

RULE 505 **Additional Requirements for Variance Petitions** - Adopted 4/18/72, Amended 1972-1975, 11/09/95

In addition to the basic content required by Rule 504, each petition for a variance shall include:

I. Administrative Requirements

- A. Section, Rule or Order complained of.
- B. Facts showing why immediate compliance with the Section, Rule, or Order is unreasonable.
- C. Whether or not any case involving identical equipment or an identical process is pending in any court, civil or criminal.
- D. Whether or not subject equipment or process is covered by a Permit to Operate issued by the Control Officer.
- E. Excess emissions calculations in pounds per hour and total emissions for the requested duration of the variance.
- F. Excess emissions fees calculated pursuant to Rule 305. Payment of such fees shall be included with the application.

II. Schedule Requirements

- A. Period of time the variance is sought and why. Include a compliance schedule showing dates when the following milestones will be or were completed:
 - 1. Submission of final control plan;
 - 2. Issuance of contracts or purchase orders for process and control equipment;
 - 3. Initiation of on-site construction of process and control equipment;
 - 4. Completion of process and control equipment; and
 - 5. Final compliance.
- B. Damage or harm resulting or which would result to petitioner from immediate compliance with such Section, Rule or Order.
- C. Requirements petitioner can meet and the date(s) when petitioner can comply with such requirements.
- D. Advantages and disadvantages to residents of the District requiring immediate compliance or of the Hearing Board granting a variance.
- E. Whether or not operations under such variance, if granted, would constitute nuisance.