

(Adopted: 12/5/75; CARB Ex. Ord. G-73: 02/01/77; Readopted: 07/25/77; Amended: 01/04/82)

Rule 516

Effective Date of Decision

Unless otherwise ordered, the decision of the Hearing Board shall become effective upon the concurring vote of three or more of its members.

[SIP: Deletion challenged U.S. 9th Cir. Case #97-71117; Deleted 6/27/97, 62 FR 34641, 40 CFR 52.220(c)(30)(x)(B) and 40 CFR 52.220(c)(39)(iv)(F); Approved 9/8/78, 43 FR 40011, 40 CFR 52.220(c)(39)(iv)(C); Approved 6/14/78, 43 FR 25684, 40 CFR 52.220(c)(30)(x)(A)]

(Adopted: 12/5/75; CARB Ex. Ord. G-73: 02/01/77; Readopted: 07/25/77; Amended: 01/04/82)

Rule 517

Lack of Permit

The Hearing Board shall not receive or accept a petition for a variance for the operation or use of any article, machine, equipment or other contrivance until a permit to operate has been granted and is in effect, or has been denied by the Air Pollution Control Officer, or unless such equipment is exempt from permit requirements.

A variance granted by the Hearing Board after a denial of a permit to operate by the Air Pollution Control Officer may include a permit to operate for the duration of the variance.

The provisions of this rule shall not apply to a petition filed by the Air Pollution Control Officer or by or with respect to the facilities of the Federal Government or the State of California or their respective agencies or departments.

The provisions of this rule shall not apply to a petition for a variance sought for the purpose of testing or operating trials if the equipment to be tested or operated has been constructed under a valid authority to construct.

[SIP: Deletion challenged U.S. 9th Cir. Case #97-71117; Deleted 6/27/97, 62 FR 34641, 40 CFR 52.220(c)(30)(x)(B); Approved 9/8/78, 43 FR 40011, 40 CFR 52.220(c)(39)(ii)(C); Approved 6/14/78, 43 FR 25684, 40 CFR 52.220(c)(x)(A)]