.

☐ This facility meets the applicable requirements in 20.2.75 NMAC to register as a Small Business

Part I – Required Information

I	Company Information		
1	Company Name:		
2	Facility Name:		
3	Company Mailing Address:		
4	a) Contact Person:	b) Title:	
5	a) Phone #:	b) Fax #:	c) Facility phone #:
	d) Company Contact Email:		
6	Air Quality Permit No. For Facility At Proposed Location:		

II	Applicability Information	
1	Will this facility relocate with <u>only</u> limited dismantling and reassembly?	☐ Yes ☐ No
2	Will this facility operate <u>only</u> under a Regular NSR Permit at the new location?	☐ Yes ☐ No
3	Will this facility collocate <u>only</u> with sources as allowed by one of the applicable Permits? If so, provide the authorization: Permit number: _____, condition:_____	☐ Yes ☐ No
4	Have <u>all</u> fields on this form been completed?	☐ Yes ☐ No
5	Have <u>all</u> attachments to this form been provided as specified in Part II?	☐ Yes ☐ No

III	Public Notice Information	
1	a) Location of Public Notice Posting at Facility:	b) Date of Posting:
2	Name of Person Posting Notice:	

IV	Location Information (of the main emissions unit at the proposed location)	
1	a) UTM E (to nearest 0.01 km):	b) UTM N (to nearest 0.01 km):
2	a) UTM Zone: ☐12 or ☐13	b) UTM Coordinates Datum (Elevation in ft):
3	Name and Zip Code of Nearest New Mexico Town or Tribal Community:	

4	a) Direction & distance to nearest occupied structure from Area of Operations:
	b) Co-located facilities? ☐☐ Yes or ☐☐ No. If yes, identify the air permit number and locate the area of operations of the co-located facilities on required map(s).
5	Detailed Driving Directions from Nearest New Mexico Town or Tribal Community:

V	Existing Permit Requirements	
1	a) Operating hours per day:	b) Days per week:
2	a) Daylight hours only? ☐Yes or ☐No	b) Hours per year:
3	a) Existing permit required set back distance (distance between the perimeter of the area of operations and the restricted public access (fenceline): _____ b) This set back distance is found in permit condition #: _____	

Part II – Required Attachments

I	List of Required Attachments
1	A) Map 1 – A map of the proposed location clearly indicating and outlining the perimeter of the area of operations and the restricted area. The map shall be equivalent to a 7.5 minute United States Geological Survey topographic quadrangle rendered at no less than 6 inches on a side, with a minimum spatial extent of 3.1 miles outward from all emissions points and emissions activities, and include at least: a) the UTM coordinate system on both axes, b) the name of the map, c) a graphical scale, d) an indicator showing which direction is north, and e) indication (circle) both the nearest occupied structure and all occupied structures within ¼ mile of the perimeter of the Area of Operations. B) Map 2 – A reproduction of a commercially available road map to the proposed location rendered at no less than 6 inches on a side and extending outwards at least 25 miles in all directions.
2	Documentary proof of facility posting of public notice.

Part III – Operating Requirements for Portable Sources Relocating Under Regular NSR Permits

Please acknowledge that the following requirements will be met to obtain approval of this relocation request, and will apply to any subsequent repositioning of emissions activities within the approved location.

1. The facility will continue to comply with all terms and conditions of its existing Regular NSR Permit, unless the Department's approval of this relocation explicitly changes the setback distances based on a modeling analysis that you submitted and the Department approved prior to this application.

2. The facility will maintain at least a 3 mile setback between the area of operations and the boundary of any federal Class I area, unless the existing permit specifies a different setback.

3. The facility will maintain at least a 1 mile setback between the area of operations and the area of operations of any other industrial source of regulated air contaminants, unless the existing permit for at least one of the sources explicitly specifies a different setback or explicitly allows for collocation upon relocation.

4. The facility will maintain at least a 0.25 mile (1,320 feet, 440 yards, 402 meters) setback between the area of operations and any occupied structures, unless the existing permit explicitly specifies a different setback applicable upon relocation.

Acknowledgment: ☐ YES ☐ NO

Part IV – Instructions

1. This Relocation Application Form has been developed in accordance with the requirements of 20.2.72 NMAC and 20.2.75 NMAC. This form is for use only by sources that will operate under Regular NSR Permits at their new location, and may not be used by sources that will operate under General Construction Permits (GCP), or Notices of Intent. The form is intended to gather the information required by 20.2.72 NMAC, and to aid the Department in implementing the requirements of that regulation and policy.

2. The questions in Section II of Part I of the form (Applicability Information) have been included to aid sources in determining whether they are eligible to use this form. If the answer to any of the questions in Section II of Part I is "No", this form may not be used for relocations. For such sources, a permit revision issued pursuant to 20.2.72 NMAC or approval of registration under a General Construction Permit must be received from the Department before construction or operation at the new site is allowed.

    a) The *Area of Operations* is the area within the *Restricted Area* containing all emissions units and activities that may produce air contaminants. This includes all disturbed lands and all haul roads except the haul road between the *Restricted Area* and *Property Boundary*. Disturbed lands include all mining areas, stockpiles, and overburden removal areas used for operation of the facility.

    b) The *Restricted Area* is the area within the property boundary to which public access is restricted.

3. Pursuant to 20.2.72 NMAC and 20.2.75 NMAC the Department will not consider this Relocation application received until it is accompanied by full payment of the Relocation Fee associated with one (1) Fee Unit (20.2.75.7.C NMAC). The current Fee Unit value changes annually and is available on the Department's website at: http://www.nmenv.state.nm.us/aqb/forms/fee-cpi-adjustment-method.pdf .

4. The Department will deny any relocation application submitted on this form that does not include the certification required by Part V of this form, the attachments specified in Part II of this form, or that does not include a full response for each item of information requested in Part I of the form.

5. Pursuant to 20.2.72.202.D.3.c NMAC, the Department staff may only approve relocation requests that demonstrate that operation at the new location will be in compliance with federal and state ambient air quality standards.

    a) If the permit specifies set back distances to ensure compliance with standards upon relocation to any part of the state, and those setbacks will be complied with at the new location, one may presume that this requirement is met.

b) If the permit does not include set back distances that are clearly intended to ensure compliance with standards anywhere in the state, or those setbacks will not be complied with at the new location, then the Department's modeling section must provide a written statement that standards will be met at the new location. If such statement cannot be made within the 15 days to process a relocation request, staff will deny the request. The basis for the modeling section's statement will normally be a modeling analysis that the applicant submits to the modeling section and that the modeling section approves prior to the date that the applicant submits the relocation request. Contact the modeling section to discuss the details of the modeling analysis before preparing it. Submit a copy of the facility's permit with the modeling analysis. Allow 4 weeks for the modeling section to process the modeling analysis before submitting a relocation request. An applicant's request for shorter set back distances at the new site will be the only deviation from the existing permit authorized by approval of a relocation request.

6. Notifications of equipment substitutions should be submitted under separate cover on the designated Bureau form to the Permitting Section of the Bureau for consideration under 20.2.72.219 NMAC or relevant conditions of the source's existing permit.

7. **Pursuant to 20.2.72.202.D(3) NMAC installation of the source at the new location shall not begin until approved in writing by the Department, and shall not begin until at least fifteen (15) days have elapsed following notification to the Department of the proposed relocation.**

Part V – Certification

Company Name: _____

I, _____, hereby certify that the information and data submitted in this application are true and as accurate as possible, to the best of my knowledge and professional expertise and experience.

Signed this _____ day of _____, _____, upon my oath or affirmation, before a notary of the State of _____.

_____ _____
Signature Date

_____ _____
Printed Name Title

Scribed and sworn before me on this _____ day of _____, _____.
My authorization as a notary of the State of _____ expires on the _____ day of _____, _____.

_____ _____
Notary's Signature Date

_____
Notary's Printed Name