WAC 173-401-750  General permits. (1) Permit issuance. The per-
mitting authority may, after notice and opportunity for public partic-
ipation provided under WAC 173-401-800, issue a general permit cover-
ing numerous similar sources or emissions units. Any general permit
shall comply with all requirements applicable to other chapter 401
permits and shall identify criteria by which sources may qualify for
the general permit. To sources that qualify, the permitting authority
shall grant the conditions and terms of the general permit. Notwith-
standing the shield provisions of WAC 173-401-640, the source shall be
subject to enforcement action for operation without a chapter 401 per-
mit if the source is later determined not to qualify for the condi-
tions and terms of the general permit. General permits shall not be
authorized for affected sources under the acid rain program.

(2) Applications. Chapter 401 sources that would qualify for a
general permit must apply to the permitting authority for coverage un-
der the terms of the general permit or must apply for a chapter 401
permit consistent with WAC 173-401-500. The permitting authority may,
in the general permit, provide for applications which deviate from the
requirements of WAC 173-401-510, provided that such applications meet
the requirements of this chapter, and include all information necessa-
ry to determine qualification for, and to assure compliance with, the
general permit. Without repeating the public participation procedures
required under WAC 173-401-800, the permitting authority may grant a
source's request for authorization to operate under a general permit,
but such a grant shall not be a final permit action for purposes of
judicial review.

(3) Renewal. General permits being renewed are subject to the
same procedural requirements, including public participation, that ap-
ply to initial permit issuance. If the general permit is renewed with-
out change, sources covered by the general permit do not need to sub-
mit new applications to operate under the authority of the general
permit.

[Statutory Authority: Chapter 70.94 RCW. WSR 93-20-075 (Order 91-68),
§ 173-401-750, filed 10/4/93, effective 11/4/93.]