

**7:27A-3.9 Civil administrative penalty for failure to provide information or test data or to maintain a permanent record of information or test data**

(a) The Department may assess a civil administrative penalty against each violator who fails to provide the Department with or who fails to maintain a permanent record of information regarding smoke, opacity, or emission data; any other stack or test data; or any other records or information required by the Department pursuant to the Act or any rule, administrative order, operating certificate, registration requirement or permit issued pursuant thereto.

(b) Each day smoke, opacity or emission data; any other stack or test data; or any other records or information required by the Department pursuant to the Act or any rule, administrative order, operating certificate, registration requirement or permit issued pursuant thereto is not provided after it is due, or is not maintained, shall constitute an additional, separate and distinct offense.

(c) Except as provided in N.J.A.C. 7:27A-3.10, the amount of the civil administrative penalty for offenses described in this section shall be as provided at (c)1 through 3 below. The grace period for these minor violations, if applicable in accordance with N.J.A.C. 7:27A-3.10(q) through (t), is 30 days.

1. For the nonsubmittal of or the failure to maintain records of any smoke, opacity or emission data:

- i. \$2,000 for the first offense;
- ii. \$4,000 for the second offense;

- iii. \$10,000 for the third offense; and
- iv. \$30,000 for the fourth and each subsequent offense.

2. For the nonsubmittal of or the failure to maintain records of any stack or test data not included in (c)1 above:

- i. \$1,000 for the first offense;
- ii. \$2,000 for the second offense;
- iii. \$5,000 for the third offense; and
- iv. \$15,000 for the fourth and each subsequent offense.

3. For the nonsubmittal of or the failure to maintain any records or information not included in (c)1 or 2 above:

- i. \$500.00 for the first offense;
- ii. \$1,000 for the second offense;
- iii. \$2,500 for the third offense; and
- iv. \$7,500 for the fourth and each subsequent offense.

(d) The Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.

Amended by R.1995 d.5, effective January 3, 1995 (operative January 27, 1995).

See: 26 N.J.R. 3566(a), 27 N.J.R. 93(a).

Amended by R.2005 d.155, effective May 16, 2005 (operative June 17, 2005).

See: 36 N.J.R. 5293(a), 37 N.J.R. 1789(a).

Rewrote (c).

**7:27A-3.10 Civil administrative penalties for violation of rules adopted pursuant to the Act**

(a) The Department may assess a civil administrative penalty of not more than \$10,000 for the first offense, not more than \$25,000 for the second offense, and not more than \$50,000 for the third and each subsequent offense for each violation of the Act or of any rule promulgated pursuant to the Act listed in (m) and (n) below.

(b) Each violation of each provision of the Act, or any rule promulgated pursuant thereto, shall constitute a separate and distinct offense.

(c) Each day during which the violation continues shall constitute an additional, separate, and distinct offense.

(d) Except as provided for in (e) and (f) below, the Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.

(e) For violations of N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(c) or (e) indicated by a continuous monitoring system, the Department shall calculate penalties in accordance with (n)1 below and may, in its discretion for purposes of determining the statutory maximum penalty for an offense, treat an offense as a first offense for civil administrative penalty determination purposes, at the beginning of each calendar quarter.

(f) For violations of N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(d) or (e) when a continuous monitoring system operates out of control or is out of service, the Department shall calculate penalties in accordance with (n)2 below and may, in its discretion, treat an offense as a first offense for civil administrative penalty determination purposes, if the violator has not committed the same offense in the four consecutive calendar quarters immediately preceding the first day of the calendar quarter during which the pending offense was committed.

(g) Where the civil administrative penalty for a violation of the Act or of any rule promulgated pursuant to the Act may be determined by using more than one provision of this section, the Department may, in its discretion, assess the highest civil administrative penalty that corresponds to the violation, pursuant to the factors listed in N.J.A.C. 7:27A-3.5(e).

(h) The Department shall determine the amount of the civil administrative penalty for offenses described in this section on the basis of the provision violated and the frequency of the violation.

(i) (Reserved)

(j) The Department may, in its discretion prior to assessment of a civil administrative penalty, adjust the amount of any penalty determined under this section pursuant to the factors listed in N.J.A.C. 7:27A-3.5(e).

(k) For violations of N.J.A.C. 7:27-22.3(a) and (b), the Department shall calculate penalties in accordance with the Civil Administrative Penalty Schedule in (m) below by adding the penalty amounts for each source operation within a facility that is subject to N.J.A.C. 7:27-22. The daily penalty for such violations shall not exceed the amounts set forth in (a) above.

(l) Footnotes 3, 4, and 8 set forth in the Civil Administrative Penalty Schedule in (m) below are intended solely to put violators on notice that in addition to assessing a civil administrative penalty, the Department may also revoke the violator's Operating Permit, Certificate or variance. These footnotes are not intended to limit the Department's discretion in determining whether or not to revoke an Operating Permit, Certificate or variance, but merely to indicate the situation in which the Department would be most likely to seek revocation.

(m) The violations of N.J.A.C. 7:27, whether the violation is minor or non-minor in accordance with (q) through (t) below, and the civil administrative penalty amounts for each violation are as set forth in the following Civil Administrative Penalty Schedule. The numbers of the following subsections correspond to the numbers of the corresponding subchapter in N.J.A.C. 7:27. The rule summaries for the requirements set forth in the Civil Administrative Penalty Schedule in this subsection are provided for informational purposes only and have no legal effect.

#### CIVIL ADMINISTRATIVE PENALTY SCHEDULE

1. (Reserved)

2. The violations of N.J.A.C. 7:27-2, Control and Prohibition of Open Burning, and the civil administrative penalty amounts for each violation are as set forth in the following table:

<u>Citation</u>	<u>Class</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Fourth and Each Subsequent Offense</u>
N.J.A.C. 7:27-2.2	Small scale (up to 55 gallon drum or equivalent)	NM	\$300	\$600	\$1,500	\$4,500
	Large Scale	NM	\$2,000	\$4,000	\$10,000	\$30,000
	Material containing pesticides, dangerous materials and solvents	NM	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-2.3(a)	Small scale (up to 55 gallon drum or equivalent)	NM	\$200	\$400	\$1,000	\$3,000
	Large scale	NM	\$2,000	\$4,000	\$10,000	\$30,000
	Material containing pesticides, dangerous materials and solvents	NM	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-2.3(b)	Residential	NM	\$100	\$200	\$500	\$1,500
	Commercial	NM	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-2.3(c)	Residential	NM	\$100	\$200	\$500	\$1,500
	Commercial	NM	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-2.4	Not acting in accordance with permit	NM	\$1,000	\$2,000	\$5,000	\$15,000

3. The violations of N.J.A.C. 7:27-3, Control and Prohibition of Smoke from Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Subsequent Offense
	Commercial Vehicle Registration	M	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-15.7(a)1	Owner of four or fewer vehicles	NM	\$400	\$800	\$2,000	\$6,000
	Owner of five or more vehicles	NM	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-15.7(a)2	Passenger Vehicle Registration	NM	\$500	\$1,000	\$2,500	\$7,500
	Commercial Vehicle Registration	NM	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-15.7(a)3	Sale/Offer for Sale; Lease/Offer for Lease by owner of four or fewer vehicles	NM	\$1,000	\$2,000	\$5,000	\$15,000
	Sale/Offer for Sale; Lease/Offer for Lease by owner of five or more vehicles	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-15.7(a)4	Offer for Sale/Sale of Device/Component	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-15.8(a)	Passenger Vehicle Registration	NM	\$100	\$200	\$500	\$1,500
	Commercial Vehicle Registration	NM	\$200	\$400	\$1,000	\$3,000

16. The violations of N.J.A.C. 7:27-16, Control and Prohibition of Air Pollution by Volatile Organic Compounds (VOC), and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.2(b)	External Surface	NM	\$1,000 <sup>3</sup>	\$2,000	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.2(b)	Control Apparatus	NM	\$1,000 <sup>3</sup>	\$2,000	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.2(c)	Vapor Control System	NM	\$1,000 <sup>3</sup>	\$2,000	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.2(d)	Gauging/Sampling	NM	\$500 <sup>3</sup>	\$1,000	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.2(g)	Floating Roof	NM	\$2,000 <sup>3</sup>	\$4,000	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
N.J.A.C. 7:27-16.2(h)	Seal-Envelope	NM	\$2,000 <sup>3</sup>	\$4,000	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
N.J.A.C. 7:27-16.2(i)	Roof Openings	NM	\$600 <sup>3</sup>	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.2(k)	Records	M	\$500 <sup>3</sup>	\$1,000	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.3(c)	Submerged Fill (Gasoline)	NM	\$600 <sup>3</sup>	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(d)	Transfer of Gasoline	NM	\$600 <sup>3</sup>	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(e)	Transfer of Gasoline (Delivery)	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(i)1	Testing	M	\$500 <sup>3</sup>	\$1,000 <sup>3</sup>	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.3(i)2 or (i)3	Records	M	\$100 <sup>3</sup>	\$200 <sup>3</sup>	\$500 <sup>3</sup>	\$1,500 <sup>3</sup>
N.J.A.C. 7:27-16.3(j)	Transfer Pressure	NM	600 <sup>3</sup>	\$1,200 <sup>3</sup>	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(l)	Vapor-Tight Delivery Vessel (Gasoline)	NM	\$600 <sup>3</sup>	\$1,200 <sup>3</sup>	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(m)	Transfer of Gasoline (Delivery)	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(n)1	Loading 15,000 gallons or less per day	NM	\$1,000	\$2,000	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(n)2	Loading more than 15,000 gallons per day	NM	\$5,000	\$10,000	\$25,000 <sup>3</sup>	\$50,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(o)1	Leak	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(o)2	Component	NM	\$800	\$1,600	\$4,000 <sup>3</sup>	\$12,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(o)3	Spill	NM	\$2,000	\$4,000	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(p)	Recertify	M	\$200	\$400	\$1,000 <sup>3</sup>	\$3,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(q)	Gasoline Loading Facility	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.3(s)	Records	M	\$500	\$1,000	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.4(b)	Submerged Fill (VOC)	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(c)	Transfer of VOC	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(f)	Transfer of VOC (Delivery)	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(i)	Pressure Testing	M	\$500	\$1,000	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.4(i)	Certification Display	M	\$100	\$200	\$500 <sup>3</sup>	\$1,500 <sup>3</sup>
N.J.A.C. 7:27-16.4(j)	Transfer Pressure	M	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(k)	Component	NM	\$800	\$1,600	\$4,000 <sup>3</sup>	\$12,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(k)1	Leak	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(k)2	Spill	NM	\$2,000	\$4,000	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(l)	Vapor-Tight Delivery Vessel (VOC)	NM	\$600	\$1,200	\$3,000 <sup>3</sup>	\$9,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(m)	Recertify	M	\$200	\$400	\$1,000 <sup>3</sup>	\$3,000 <sup>3</sup>
N.J.A.C. 7:27-16.4(o)	Records	M	\$500	\$1,000	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.5(b)	Control Apparatus	M	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
N.J.A.C. 7:27-16.5(c)	Submittal/Plan	M	\$500	\$1,000	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>

Citation	Class	Type of Violation	Fourth and			
			Offense	Second Offense	Third Offense	Each Subsequent Offense
N.J.A.C. 7:27-16.5(e)	Ballasting	M	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
N.J.A.C. 7:27-16.5(f)1	Leak	NM	\$1,200	\$2,400	\$6,000 <sup>3</sup>	\$18,000 <sup>3</sup>
N.J.A.C. 7:27-16.5(f)2	Component	NM	\$1,600	\$3,200	\$8,000 <sup>3</sup>	\$24,000 <sup>3</sup>
N.J.A.C. 7:27-16.5(f)3	Spill	NM	\$4,000	\$8,000	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
N.J.A.C. 7:27-16.5(j)	Record	M	\$500	\$1,000 <sup>3</sup>	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.6(b)	Tank Lids	NM	\$500 <sup>3</sup>	\$1,000 <sup>3</sup>	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.6(c)	Unheated Surface Cleaner 25 square feet or less	NM	\$500 <sup>3</sup>	\$1,000 <sup>3</sup>	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.6(d)	Unheated Surface Cleaner greater than 25 square feet	NM	\$1,000 <sup>3</sup>	\$2,000 <sup>3</sup>	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.6(e)	Heated Tank	NM	\$1,000 <sup>3</sup>	2,000 <sup>3</sup>	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.6(f)	Vapor Surface Cleaner	NM	\$1,500 <sup>3</sup>	\$3,000 <sup>3</sup>	\$7,500 <sup>3</sup>	\$22,500 <sup>3</sup>
N.J.A.C. 7:27-16.6(g)	Unheated Conveyorized Surface Cleaner	NM	\$1,000 <sup>3</sup>	\$2,000 <sup>3</sup>	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.6(h)	Heated Conveyorized Surface Cleaner	NM	\$1,500 <sup>3</sup>	\$3,000 <sup>3</sup>	\$7,500 <sup>3</sup>	\$22,500 <sup>3</sup>
N.J.A.C. 7:27-16.6(i)	Conveyorized Vapor Surface Cleaner	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
N.J.A.C. 7:27-16.6(j)	Cold Cleaning Machine	NM	\$1,000 <sup>3</sup>	\$2,000 <sup>3</sup>	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.6(j)	Heated Cleaning Machine	NM	\$1,000 <sup>3</sup>	\$2,000 <sup>3</sup>	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-16.6(k)	Batch Vapor Cleaning Machine	NM	\$1,500 <sup>3</sup>	\$3,000 <sup>3</sup>	\$7,500 <sup>3</sup>	\$22,500 <sup>3</sup>
N.J.A.C. 7:27-16.6(l)	In-Line Vapor Cleaning Machine	NM	\$1,500 <sup>3</sup>	\$3,000 <sup>3</sup>	\$7,500 <sup>3</sup>	\$22,500 <sup>3</sup>
N.J.A.C. 7:27-16.6(m)	Airless Cleaning Machine or Air-Tight Cleaning Machine	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>

Citation	Type of Violation	First Offense	Fourth and Each		
			Second Offense	Third Offense	Subsequent Offense
N.J.A.C. 7:27-16.7(c)					
CLASS Surface Coating or Graphic Arts					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

N.J.A.C. 7:27-16.7(d)

CLASS Surface Coating or Graphic Arts

Maximum Actual Emissions

For less than 10 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$50,000 <sup>3</sup>

From 10 pounds through 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

For greater than 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(g)					

CLASS Metal Furniture or Large Appliance

Maximum Actual Emissions

For less than 10 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>

From 10 pounds through 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

For greater than 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(h)					

CLASS Printing

Maximum Actual Emissions

For less than 10 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>

From 10 pounds through 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

For greater than 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(i)					

CLASS Tablet Coating

Maximum Actual Emissions

For less than 10 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>

From 10 pounds through 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

For greater than 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(j)					
CLASS Wood Furniture					
Maximum Actual Emissions					

For less than 10 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>

From 10 pounds through 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

For greater than 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(k)1	Permit	M	\$400	\$800	\$2,000	\$6,000
N.J.A.C. 7:27-16.7(m) or (n)	Records	M	\$500	\$1,000	\$2,500	\$7,000

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
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N.J.A.C. 7:27-16.8(b)1 or 2

CLASS Boiler Serving an Electric Generating Unit or Industrial/Commercial/Institutional Boilers

Actual Emission (pounds per million BTU):

Boiler Heat Input Capacity—Less than 100 MMBTU

1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
Boiler Heat Input Capacity — From 100-250 MMBTU					
1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
Boiler Heat Input Capacity—Greater than 250 MMBTU					
1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

		Fourth and Each Subsequent				
<u>Citation</u>	<u>Class</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Subsequent Offense</u>
N.J.A.C. 7:27-16.8(b)3	Adjust Combustion	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.8(c)1	Adjust Combustion		\$500	\$1,000	\$2,500	\$7,500
	5-10 million BTU per hour					
N.J.A.C. 7:27-16.8(c)2	Adjust Combustion		\$1,000	\$2,000	\$5,000	\$15,000
	10-20 million BTU per hour					
N.J.A.C. 7:27-16.8(c)3	Adjust Combustion		\$2,000	\$4,000	\$10,000	\$30,000
	20-50 million BTU per hour					
N.J.A.C. 7:27-16.8(e)	Demonstrate Compliance	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.8(f) or (g)	Failure to Install CEM	NM	\$10,000	\$20,000	\$50,000	\$50,000

		Fourth and Each Subsequent				
<u>Citation</u>	<u>Class</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Subsequent Offense</u>
N.J.A.C. 7:27-16.9(b) and (c)						
CLASS Stationary Combustion Turbine						
Actual Emission (pounds per million BTU):						
3-10 MW Turbine						
1. Less than 25 percent over the allowable standard	NM		\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM		\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM		\$8,000	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
11-50 MW Turbine						
1. Less than 25 percent over the allowable standard	NM		\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM		\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM		\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
Greater than 50 MW Turbine						
1. Less than 25 percent over the allowable standard	NM		\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM		\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM		\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

		Fourth and Each Subsequent				
<u>Citation</u>	<u>Class</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Subsequent Offense</u>
N.J.A.C. 7:27-16.9(e)	Demonstrate Compliance	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.9(f)	Adjust Combustion	NM	\$2,000	\$4,000	\$10,000	\$30,000

		Type of <u>Violation</u>	First <u>Offense</u>	Second <u>Offense</u>	Third <u>Offense</u>	Fourth and Each Subsequent <u>Offense</u>
<u>Citation</u>						
N.J.A.C. 7:27-16.10(b)						
CLASS Stationary Reciprocating Engine						
Actual Emission (grams per brake horsepower hr):						
1000 bhp or less						
1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>	
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
Greater than 1000 bhp						
1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
		Type of <u>Violation</u>	First <u>Offense</u>	Second <u>Offense</u>	Third <u>Offense</u>	Fourth and Each Subsequent <u>Offense</u>
<u>Citation</u>	<u>Class</u>					
N.J.A.C. 7:27-16.10(d)	Demonstrate Compliance	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.10(e)	Adjust Combustion	NM	\$2,000	\$4,000	\$10,000	\$30,000
		Type of <u>Violation</u>	First <u>Offense</u>	Second <u>Offense</u>	Third <u>Offense</u>	Fourth and Each Subsequent <u>Offense</u>
<u>Citation</u>						
N.J.A.C. 7:27-16.11(b)						
CLASS Asphalt plants						
Maximum Actual Emissions						
1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>	
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
		Type of <u>Violation</u>	First <u>Offense</u>	Second <u>Offense</u>	Third <u>Offense</u>	Fourth and Each Subsequent <u>Offense</u>
<u>Citation</u>	<u>Class</u>					
N.J.A.C. 7:27-16.11(d)	Demonstrate Compliance	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.11(e)	Adjust Combustion	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.12(c)	Maximum VOC Content of Coatings	NM	\$1,000 <sup>3</sup>	\$1,500 <sup>3</sup>	\$2,000 <sup>3</sup>	\$2,500 <sup>3</sup>
N.J.A.C. 7:27-16.12(d)	Contents of Coating	NM	\$1,000 <sup>3</sup>	\$1,500 <sup>3</sup>	\$2,000 <sup>3</sup>	\$2,500 <sup>3</sup>
N.J.A.C. 7:27-16.12(e)	Documentation of VOC Content Calculations	M	\$1,000 <sup>3</sup>	\$1,500 <sup>3</sup>	\$2,000 <sup>3</sup>	\$2,500 <sup>3</sup>
N.J.A.C. 7:27-16.12(f)	Coating Application Techniques	M	\$1,000 <sup>3</sup>	\$1,500 <sup>3</sup>	\$2,000 <sup>3</sup>	\$2,500 <sup>3</sup>
N.J.A.C. 7:27-16.12(g)	Spray Gun Cleaning Methods	M	\$1,000 <sup>3</sup>	\$1,500 <sup>3</sup>	\$2,000 <sup>3</sup>	\$2,500 <sup>3</sup>
N.J.A.C. 7:27-16.12(h)	Additional Measures	M	\$1,000 <sup>3</sup>	\$1,500 <sup>3</sup>	\$2,000 <sup>3</sup>	\$2,500 <sup>3</sup>
N.J.A.C. 7:27-16.13(a)	Flares	NM	\$1,200 <sup>3</sup>	\$2,400 <sup>3</sup>	\$6,000 <sup>3</sup>	\$18,000 <sup>3</sup>
N.J.A.C. 7:27-16.13(b)	Submittal	M	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.13(c)	Log	M	\$500	\$1,000	\$2,500	\$7,500
		Type of <u>Violation</u>	First <u>Offense</u>	Second <u>Offense</u>	Third <u>Offense</u>	Fourth and Each Subsequent <u>Offense</u>
<u>Citation</u>						
N.J.A.C. 7:27-16.16(c)						

## CLASS Other Source Operations

## Maximum Actual Emissions

For less than 10 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>

From 10 pounds through 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

For greater than 22.8 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>

Fourth and  
Each

<u>Citation</u>	<u>Class</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Subsequent Offense</u>
N.J.A.C. 7:27-16.16(g)	Records	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.17(b)1	Control Apparatus	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.17(b)2	Compliance with Alternative VOC Control Plan	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.17(c)	Compliance	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.17(d)	Submittal	M	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.17(e)	Submittal	M	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.17(n)	Submittal	M	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.18(c)	Leak	NM	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.18(d)	Leak	NM	\$300	\$600	\$1,500 <sup>3</sup>	\$4,500 <sup>3</sup>
N.J.A.C. 7:27-16.18(f)	Leak Detection and Repair	NM	\$3,000	\$6,000	\$15,000 <sup>3</sup>	\$45,000 <sup>3</sup>
N.J.A.C. 7:27-16.18(g)	Leak Detection and Repair	NM	\$3,000	\$6,000	\$15,000 <sup>3</sup>	\$45,000 <sup>3</sup>
N.J.A.C. 7:27-16.18(h)	Leak Detection and Repair	NM	\$3,000	\$6,000	\$15,000 <sup>3</sup>	\$45,000 <sup>3</sup>
N.J.A.C. 7:27-16.18(i)	Leak Detection and Repair	NM	\$3,000	\$6,000	\$15,000 <sup>3</sup>	\$45,000 <sup>3</sup>
N.J.A.C. 7:27-16.18(j)1	Log	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.18(j)2	Report	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.18(f)	Annual Testing	M	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-16.18(o)	Sealing Device	NM	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.18(q)	Alternative Methods	NM	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-16.19	Cutback and Emulsified Asphalt	NM	\$1,000	\$2,000	\$5,000	\$15,000

Fourth and  
Each

<u>Citation</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Subsequent Offense</u>
N.J.A.C. 7:27-16.20(a)					

## CLASS Petroleum Solvent Dry Cleaning

## Maximum Actual Emissions

For less than 10 pounds per hour:

1. Less than 25 percent over the allowable standard	NM	\$2,000 <sup>3</sup>	\$4,000 <sup>3</sup>	\$10,000 <sup>3</sup>	\$30,000 <sup>3</sup>
2. From 25 through 50 percent over the allowable standard	NM	\$4,000 <sup>3</sup>	\$8,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>

3. Greater than 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
From 10 pounds through 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard	NM	\$6,000 <sup>3</sup>	\$12,000 <sup>3</sup>	\$30,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
2. From 25 through 50 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
For greater than 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard	NM	\$8,000 <sup>3</sup>	\$16,000 <sup>3</sup>	\$40,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
2. From 25 through 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
3. Greater than 50 percent over the allowable standard	NM	\$10,000 <sup>3</sup>	\$20,000 <sup>3</sup>	\$50,000 <sup>3</sup>	\$50,000 <sup>3</sup>	
Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.20(b)	Filtration Emissions	NM	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.20(c)1	Leaking Equipment	NM	\$500	\$1,000	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.20(c)2	Open Containers	NM	\$500	\$1,000	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-16.20(f)	Total Emissions	NM	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.20(g)	Records	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.21(a)	Plan	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.21(b)	Implement Plan	NM	\$4,000	\$8,000	\$20,000	\$50,000
N.J.A.C. 7:27-16.21(c)	Report	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.21(d)	Records Availability	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.21(e)	Revise Plan	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.22(a)	Records Availability	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.22(c)	Information	M	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.22(d)	Monitoring	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.22(e)	Sampling and Testing	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.24(a)	Adjust Combustion	M	\$2,000	\$4,000	\$10,000	\$30,000

<sup>3</sup> Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

17. The violations of N.J.A.C. 7:27-17, Control and Prohibition of Air Pollution by Toxic Substances, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-17.2	Asbestos Surface Coating	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-17.3(a)	Registration	M	\$500 <sup>3</sup>	\$1,000 <sup>3</sup>	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-17.3(c)	Remedial Measures	M	\$500 <sup>3</sup>	\$1,000 <sup>3</sup>	\$2,500 <sup>3</sup>	\$7,500 <sup>3</sup>
N.J.A.C. 7:27-17.3(d)	Implementation	M	\$1,000 <sup>3</sup>	\$2,000 <sup>3</sup>	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-17.3(e)	Resubmittal	M	\$1,000 <sup>3</sup>	\$2,000 <sup>3</sup>	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-17.4(a)	Discharge Criteria	M	\$1,000	\$2,000	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-17.4(b)	Aerodynamic Downwash	M	\$1,000	\$2,000	\$5,000 <sup>3</sup>	\$15,000 <sup>3</sup>
N.J.A.C. 7:27-17.5(a)	Written Instructions	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(b)	Training Program	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(c)	Copies of Instructions	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(d)	Submittal	M	\$500	\$1,000	\$2,500	\$7,500

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-17.5(e)	Notification	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.6(a)	Tests (Asbestos)	M	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-17.6(c)1	Information (TXS)	M	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-17.6(c)2	Monitoring (TXS)	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-17.6(c)3	Sampling and Testing Facilities (TXS)	M	\$2,000	\$4,000	\$10,000	\$30,000

<sup>3</sup> Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

18. (Reserved)

19. The violations of N.J.A.C. 7:27-19, Control and Prohibition of Air Pollution from Oxides of Nitrogen, and the civil administrative penalty amounts for each violation, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-19.3(d)	Failure to Submit Application or Plan	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.4(a)	Boilers Serving an Electric Generating Unit					
Actual Emissions (pounds per million BTU per hour):						
1.	Less than 25 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.4(b)	All Boilers Serving an Electric Generating Unit Failure to Install CEM	M	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.4(c)	Adjust Combustion		\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.5(a) or (b)	Stationary Combustion Turbines					
Actual Emission (pounds per million BTU):						
3-10 MW Turbine						
1.	Less than 25 percent over the allowable standard	NM	\$2,000	\$4,000	\$10,000	\$30,000
2.	From 25 through 50 percent over the allowable standard	NM	\$4,000	\$8,000	\$20,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
11-50 MW Turbine						
1.	Less than 25 percent over the allowable standard	NM	\$6,000	\$12,000	\$30,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
Greater than 50 MW Turbine						
1.	Less than 25 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.5(c)5	Conditions of Approval - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.5(c)5	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.5(c)6	Adjust Combustion Process	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.5(d)	Actual Emission (pounds per megawatt hour):					
3-10 MW Turbine						
1.	Less than 25 percent over the allowable standard		\$2,000	\$4,000	\$10,000	\$30,000
2.	From 25 through 50 percent over the allowable standard		\$4,000	\$8,000	\$20,000	\$50,000
3.	Greater than 50 percent over the allowable standard		\$8,000	\$16,000	\$40,000	\$50,000
11-50 MW Turbine						
1.	Less than 25 percent over the allowable standard		\$6,000	\$12,000	\$30,000	\$50,000
2.	From 25 through 50 percent over the allowable standard		\$8,000	\$16,000	\$40,000	\$50,000

<u>Citation</u>	<u>Class</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Fourth and Each Subsequent Offense</u>
3.	Greater than 50 percent over the allowable standard		\$10,000	\$20,000	\$50,000	\$50,000
	Greater than 50 MW Turbine					
1.	Less than 25 percent over the allowable standard		\$8,000	\$16,000	\$40,000	\$50,000
2.	From 25 through 50 percent over the allowable standard		\$10,000	\$20,000	\$50,000	\$50,000
3.	Greater than 50 percent over the allowable standard		\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.5(e)	Adjust Combustion Process		\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.6(d)1 and 2	Emissions Averaging					
	Actual Emission (pounds per million BTU):					
1.	Less than 25 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
2.	Twenty-five percent or greater percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.6(f)1 or 2	Record Keeping of Compliance					
	Demonstration	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.6(g)	Log	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.6(h)	Quarterly Reports	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.6(i)	Notice of Noncompliance	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.6(j)1	Provide Notice of Ceased Operations	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.7(a)	Adjust combustion process	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.7(b) or (c)	Industrial/Commercial/Institutional boilers and other indirect heat exchangers					
	Actual Emission (pounds per million BTU):					
	Less than 25 MMBTU per hour					
1.	Less than 25 percent over the allowable standard	NM	\$2,000	\$4,000	\$10,000	\$30,000
2.	From 25 through 50 percent over the allowable standard	NM	\$4,000	\$8,000	\$20,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
	25-50 MMBTU per hour					
1.	Less than 25 percent over the allowable standard	NM	\$6,000	\$12,000	\$30,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
	Greater than 50 MMBTU per hour					
1.	Less than 25 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.7(d) or (e)	Heat input rate of 250 MMBTU per hour or greater					
	Failure to install CEM	NM	\$10,000	\$20,000	\$50,000	\$50,000
	Heat input rate of 50 MMBTU to less than 250 MMBTU per hour					
	Adjust combustion process or install CEM	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.7(g)1	Adjust Combustion 5-10 million BTU per hour		\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.7(g)2	Adjust Combustion 10-20 million BTU per hour		\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-19.7(g)3	Adjust Combustion 20 million BTU per hour or greater		\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.7(h)	Actual Emissions (pounds per million BTU)					
1.	Less than 25 percent over the allowable standard		\$8,000	\$16,000	\$40,000	\$50,000
2.	From 25 through 50 percent over the allowable standard		\$10,000	\$20,000	\$50,000	\$50,000
3.	Greater than 50 percent over the allowable standard		\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.8(a), (b) or (c)	Stationary Reciprocating Engines					
	Actual Emission (grams per brake horsepower hour):					
	1000 bhp or less					
1.	Less than 25 percent over the allowable standard	NM	\$6,000	\$12,000	\$30,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
	Greater than 1000 bhp					
1.	Less than 25 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000

2.	From 25 through 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.8(e) Actual Emissions (grams per brake horsepower hour)						
200 bhp or greater, used for generating electricity						
1.	Less than 25 percent over the allowable standard		\$2,000	\$4,000	\$10,000	\$30,000
2.	From 25 through 50 percent over the allowable standard		\$4,000	\$8,000	\$20,000	\$50,000
3.	Greater than 50 percent over the allowable standard		\$8,000	\$16,000	\$40,000	\$50,000
Less than 200 bhp, used for generating electricity						
1.	Less than 25 percent over the allowable standard		\$500	\$1,000	\$2,500	\$7,500
2.	From 25 through 50 percent over the allowable standard		\$1,000	\$2,000	\$5,000	\$15,000
3.	Greater than 50 percent over the allowable standard		\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.8(f) Adjust Combustion						
	50 – 200 bhp		\$500	\$1,000	\$2,500	\$7,500
	200- 500 bhp		\$1,000	\$2,000	\$5,000	\$15,000
	500 bhp or greater		\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.9(a) Asphalt Plants						
Maximum Actual Emissions						
1.	Less than 25 percent over the allowable standard	NM	\$2,000	\$4,000	\$10,000	\$30,000
2.	From 25 through 50 percent over the allowable standard	NM	\$4,000	\$8,000	\$20,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
N.J.A.C. 7:27-19.9(b) Adjust combustion process						
		NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.10(a) or (b) Glass Manufacturing Furnaces						
Maximum Actual Emission:						
For less than 10 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	\$2,000	\$4,000	\$10,000	\$30,000
2.	From 25 through 50 percent over the allowable standard	NM	\$4,000	\$8,000	\$20,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
From 10 pounds through 22.8 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	\$6,000	\$12,000	\$30,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
From greater than 22.8 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
2.	From 25 through 50 percent allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.10(c)1 Determine baseline NO <sub>x</sub> emission rate						
		M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.10(c)2 Submit Emission Reduction Plan						
		M	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.10(c)3 Implement Emission Reduction Plan						
		NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.10(c)4 Reduce Emissions 30 percent						
Maximum Actual Emission:						
For less than 10 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	\$2,000	\$4,000	\$10,000	\$30,000
2.	From 25 through 50 percent over the allowable standard	NM	\$4,000	\$8,000	\$20,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
From 10 pounds through 22.8 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	\$6,000	\$12,000	\$30,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
From greater than 22.8 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	\$8,000	\$16,000	\$40,000	\$50,000
2.	From 25 through 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
3.	Greater than 50 percent over the allowable standard	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.10(e) Adjust combustion process						
		NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.11(a), (b) Emergency Generators Record Keeping						
			\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.13(j) Modify NO <sub>x</sub> Control Plan for alterations						
		M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.13(n) Implement NO <sub>x</sub> Control Plan						
		NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.15(c) Demonstrate Compliance						
		M	\$2,000	\$4,000	\$10,000	\$30,000

N.J.A.C. 7:27-19.16 (b) or (h)	Log	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.16(c) or (i)	Submit Report		\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.17(a)1	Conduct Stack Tests	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.17(a)2, 3 or 4	Information	M	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-19.17(b)	Sampling and Testing Facilities	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.17(e)	Recordkeeping	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.18(a)2, 3, 4 or 5	Monitoring	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.18(h)	Conditions of Approval - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.18(h)	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.19(a) or (b)	Recordkeeping	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(d)	Recordkeeping	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(e)	Recordkeeping	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(f)	Recordkeeping	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(g)1 or 2	Submit Report	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.20(d)	Compliance with Maximum Annual Emission Rate					
Actual Emissions (pounds per million BTU).						
1. Less than 25 percent over the allowable standard		NM	\$8,000	\$16,000	\$40,000	\$50,000
2. Twenty-five percent or greater percent over the allowable standard		NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.20(g)1	Conditions of Approval - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.20(g)1	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.20(g)2	Combust Cleaner Fuel	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.20(g)3	Compliance with Maximum Allowable Emission Rate					
Actual Emissions (pounds per million BTU)						
1. Less than 25 percent over the allowable standard		NM	\$8,000	\$16,000	\$40,000	\$50,000
2. Twenty-five percent or greater percent over the allowable standard		NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.20(g)4	Compliance with Maximum Allowable Emission Rate					
Class:	Boilers Serving an Electric Generating Unit	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.4(a).				
Class:	Stationary Combustion Turbines	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.5(a) or (b).				
Class:	Industrial/ Commercial/ Institutional Boilers and other Indirect Heat Exchangers	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.7(b) or (c).				
Class:	Stationary Reciprocating Engines	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.8(a), (b) or (c).				
Class:	Asphalt Plants	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.9(a).				
Class:	Glass Manufacturing Furnaces	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.10(a) or (b).				
N.J.A.C. 7:27-19.20(g)5	Compliance with Maximum Annual Emission Rate					
Actual Emissions (pounds per million BTU).						
1. Less than 25 percent over the allowable standard		NM	\$8,000	\$16,000	\$40,000	\$50,000
2. Twenty-five percent or greater percent over the allowable standard		NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.20(i)1, 2 or 3	Maintain Emission Calculations	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.21(e)1	Conditions of Approval - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000

N.J.A.C. 7:27-19.21(e)1	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.21(e)2	Compliance Milestones - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.21(e)2	Compliance Milestones - Emission Increase	NM				
N.J.A.C. 7:27-19.21(e)4	Determine Actual NO <sub>x</sub> Emissions	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.21(e)5	Adjust combustion process	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.21(e)6	Record Keeping and Reporting	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.21(e)7	Notification	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.21(e)9	Compliance with Maximum Allowable Emission Rate					
Class: Boilers Serving an Electric Generating Unit See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.4(a).						
N.J.A.C. 7:27-19.21(e)10	Cease Operating	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.22(g)1	Conditions of Approval - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.22(g)1	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.22(g)2	Compliance Milestones - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.22(g)2	Compliance Milestones - Emission Increase	NM				
N.J.A.C. 7:27-19.22(g)3	Notification	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.22(g)4	Control Emissions	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.23(e)1	Conditions of Approval - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.23(e)1	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.23(e)2	Compliance Milestones - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.23(e)2	Compliance Milestones - Emission Increase	NM				
N.J.A.C. 7:27-19.23(e)3	Implement Innovative Control Technology - No Emission Increase	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.23(e)3	Implement Innovative Control Technology - Emission Increase	NM				
N.J.A.C. 7:27-19.23(e)4	Determine Actual NO <sub>x</sub> Emissions	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.23(e)5	Adjust Combustion Process	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.23(e)6	Record Keeping and Reporting	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.23(e)7	Notification	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.23(e)9	Cease Operating	NM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.24(b)	Report	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.25(d)	Recordkeeping	M	\$500	\$1,000	\$2,500	\$7,500

20. The violations of N.J.A.C. 7:27-20, Used Oil Combustion, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-20.2(a)	Unauthorized Use	NM	\$3,000	\$6,000	\$15,000	\$45,000
N.J.A.C. 7:27-20.2(b)	Prohibited Commercial Use	NM	\$800	\$1,600	\$4,000	\$12,000
	Prohibited Commercial Sale	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-20.2(c)	Prohibited Residential Sale	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-20.2(d)	Registration Required, equal or less than	NM	\$200	\$400	\$1,000	\$3,000

	500,000 BTU/Hr					
	Permit Required, greater than 500,000 BTU/Hr	NM	\$400	\$800	\$2,000	\$6,000
N.J.A.C. 7:27-20.2(c)	Hazardous Waste Prohibited	NM	\$3,000	\$6,000	\$15,000	\$45,000
N.J.A.C. 7:27-20.3(a)	Authorized Use Requirements	NM	\$3,000	\$6,000	\$15,000	\$45,000

21. The violations of N.J.A.C. 7:27-21, Emission Statements, and the civil administrative penalty amounts for each violation are as set forth in the following table:

<u>Citation</u>	<u>Class</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Fourth and Each Subsequent Offense</u>
N.J.A.C. 7:27-21.3(a)	Failure to Submit	NM	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-21.5(a)	Failure to Certify	M	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-21.5(a)-(i)	Omission of Required Information	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-21.7(a)	Failure to Keep Records	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-21.7(b)	Failure to Make Records Readily Available	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-21.7(c)	Failure to Timely Submit Copy of Records	M	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-21.3(c) and 21.10(f)	Failure to Obtain Department Approval of Claim of Non-applicability Prior to Discontinuing Submittal	M	\$100	\$200	\$500	\$1,500

22. The violations of N.J.A.C. 7:27-22, Operating Permits, and the civil administrative penalty amounts for each violation, per source operation, are set forth in the following tables:

<u>Citation</u>	<u>Rule Summary</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Fourth and Each Subsequent Offense</u>
N.J.A.C. 7:27-22.3(a)	Obtain and Maintain Operating Permit					
Class: Estimated Potential Emission of Source Operation						
1. Less than 0.5 pound per hour		M	\$100 <sup>10</sup>	\$200 <sup>10</sup>	\$500 <sup>10</sup>	\$1,500 <sup>10</sup>
2. From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO <sub>x</sub>		M	\$200 <sup>10</sup>	\$400 <sup>10</sup>	\$1,000 <sup>10</sup>	\$3,000 <sup>10</sup>
3. Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO <sub>x</sub>		M	\$600 <sup>10</sup>	\$1,200 <sup>10</sup>	\$3,000 <sup>10</sup>	\$9,000 <sup>10</sup>
4. Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO <sub>x</sub>		NM	\$1,000 <sup>10</sup>	\$2,000 <sup>10</sup>	\$5,000 <sup>10</sup>	\$15,000 <sup>10</sup>
5. Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) <sup>6</sup>		NM	\$2,000	\$4,000	\$10,000	\$30,000

<u>Citation</u>	<u>Rule Summary</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Fourth and Each Subsequent Offense</u>
N.J.A.C. 7:27-22.3(b)	Obtain Operating Permit Before Operation					
Class: Estimated Potential Emission of Source Operation						
1. Less than 0.5 pound per hour		M	\$100 <sup>10</sup>	\$200 <sup>10</sup>	\$500 <sup>10</sup>	\$1,500 <sup>10</sup>
2. From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO <sub>x</sub>		M	\$200 <sup>10</sup>	\$400 <sup>10</sup>	\$1,000 <sup>10</sup>	\$3,000 <sup>10</sup>
3. Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO <sub>x</sub>		M	\$600 <sup>10</sup>	\$1,200 <sup>10</sup>	\$3,000 <sup>10</sup>	\$9,000 <sup>10</sup>
4. Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO <sub>x</sub>		NM	\$1,000 <sup>10</sup>	\$2,000 <sup>10</sup>	\$5,000 <sup>10</sup>	\$15,000 <sup>10</sup>
5. Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) <sup>6</sup>		NM	\$2,000	\$4,000	\$10,000	\$30,000

<u>Citation</u>	<u>Rule Summary</u>	<u>Type of Violation</u>	<u>First Offense</u>	<u>Second Offense</u>	<u>Third Offense</u>	<u>Fourth and Each Subsequent Offense</u>
N.J.A.C. 7:27-22.3(c)	Emissions Not Detected by Continuous Monitoring System or Stack Test					
N.J.A.C. 7:27-22.3(d)	Proper Operation					
N.J.A.C. 7:27-22.3(e)	Other Conditions					
Class: Emission of Source Operation						
1.a Less than 0.5 pound per hour--No Emission Increase		M	\$400 <sup>10</sup>	\$800 <sup>10</sup>	\$2,000 <sup>10</sup>	\$6,000 <sup>10</sup>
1.b Less than 0.5 pound per hour--Emission Increase		NM				
2.a From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO <sub>x</sub> --No Emission Increase		M	\$800 <sup>10</sup>	\$1,600 <sup>10</sup>	\$4,000 <sup>10</sup>	\$12,000 <sup>10</sup>
2.b From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO <sub>x</sub> --Emission Increase		NM				
3.a Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO <sub>x</sub> --No Emission Increase		M	\$1,200 <sup>10</sup>	\$2,400 <sup>10</sup>	\$6,000 <sup>10</sup>	\$18,000 <sup>10</sup>
3.b Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO <sub>x</sub> --Emission Increase		NM				
4.a Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO <sub>x</sub> --No Emission Increase		M	\$2,000 <sup>10</sup>	\$4,000 <sup>10</sup>	\$10,000 <sup>10</sup>	\$30,000 <sup>10</sup>
4.b Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO <sub>x</sub> --Emission Increase		NM				
5.a Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) <sup>6</sup> --No Emission Increase		M	\$3,000	\$6,000	\$15,000	\$45,000
5.b Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) <sup>6</sup> --Emission Increase		NM				