- 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 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).

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.

N.J. STATE LIBRARY P.O. BOX 520 TRENTON, NJ 08625-0520 (m) The violations of N.J.A.C. 7:27 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:

					Fourth and
					Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27–2.2	Small scale (up to 55 gallon drum or equivalent)	\$300	\$600	\$1,500	\$4,500
	Large scale	\$2,000	\$4,000	\$10,000	\$30,000
	Material containing pesticides, dangerous materi-				
	als and solvents	\$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)	\$200	\$400	\$1,000	\$3,000
, ,	Large scale	\$2,000	\$4,000	\$10,000	\$30,000
	Material containing pesticides, dangerous materi-				
	als and solvents	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-2.3(b)	Residential	\$100	\$200	\$500	\$1,500
` '	Commercial	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-2.3(c)	Residential	\$100	\$200	\$500	\$1,500
` /	Commercial	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-2.4	Not acting in accordance with permit	\$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	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-3.2	Boiler capacity less than 200 × 10 6 BTU	\$300 1	\$600 1	\$1.500 1	\$4,500 1
	Boiler capacity 200×10^{6} BTU or greater	\$1,000 2	\$2,000 2	\$5,000 2	\$15,000 ²
N.J.A.C. 7:27-3.3	Marine Installations	\$400 2	\$800 2	\$2,000 2	\$6,000 2
N.J.A.C. 7:27-3.4	Mobile Sources	\$400	\$800	\$2,000	\$6,000
N.J.A.C. 7:27-3.5	Stationary Engines	\$400 ²	\$800 ²	\$2,000 ²	\$6,000 ²
N.J.A.C. 7:27-3.6	Facilities and Equipment	\$1,000	\$2,000	\$5,000	\$15,000
	Records	\$400	\$800	\$2,000	\$6,000

¹ Double Penalty If Over One Ringlemann or 20% Opacity

4. The violations of N.J.A.C. 7:27-4, Control and Prohibition of Particles from the Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27	7-4.2				
CLASS					
Maximum A	ctual Emissions				
	For less than 10 pounds per hour:				
1.	Less than 25 percent over the allowable standard	\$2,000 3	\$4,000 ³	\$10,000 ³	\$30,000 3
2.	From 25 through 50 percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,000 3	\$50,000 ³
3.	Greater than 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
	From 10 pounds through 22.8 pounds per hour:		,	,	•
1.	Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 ³
2.	From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
3.	Greater than 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
	For greater than 22.8 pounds per hour:	,			. ,
1.	Less than 25 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3

² Double Penalty If Over Two Ringlemann or 40% Opacity

	hrough 50 percent over the allowable standard an 50 percent over the allowable standard	First Offense \$10,000 ³ \$10,000 ³	Second Offense \$20,000 ³ \$20,000 ³	Third Offense \$50,000 ³ \$50,000 ³	Subsequent Offense \$50,000 3 \$50,000 3
Citation N.J.A.C. 7:27-4.4	Class Sampling & Testing Facilities Operation	First Offense \$2,000 \$2,000	Second Offense \$4,000 \$4,000	Third Offense \$10,000 \$10,000	Fourth and Each Subsequent Offense \$30,000 \$30,000
3 Revoke Certificate to Ope:	rate Under N.J.A.C. 7:27-8 (if applicable)				

5. The violations of N.J.A.C. 7:27–5, Prohibition of Air Pollution, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following tables:

	First	Second	Third	Fourth and Each Subsequent
Citation	Offense	Offense	Offense	Offense
N.J.A.C. 7:27–5.2(a), the emission of air contaminants in				
such quantities and duration as are, or tend to be, injurious				
to human health or welfare, animal or plant life or property				
Maximum Penalty Per Violation	$$10,000^7$	$$25,000^7$	\$50,0007	\$50,0007
The maximum penalty may be reduced by applying the				
following factors:				
(1) Remedial Measures Taken:				
(A) Immediate implementation of measures to effectively mitigate the effects of the violation:	15% Red	uction from the max	timum penalty	
(B) Implementation of measures that can reasonably be expected				
to prevent a recurrence of the same type of violation				
 Full implementation 		luction from the max		
2. Partial implementation	10% Red	luction from the max	timum penalty	
(2) Magnitude of Problem				
(A) Population Affected				
Less than three complainants:		uction from the max		
Three to five complainants:		uction from the max		
Six to 10 complainants:		ction from the maxi		
Greater than 10 complainants:	0% Redu	ction from the maxi	mum penalty	
(B) Nature of Air Contaminant ⁹	1507 D 1			
Particulates & other air contaminants:		on from the maxim		
VOC, NO _x or other criteria pollutant:		from the maximu		
EHS, TXS or NESHAP:	0% Reduction	n from the maximu	im penalty	
(C) Amount of Air Contaminant Emitted in Any One Hour				
Less than 22.8 pounds:		luction from the max	1 ,	
22.8 pounds or greater:	0% Redu	ction from the maxi	mum penalty	
(D) Area Covered (Air contaminant)	1507 D - J			
Less than ½ square mile:		luction from the max		
½ square mile or greater: (E) Off-site Property Damage	0% Kedu	ction from the maxi	шиш репану	
No:	15% Dad	luction from the max	vimum nenalty	
Yes:		ection from the maxi		
200	0 /b Redu	icuca nom me maxi	mani ponuny	

⁷ For instance, for the first offense, if the violator takes remedial measures to mitigate the effects of the violation, the Department may reduce \$1,500 (15%) from the maximum penalty. Further, if the violator takes measures that can reasonably be expected to prevent a recurrence of the same type of violation, the Department may reduce an additional \$2,000 (20%) from the maximum penalty. Further, if there are less than three complainants related to the violation the Department may reduce an additional \$2,000 (20%) from the maximum penalty. Further, if an air contaminant emitted is not a VOC, NO_x, criteria pollutant, EHS, TXS, or NESHAP the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Further, if the air contaminant emitted is less than 22.8 pounds in any one hour to the atmosphere the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Further, if the air contaminant emitted into the atmosphere covers an area of less than ½ square mile, the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Further, if there is no off-site property damage from the air contaminant the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Summing the total penalty reduction percentages results in a total reduction of 115%. However, an assessed penalty may not be reduced by more than 95% of the maximum penalty; therefore, the maximum reduction for the first offense penalty of \$10,000 would be \$9,500 resulting in an assessed penalty of \$500.00.

⁹ VOC (N.J.A.C. 7:27-16)
 EHS (N.J.A.C. 7:31-1)
 NO_x (N.J.A.C. 7:27-19)
 Criteria pollutant (N.J.A.C. 7:27-13)
 TXS (N.J.A.C. 7:27-17)
 NESHAP (40 CFR 61)

Citation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
$\overline{\text{N.J.A.C.}}$. 7:27–5.2(a), the emission of air contaminants in				
such quantities and duration as would unreasonably inter-				
fere with the enjoyment of life or property and which are				
not, or do not tend to be, injurious to health or welfare,				
animal or plant life or property	$$1,000^{1}$	$$2,000^{1}$	$$5,000^{1}$	$$15,000^{1}$
Base Penalty per Violation i. The base penalty may be reduced or increased by apply-	\$1,000	Ψ2,000	Ψ3,000	Ψ13,000
ing the following factors, as applicable. The civil administra-				
tive penalty for each violation is calculated by summing the				
base penalty and the increase or decrease from the base				
penalty for each of the applicable factors in i(1) through (4)				
below.				
(1) Remedial Measures Taken	4507 D	1 4 6 4 1		
(A) Immediate implementation of measures to effective-	15% Rec	duction from the b	ase penaity	
ly mitigate the effects of the violation:				
(B)1 Implementation of measures that can reasonably be expected to prevent a recurrence of the same type of				
violation				
1. Full implementation	20% Redu	uction from the base	penalty	
2. Partial implementation	10% Redu	uction from the base	penalty	
(2) Population Affected	1007		.14	
(A) Three to five complainants:		ease to the base pena ease to the base pena		
(B) Six to 10 complainants: (C) Greater than 10 complainants:		ease to the base pena		
(3) Nature of Air Contaminant ²	20,0 111010	and to the case point		
(A) VOC, NO _v or other criteria pollutant:		ease to the base pena		
(B) EHS, TXS or NESHAP:	20% incre	ease to the base pena	alty	
(4) Compliance History (A) Upon a showing by a violator within 14 calendar days of				
receipt of the notice of violation from the Department that,				
at the time of the pending violation:				
 The violator was in full compliance with the terms and 				
conditions of all Department permits and certificates				
related to the pending violation: 2. The violator was in full compliance with all air pollu-				
tion control permits and certificates for the facility				
where the violation is pending, except for the violation				
of N.J.A.C. 7:27-5.2(a) and N.J.A.C. 7:27-8.3(j); and	.		•.	
2 The manding violation is the first violation of NIAC		ation from the bace		

1 For instance, for the first offense, if the violator takes immediate remedial measures to mitigate the violation, the Department may reduce \$150.00 (15%) from the base penalty. Further, if the violator takes measures that can reasonably be expected to prevent a recurrence of the same type of violation, the Department may reduce an additional \$200.00 (20%) from the base penalty. Further, if there are less than three complainants related to the violation there is no increase to or reduction from the base penalty. Further, if an air contaminant emitted is not a VOC, AAQS, EHS, TXS, or NESHAP there is no increase to or reduction from the base penalty. Further, if base penalty. Further, it an air contaminant emitted is not a Voc. AAQS, EARS, 1AS, or NESTACT there is no increase to or reduction from the base penalty. Further, it this is the first violation of N.J.A.C. 7:27-5.2(a) for the facility within five years immediately preceding the date of the pending violation and the violator can demonstrate that it was in full compliance with the terms and conditions in all Department permits and certificates related to the pending violation and with all air pollution control permits and certificates, the Department may reduce an additional \$500.00 (50%) from the base penalty. Therefore, the minimum assessed penalty for the first offense under this section would be \$150.00. In this example, all of the reductions were taken to the fullest extent to result in the minimum penalty.

The pending violation is the first violation of N.J.A.C. 7:27-5.2(a) for the facility within the five calendar years immediately preceding the date of the pending viola50% reduction from the base penalty

² VOC (N.J.A.C. 7:27–16) EHS (N.J.A.C. 7:31–1) NO_x (N.J.A.C. 7:27–19)

Criteria pollutant (N.J.A.C. 7:27–13) TXS (N.J.A.C. 7:27–17)

NESHAP (40 CFR 61)

6. The violations of N.J.A.C. 7:27-6, Control and Prohibition of Particles from Manufacturing Processes, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27	7-6.2(a)				
CLASS					
Maximum Ac	etual Emissions				
	For less than 10 pounds per hour:				
1.	Less than 25 percent over the allowable standard	\$2,000 ³	\$4,000 ³	\$10,000 ³	\$30,000 3
2.	From 25 through 50 percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,000 ³	\$50,000 ³
3.	Greater than 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³

Fourth and Each

First Offense	Second Offense	Third Offense	Subsequent Offense
\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 ³
\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 3
	•		
\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 ³
\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 3
			Fourth and Each
First	Second	Third	Subsequent
Offense	Offense	Offense	Offense
\$500 ²	\$1,000 ²	\$2,500 ²	\$7,500 ²
\$2,000	\$4,000	\$10,000	\$30,000
\$500	\$1,000	\$2,500	\$7,500
\$2,000	\$4,000	\$10,000	\$30,000
\$2,000 8	\$4,000 8	\$10,000 8	\$30,000 8
	\$6,000 3 \$8,000 3 \$10,000 3 \$10,000 3 \$10,000 3 \$10,000 3 \$10,000 3 \$10,000 3 \$10,000 3 \$10,000 3 \$10,000 \$2,000 \$2,000 \$2,000	Offense Offense \$6,000 3	Offense Offense Offense \$6,000 3 \$12,000 3 \$30,000 3 \$8,000 3 \$16,000 3 \$40,000 3 \$10,000 3 \$20,000 3 \$50,000 3 \$8,000 3 \$16,000 3 \$40,000 3 \$10,000 3 \$20,000 3 \$50,000 3 \$10,000 3 \$20,000 3 \$50,000 3 \$10,000 3 \$20,000 3 \$50,000 3 \$50,000 3 \$20,000 3 \$50,000 3 \$50,000 3 \$20,000 3 \$50,000 3 \$500 2 \$1,000 2 \$2,500 2 \$2,000 3 \$4,000 \$10,000 \$2,500 3 \$2,000 \$4,000 \$10,000 \$2,500 \$2,000 \$2,000 \$1,000 \$2,500 \$3,000 \$3

⁸ Revoke Variance Under N.J.A.C. 7:27-6.5

7. The violations of N.J.A.C. 7:27–7, Control and Prohibition of Air Pollution from Sulfur Compounds, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation N.J.A.C. 7:27	7.2(a)	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
CLASS	15.1				
Maximum Ac	tual Emissions				
1	For less than 10 pounds per hour:	#2 000 A	¢4.000.4	#10.000.4	#20.000.4
1. 2.	Less than 25 percent over the allowable standard	\$2,000 4	\$4,000 4	\$10,000 4	\$30,000 ⁴
3.	From 25 through 50 percent over the allowable standard	\$4,000 ⁴ \$8,000 ⁴	\$8,000 ⁴ \$16,000 ⁴	\$20,000 4	\$50,000 ⁴
3.	Greater than 50 percent over the allowable standard From 10 pounds through 22.8 pounds per hour:	\$0,000	\$10,000	\$40,000 4	\$50,000 4
1.	Less than 25 percent over the allowable standard	\$6,000 4	\$12,000 4	\$30,000 4	\$50,000 4
2.	From 25 through 50 percent over the allowable standard	\$8,000 4	\$16,000 4	\$40,000 4	\$50,000 4
3.	Greater than 50 percent over the allowable standard	\$10,000 4	\$20,000 4	\$50,000 4	\$50,000 4
5.	For greater than 22.8 pounds per hour:	Ψ10,000	\$20,000	φ50,000	\$50,000
1.	Less than 25 percent over the allowable standard	\$8,000 4	\$16,000 4	\$40,000 4	\$50.000 4
2.	From 25 through 50 percent over the allowable standard	\$10,000 4	\$20,000 4	\$50,000 4	\$50,000 4
3.	Greater than 50 percent over the allowable standard	\$10,000 4	\$20,000 4	\$50,000 4	\$50,000 4
Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-		Offense	Official	Official	Oneuse
(h) and (j)	Records	\$500	\$1,000	\$2,500	\$7,500
()	Monitoring	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-		\$2,000	\$4,000	\$10,000	\$30,000
	minant Exceeding Allowable Standard Revoke Certificate to Operate U		. ,	. ,	, ,,,,,

^{8.} The violations of N.J.A.C. 7:27-8, Permits and Certificates, and the civil administrative penalty amounts for

each violation, per source, are as set forth in the following table:

Citation N.J.A.C. 7:: Class: Estir	27–8.3(a) Obtain Preconstruction Permit nated Potential Emission Rate of Source Opera-	First Offense	Secon Offen		Third Offense	Fourth and Each Subsequent Offense
1.	Less than 0.5 pound per hour		\$100 ⁵	\$200 5	\$500 5	\$1,500 5
2.	From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO.		\$200 5	\$400 5	\$1,000 ⁵	\$3,000 5
3	Greater than 10 through 22.8 pounds per hour, or greater		\$200 5	\$400°	\$1,000	\$5,000
	than 2.5 through 5.7 pounds per hour for VOC and NO _x		\$600 ⁵	\$1,200 5	\$3,000 5	\$9,000 5
4.	Greater than 22.8 pounds per hour, or greater than $5.\hat{7}$ pounds per hour for VOC and NO_x		\$1,000 5	\$2,000 5	\$5,000 5	\$15,000 ⁵

5. Regulated pursua and HAP (Table 2	nt to NSPS, NESHAP, PSD, EOR, TXS		\$2,000	\$4,000	\$10,000 \$30,000
_	Certificate mission Rate of Source Opera-	First Offense	Second Offense	Third Offense	1
 Less than 0.5 pound per 0.5 through 10 pounds per 	er hour, or 0.5 through 2.5	\$100 ⁵ \$200 ⁵	\$200 ⁵ \$400 ⁵	\$500 ⁵ \$1,000 ⁵	
greater than 2.5 through 5.7	ad NO _x 22.8 pounds per hour, or pounds per hour for VOC and	\$600 ⁵	\$1,200 ⁵	\$3,000 ⁵	\$9,000 5
NO _x 4. Greater than 22.8 pound pounds per hour for VOC at	ls per hour, or greater than 5.7	\$1,000 5	\$2,000 5	\$5,000 5	\$15,000 ⁵
5. Regulated pursuant to N TXS and HAP (Table B) ⁶		\$2,000	\$4,000	\$10,000	\$30,000
Citation	Rule Summary onstruction Permit or Certificate Readily	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
()	lable	\$100	\$200	\$500	\$1,500
Citation N.J.A.C. 7:27–8.3(e) Class: Maximum Allowable		First Offense	Second Offense	Third <u>Offense</u>	_
2. From 25 through3. Greater than 50 pFrom 0.5 through	ent over the allowable standard 50 percent over the allowable standard ercent over the allowable standard 10 pounds per hour, or 0.5 through 2.5	\$500 4 \$1,000 4 \$2,000 4	4 \$2,000	4 \$5,000 4	\$7,500 ⁴ \$15,000 ⁴ \$30,000 ⁴
 Less than 25 perc From 25 through Greater than 50 p Greater than 10 	for VOC and NO _x : ent over the allowable standard 50 percent over the allowable standard ercent over the allowable standard through 22.8 pounds per hour, or greater 5.7 pounds per hour for VOC and NO _x :	\$2,000 4 \$4,000 4 \$8,000 4	4 \$8,000 4 \$16,000	4 \$20,000 4 4 \$40,000 4	\$30,000 ⁴ \$50,000 ⁴ \$50,000 ⁴
 Less than 25 perc From 25 through 	ent over the allowable standard 50 percent over the allowable standard Is per hour, or greater than 5.7 and NO _x or air contaminants	\$6,000 4 \$8,000 4			\$50,000 4 \$50,000 4
 Less than 25 perc From 25 through 	50 percent over the allowable standard ercent over the allowable standard ercent over the allowable standard	\$8,000 6 \$10,000 6 \$10,000	4 \$20,000	4 \$50,000 4	\$50,000 ⁴ \$50,000 ⁴ \$50,000 ⁴
Citation N.J.A.C. 7:27–8.3(e) Class: Emissions from Source	Rule Summary Preconstruction Permit and Certificate Conditions and Provisions e Operation	First Offense	Second Offense	Third <u>Offense</u>	1
 Less than 0.5 pour 	nds per hour	\$4005	8005	\$2,0005	\$6,0005
pounds per hour	10 pounds per hour, or 0.5 through 2.5 for VOC and NO _x	\$800) ⁵ \$1,600 ⁵	\$4,0005	\$12,0005
than 2.5 through	through 22.8 pounds per hour, or greater 5.7 pounds per hour for VOC and NO _x	\$1,2005	\$2,4005	\$6,0005	\$18,0005
	8 pounds per hour, or greater than 5.7 for VOC and NO_x	\$2,0005	\$4,0005	\$10,0005	\$30,0005

Fourth and

5. Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS				
and HAP (Table B) ⁶	\$3,000	\$6,000	\$15,000	\$45,000

N.J.A.C. 7:27-8.3(e) Preconstruction Permit and Certificate Conditions and Provisions Detected by Continuous

Monitoring System

See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative penalties⁵

					Each
		First	Second	Third	Subsequent
Citation	Rule Summary	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-8.4(c)1	Submit Source Specific Testing Protocol	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-8.4(c)3	Conduct Source Specific Testing	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-8.4(c)4	Provide Notice of Source Specific Testing	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-8.4(c)5	Submit Test Report	\$500	\$1,000	\$2,500	\$5,000
N.J.A.C. 7:27-8.4(c)6	Certify Test Report	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-8.4(f)	Conduct Air Quality Impact Analysis	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-8.4(g)	Submit Application for Renewal	\$200	\$400	\$1,000	\$3,000
N.J.A.C. 7:27-8.4(j)	Conduct Air Quality Impact Analysis	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-8.9(a)	Submit Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27–8.9(b)	Submit Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27–8.9(c)	Certify Report	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-8.9(d)	Submit Emission Report	\$500	\$1,000	\$2,500	\$7,500

⁴Per Air Contaminant Exceeding Allowable Standard—Revoke Certificate to Operate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Under N.J.A.C. 7:27-22 (if applicable).

NESHAP (40 CFR 61)

PSD (40 CFR 51)

EOR (N.J.A.C. 7:27–18)

TXS (N.J.A.C. 7:27-17)

HAP (N.J.A.C. 7:27-8, Appendix 1, Table B)

9. The violations of N.J.A.C. 7:27–9, Control and Prohibition of Air Pollution from Sulfur Dioxide caused by the Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

		First	Second	Third	Fourth and Each Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-9.2(a)	Storage/Sale by User	\$500	\$1,000	\$2,500	\$7,500
	Supplier	\$5,000	\$10,000 ³	\$25,000 ³	\$50,000 3
N.J.A.C. 7:27-9.2(b)	User less than 20 \times 10 6 BTU	\$500	\$1,000	\$2,500 3	\$7,500 ³
	User 20 \times 10 ⁶ BTU or more	\$2,000	\$4,000 ³	\$10,000 3	\$30,000 3
N.J.A.C. 7:27-9.2(d)	Mathematical Combination	\$2,000	\$4,000	\$10,000	\$30,000 3
N.J.A.C. 7:27-9.2(e)	Facility By-Products	\$2,000	\$4,000	\$10,000	\$30,000 ³

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

10. The violations of N.J.A.C. 7:27–10, Sulfur in Solid Fuels, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-10.2(a)	Storage/Sale by User	\$500	\$1,000	\$2,500	\$7,500
. ,	Supplier	\$5,000	\$10,000 ³	\$25,000 3	\$50,000 ³
N.J.A.C. 7:27-10.2(b)	User less than 200×10^{6} BTU	\$500	\$1,000	\$2,500 3	\$7,500 ³
, ,	User 200×10^6 BTU or greater	\$2,000	\$4,000 ³	\$10,000 ³	\$30,000 3
N.J.A.C. 7:27-10.2(e)	User less than $200 \times 10^{6} \mathrm{BTU}$	\$500	\$1,000	\$2,500 ³	\$7,500 ³
	User 200×10^6 BTU or greater	\$2,000	\$4,000 ³	\$10,000 ³	\$30,000 3
N.J.A.C. 7:27-10.2(f)	User less than $200 \times 10^{6} \mathrm{BTU}$	\$500	\$1,000	\$2,500 ³	\$7,500 ³
`,	User 200×10^6 BTU or greater	\$2,000	\$4,000 ³	\$10,000 ³	\$30,000 3

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

11. The violations of N.J.A.C. 7:27–11, Incinerators, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

⁵Based on Permit, if Applicable, or if Not, Estimate of Air Contaminant with Greatest Emission Rate Without Controls.

⁶ NSPS (40 CFR 60)

Citation N.J.A.C. 7:27-11.2(a) N.J.A.C. 7:27-11.2(c)	Class Multiple Chamber Single Fuel-Fed	First Offense \$1,000 \$1,000	Second Offense \$2,000 \$2,000	Third Offense \$5,000 \$5,000	Fourth and Each Subsequent Offense \$15,000 \$15,000	
Citation N.J.A.C. 7:27-11.3(a)1		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense	
CLASS Maximum Actual Emissions						
	10 pounds per hour:			*** *** ***	*** *** *** *** *** *** *** *** *** **	
	percent over the allowable standard	\$2,000 ³	\$4,000 3	\$10,000 ³	\$30,000 ³	
Greater than	ugh 50 percent over the allowable standard 50 percent over the allowable standard	\$4,000 ³ \$8,000 ³	\$8,000 ³ \$16,000 ³	\$20,000 ³ \$40,000 ³	\$50,000 ³ \$50,000 ³	
	nds through 22.8 pounds per hour: percent over the allowable standard	\$6,000 ³	\$12,000 3	\$30,000 3	\$50,000 3	
	ugh 50 percent over the allowable standard	\$8,000 ³	\$16,000 ³	\$40,000 ³	\$50,000 ³	
Greater than	50 percent over the allowable standard nan 22.8 pounds per hour:	\$10,000 3	\$20,000 ³	\$50,000 3	\$50,000 ³	
	percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3	
	ugh 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 3	
	50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 ³	
		T054	S	The band	Fourth and Each	
Citation		First Offense	Second Offense	Third Offense	Subsequent Offense	
Citation N.J.A.C. 7:27-11.3(a)2 CLASS		Offense	Offense	Offense	Offense	
Maximum Actual Emissions						
For less than	10 pounds per hour: percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,000 3	\$50,000 ³	
2 From 25 thro	ugh 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 ³	
Greater than	50 percent over the allowable standard and through 22.8 pounds per hour:	\$10,000 3	\$20,000 ³	\$50,000 3	\$50,000 ³	
	percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 3	
	ugh 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 ³	- 1
	50 percent over the allowable standard nan 22.8 pounds per hour:	\$10,000 ³	\$20,000 ³	\$50,000 3	\$50,000 3	(
	percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 3	
	ugh 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 3	
Greater than	50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 ³	\$50,000 3	
		First	Second	Third	Fourth and Each Subsequent	
Citation	Class	Offense	Offense	Offense	Offense	
N.J.A.C. 7:27-11.3(b)	Smoke	\$1,000 2	\$2,000 ²	\$5,000 ²	\$15,000 ²	
N.J.A.C. 7:27-11.3(c)	Unburned Waste or Ash	\$1,000	\$2,000	\$5,000	\$15,000	
N.J.A.C. 7:27-11.3(d)	Odors	\$1,000	\$2,000	\$5,000	\$15,000	
N.J.A.C. 7:27-11.3(e)1	Monitoring (Density of Smoke)	\$2,000	\$4,000	\$10,000	\$30,000	
• •	Records	\$500	\$1,000	\$2,500	\$7,500	
N.J.A.C. 7:27-11.3(e)2	Sampling and Testing Facilities	\$2,000	\$4,000	\$10,000	\$30,000	
N.J.A.C. 7:27-11.5(b)	Certificate	\$50	\$100	\$250	\$750	
10 H.D. & KO. T. T	Operating Procedures	\$100	\$200	\$500	\$1,500	
² Double Penalty If Over Two F³ Revoke Certificate to Operate	Ringelmann or 40% Opacity Under N.J.A.C. 7:27-8 (if applicable)					

12. The violations of N.J.A.C. 7:27–12, Prevention and Control of Air Pollution Emergencies, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation N.J.A.C. 7:27-12.4(a)	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
and (b)	Standby Plan	\$500	\$1,000	\$2,500	\$7,500
N.J.À.C. 7:27-12.4(d)	Availability	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-12.4(e)	Failure to Submit	\$3,000	\$6,000	\$15,000	\$45,000
N.J.A.C. 7:27-12.5(a)1	Alert	\$10,000	\$25,000	\$50,000	\$50,000
N.J.A.C. 7:27-12.5(a)2	Warning	\$10,000	\$25,000	\$50,000	\$50,000
N.J.A.C. 7:27-12.5(a)3	Emergency	\$10,000	\$25,000	\$50,000	\$50,000

13. The violations of N.J.A.C. 7:27–13, Ambient Air Quality Standards, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:



Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-13.3(a)1 or 2 N.J.A.C. 7:27-13.3(b)1	Primary	\$5,000	\$10,000	\$25,000	\$50,000
or 2 N.J.A.C. 7:27-13.4(a)1	Secondary	\$2,000	\$4,000	\$10,000	\$30,000
or 2 N.J.A.C. 7:27-13.4(b)1,	Primary	\$5,000	\$10,000	\$25,000	\$50,000
2 or 3 N.J.A.C. 7:27-13.5(a)1	Secondary	\$2,000	\$4,000	\$10,000	\$30,000
or 2	Primary	\$5,000	\$10,000	\$25,000	\$50,000
	Secondary	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-13.6(a)	Primary	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-13.6(b)	Secondary	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-13.7	Primary	\$5,000	\$10,000	\$25,000	\$50,000
	Secondary	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-13.8	Primary	\$5,000	\$10,000	\$25,000	\$50,000
	Secondary	\$5,000	\$10,000	\$25,000	\$50,000

14. The violations of N.J.A.C. 7:27-14, Control and Prohibition of Air Pollution from Diesel-Powered Motor Vehicles, and the civil administrative penalty amounts for each violation, per vehicle, are as set forth in the following table:

Citation	Class	First Offense	Second Offense	Third Offense	Subsequent Offense
N.J.A.C. 7:27-14.3(a)	Passenger Vehicle Registration	\$100	\$200	\$500	\$1,500
	Commercial Vehicle Registration	\$200	\$400	\$1,000	\$3,000
	Property Owner	\$200	\$400	\$1,000	\$3,000

15. The violations of N.J.A.C. 7:27–15, Control and Prohibition of Air Pollution from Gasoline-fueled Motor Vehicles, and the civil administrative penalty amounts for each violation, per vehicle or, with respect to N.J.A.C. 7:27–15.7(a)4, per device/component, are as set forth in the following table:

Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-15.3(d)	Passenger Vehicle Registration	\$ 500	\$1,000	\$ 2,500	\$ 7,500
` ,	Commercial Vehicle Registration	\$1,000	\$2,000	\$ 5,000	\$15,000
N.J.A.C. 7:27-15.7(a)1	Owner of four or fewer vehicles	\$ 400	\$ 800	\$ 2,000	\$ 6,000
` '	Owner of five or more vehicles	\$1,000	\$2,000	\$ 5,000	\$15,000
N.J.A.C. 7:27-15.7(a)2	Passenger Vehicle Registration	\$ 500	\$1,000	\$ 2,500	\$ 7,500
	Commercial Vehicle Registration	\$1,000	\$2,000	\$ 5,000	\$15,000
N.J.A.C. 7:27-15.7(a)3	Sale/Offer for Sale;	\$1,000	\$2,000	\$ 5,000	\$15,000
`,	Lease/Offer for Lease by owner of four or fewer vehicles				
	Sale/Offer for Sale;	\$2,000	\$4,000	\$10,000	\$30,000
	Lease/Offer for Lease by owner of five or more vehicles				
N.J.A.C. 7:27-15.7(a)4	Offer for Sale/Sale of Device/Component	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-15.8(a)	Passenger Vehicle Registration	\$ 100	\$ 200	\$ 500	\$ 1,500
	Commercial Vehicle Registration	\$ 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:

Fourth and

					Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27–16.2(b)	External Surface	\$1,0003	\$2,000	\$5,0003	$$15,000^{3}$
N.J.A.C. 7:27–16.2(b)	Control Apparatus	\$1,0003	\$2,000	\$5,0003	\$15,0003
N.J.A.C. 7:27-16.2(c)	Vapor Control System	\$1,0003	\$2,000	\$5,0003	\$15,0003
N.J.A.C. 7:27-16.2(d)	Gauging/Sampling	\$500 ³	\$1,000	\$2,5003	\$7,5003
N.J.A.C. 7:27–16.2(g)	Floating Roof	\$2,0003	\$4,000	\$10,0003	\$30,0003
N.J.A.C. 7:27–16.2(h)	Seal-Envelope	\$2,0003	\$4,000	\$10,0003	\$30,0003
N.J.A.C. 7:27–16.2(i)	Roof Openings	\$600 ³	\$1,200	\$3,0003	\$9,0003
N.J.A.C. 7:27–16.2(k)	Records	\$5003	\$1,000	\$2,5003	\$7,5003
N.J.A.C. 7:27–16.3(c)	Submerged Fill (Gasoline)	\$6003	\$1,200	\$3,0003	\$9,0003
N.J.A.C. 7:27–16.2(i) N.J.A.C. 7:27–16.2(k)	Roof Openings Records	\$600 ³ \$500 ³	\$1,200 \$1,000	\$3,000 ³ \$2,500 ³	\$9,000 ³ \$7,500 ³

27A-15 Supp. 5-17-04

					Fourth and
					Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27–16.3(c)	Transfer of Gasoline	\$6003	\$1,200	\$3,0003	\$9,0003
N.J.A.C. 7:27–16.3(m)	Transfer of Gasoline (Delivery)	\$6003	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27–16.3(n)1	Loading 15,000 gallons or less per day	\$1,0003	\$2,0003	\$5,0003	\$15,0003
N.J.A.C. 7:27–16.3(n)2	Loading more than 15,000 gallons per day	\$5,000 ³ \$600 ³	\$10,000 ³	\$25,000 ³ \$3,000 ³	\$50,000 ³
N.J.A.C. 7:27–16.3(f)1i N.J.A.C. 7:27–16.3(f)1ii	Release of VOC Overfill and Spillage	\$1,000 ³	$$1,200^3$ $$2,000^3$	\$5,000 ³	\$9,000 ³ \$15,000 ³
N.J.A.C. 7:27–16.3(g)2	Records Availability	\$5003	\$1,000 ³	\$2,500 ³	\$7,500 ³
N.J.A.C. 7:27–16.3(i)2	Pressure Testing	\$500 ³	\$1,0003	\$2,5003	\$7,5003
N.J.A.C. 7:27–16.3(i)3 or			,	•	
(i)4	Certification Display	\$1003	\$2003	\$5003	\$1,5003
N.J.A.C. 7:27–16.3(j)	Transfer Pressure	\$6003	\$1,2003	\$3,0003	\$9,0003
N.J.A.C. 7:27–16.3(n)1	Leak	\$6003	\$1,200 ³	\$3,000 ³	\$9,0003
N.J.A.C. 7:27–16.3(n)2 N.J.A.C. 7:27–16.3(n)3	Component Spill	\$800 ³ \$2,000 ³	\$1,600 ³ \$4,000 ³	\$4,000 ³ \$10,000 ³	\$12,000 ³ \$30,000 ³
N.J.A.C. 7:27–16.3(k)	Vapor–Tight Delivery Vessel (Gasoline)	\$600 ³	\$1,200 ³	\$3,0003	\$9,0003
N.J.A.C. 7:27–16.3(<i>a</i>)1	Recertify Recertify	\$2003	\$400 ³	\$1,000 ³	\$3,0003
N.J.A.C. 7:27-16.3(s)	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.4(b)	Submerged Fill (VOC)	\$600	\$1,200	\$3,000 3	\$9,000 3
N.J.A.C. 7:27-16.4(c)	Transfer of VOC	\$600	\$1,200	\$3,000 ³	\$9,000 3
N.J.A.C. 7:27-16.4(f)	Transfer of VOC (Delivery)	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.4(i)1	Pressure Testing	\$500	\$1,000	\$2,500	\$7,500 \$1,500
N.J.A.C. 7:27-16.4(i)	Certification Display Transfer Pressure	\$100 \$600	\$200 \$1,200	\$500 \$3,000	\$1,500 \$9,000
N.J.A.C. 7:27-16.4(j) N.J.A.C. 7:27-16.4(k)	Component	\$800	\$1,200 \$1,600	\$4,000	\$12,000
N.J.A.C. 7:27-16.4(k)1	Leak	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.4(k)2	Spill	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.4(<i>l</i>)	Vapor-Tight Delivery Vessel (VOC)	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.4(m)	Recertify	\$200	\$400	\$1,000	\$3,000
N.J.A.C. 7:27-16.4(o)	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.5(b)	Control Apparatus	\$2,000 ³	\$4,000 ³	\$10,000 3	\$30,000 ³
N.J.A.C. 7:27-16.5(c)	Submittal/Plan	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.5(e)	Ballasting	\$2,000 ³ \$1,200	\$4,000 ³ \$2,400	\$10,000 ³ \$6,000	\$30,000 ³ \$18,000
N.J.A.C. 7:27-16.5(f)1 N.J.A.C. 7:27-16.5(f)2	Leak Component	\$1,200 \$1,600	\$2,400 \$3,200	\$8,000	\$24,000
N.J.A.C. 7:27-16.5(f)3	Spill	\$4,000	\$8,000	\$20,000	\$50,000
N.J.A.C. 7:27-16.5(j)	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27–16.6(b)	Tank Lids	\$5003	\$1,0003	\$2,5003	\$7,5003
N.J.A.C. 7:27–16.6(c)	Unheated Surface Cleaner 25 square feet or				·
	less	\$5003	$$1,000^3$	\$2,5003	\$7,500 ³
N.J.A.C. 7:27–16.6(d)	Unheated Surface Cleaner greater than 25	d4 0002	#2 0002	Φ. 0.003	#4 ₹ 0002
N. I. A. C. 7:27, 16 6(-)	square feet	\$1,0003	\$2,0003	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27–16.6(e) N.J.A.C. 7:27–16.6(f)	Heated Tank Vapor Surface Cleaner	\$1,000 ³ \$1,500 ³	\$2,000 ³ \$3,000 ³	\$5,000 ³ \$7,500 ³	\$15,000 ³ \$22,500 ³
N.J.A.C. 7:27–16.6(g)	Unheated Conveyorized Surface Cleaner	\$1,000° \$1,000°	\$2,000 ³	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27–16.6(h)	Heated Conveyorized Surface Cleaner	\$1,500 ³	\$3,0003	\$7,500 ³	\$22,500 ³
N.J.A.C. 7:27–16.6(i)	Conveyorized Vapor Surface Cleaner	\$2,0003	\$4,0003	\$10,0003	\$30,0003
N.J.A.C. 7:27–16.6(j)	Cold Cleaning Machine	\$1,0003	\$2,0003	\$5,0003	\$15,0003
N.J.A.C. 7:27–16.6(j)	Heated Cleaning Machine	\$1,0003	\$2,0003	\$5,0003	\$15,0003
N.J.A.C. 7:27–16.6(k)	Batch Vapor Cleaning Machine	\$1,5003	\$3,0003	\$7,5003	\$22,5003
N.J.A.C. 7:27–16.6(<i>l</i>)	In-line Vapor Cleaning Machine	\$1,5003	\$3,0003	\$7,5003	\$22,5003
N.J.A.C. 7:27–16.6(m)	Airless Cleaning Machine or Air-Tight	¢2.0003	\$4,0003	\$10,0003	¢20,0003
N.J.A.C. 7:27-16.6(f)	Cleaning Machine Oil–Water Separator	\$2,000 ³ \$500 ³	\$4,000 ³ \$1,000 ³	\$10,000 ³ \$2,500 ³	\$30,000 ³ \$7,500 ³
14.5.A.C. 7.27–10.0(1)	On-water Separator	φ500°	φ1,000-	Ψ2,500	φ7,500-
					Fourth and Each
		First	Second	Third	Subsequent
Citation		Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.7(c)					
CLASS Surface Coating or	•				
Maximum Actual Emissions	10 pounds per hour:				
	percent over the allowable standard	\$2,000 3	\$4,000 3	\$10,000 ³	\$30,000 3
	ugh 50 percent over the allowable standard	\$4,000 ³	\$8,000 3	\$20,000 ³	\$50,000 ° \$50,000 °
	50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 ³
	nds through 22.8 pounds per hour:			•	,
1. Less than 25 j	percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 3
	ugh 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
	50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 ³
	nan 22.8 pounds per hour:	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
1. Less than 25	percent over the allowable standard	φο,υυυ -	φ10,000 -	φ40,000 -	φ50,000 -

Citation 2. From 25 through 50 percent over the allowable standard	First Offense \$10,000 ³	Second Offense \$20,000 ³	Third Offense \$50,000 ³	Fourth and Each Subsequent Offense \$50,000 3
3. Greater than 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 ³
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:				
For less than 10 pounds per hour: 1. Less than 25 percent over the allowable standard	\$2,000 ³	\$4,000 3	\$10,000 ³	\$30,000 3
2. From 25 through 50 percent over the allowable standard	\$4,000 ³	\$8,000 3	\$20,000 3	\$50,000 ³
3. Greater than 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
From 10 pounds to 22.8 pounds per hour: 1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 ³	\$50,000 ³
From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
 Greater than 50 percent over the allowable standard For greater than 22.8 pounds per hour: 	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 3
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard 	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
3. Greater than 50 percent over the allowable standard	\$10,000 ³	\$20,000 ³	\$50,000 °	\$50,000 3
	First	Second	Third	Fourth and Each Subsequent
Citation N.J.A.C. 7:27-16.7(g)	Offense	Offense	Offense	Offense
CLASS Metal Furniture or Large Appliance Maximum Actual Emissions				
For less than 10 pounds per hour:				
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard 	\$2,000 ³ \$4,000 ³	\$4,000 ³ \$8,000 ³	\$10,000 ³ \$20,000 ³	\$30,000 ³ \$50,000 ³
3. Greater than 50 percent over the allowable standard From 10 pounds through 22.8 pounds per hour:	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 3
1. Less than 25 percent over the allowable standard	\$6,000 3	\$12,000 3	\$30,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 3	\$40,000 3	\$50,000 ³
 Greater than 50 percent over the allowable standard For greater than 22.8 pounds per hour: 	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 ³
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard 	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
3. Greater than 50 percent over the allowable standard	\$10,000 ³	\$20,000 ³	\$50,000 ³	\$50,000 ³
				Fourth and Each
Ch	First	Second	Third	Subsequent
Citation N.J.A.C. 7:27-16.7(h)	Offense	Offense	Offense	Offense
CLASS Printing				
Maximum Actual Emissions				
For less than 10 pounds per hour: 1. Less than 25 percent over the allowable standard	\$2.000 ³	\$4,000 ³	\$10,000 ³	\$30,000 ³
2. From 25 through 50 percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,000 ³	\$50,000 ³
Greater than 50 percent over the allowable standard From 10 pounds through 22.8 pounds per hour:	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 ³ \$40,000 ³	\$50,000 ³
2. From 25 through 50 percent over the allowable standard3. Greater than 50 percent over the allowable standardFor greater than 22.8 pounds per hour:	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$50,000 ³	\$50,000 ³ \$50,000 ³
1. Less than 25 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
2. From 25 through 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
3. Greater than 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 ³
				Fourth and Each
Citation	First Offense	Second Offense	Third Offense	Subsequent Offense
N.J.A.C. 7:27-16.7(i)	Offense	Onclise	Oncuse	Offense
CLASS Tablet Coating Maximum Actual Emissions				
For less than 10 pounds per hour: 1. Less than 25 percent over the allowable standard	\$2,000 ³	\$4,000 ³	\$10,000 ³	\$30,000 ³
2. From 25 through 50 percent over the allowable standard	\$4,000 ³	\$8,000 ³	\$20,000 3	\$50,000 ³
 Greater than 50 percent over the allowable standard From 10 pounds through 22.8 pounds per hour: 	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
 Less than 25 percent over the allowable standard 	\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 ³
2. From 25 through 50 percent over the allowable standard3. Greater than 50 percent over the allowable standard	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
5. Steater than 50 percent over the anomable standard	φ10,000 -	φ20,000 -	φυσ,σου -	φυσ,000 °

Citation For greater than 22.8 pounds per hour:	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 	\$8,000 ³ \$10,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³ \$50,000 ³
Citation	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 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
From 10 pounds through 22.8 pounds per hour: 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard	\$6,000 ³ \$8,000 ³ \$10,000 ³	\$12,000 ³ \$16,000 ³ \$20,000 ³	\$30,000 ³ \$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³ \$50,000 ³
For greater than 22.8 pounds per hour: 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard	\$8,000 ³ \$10,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³ \$50,000 ³
Citation Class	First Offense \$400	Second Offense \$800	Third Offense \$2,000	Fourth and Each Subsequent Offense \$6,000
N.J.A.C. 7:27-16.7(k)1 Permit N.J.A.C. 7:27-16.7(m) Records or (n)	\$500 \$500	\$1,000	\$2,500	\$7,500
Citation N.J.A.C. 7:27-16.8(b)1 or 2	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
CLASS Non-utility and Utility Boilers Actual Emission (pounds per million BTU): Boiler Heat Input Capacity—Less than 100 MMBTU				
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard Boiler Heat Input Capacity—From 100-250 MMBTU 	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard Boiler Heat Input Capacity—Greater than 250 MMBTU 	\$6,000 ³ \$8,000 ³ \$10,000 ³	\$12,000 ³ \$16,000 ³ \$20,000 ³	\$30,000 ³ \$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³ \$50,000 ³
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 	\$8,000 ³ \$10,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³ \$50,000 ³
Citation Class N.J.A.C. 7:27-16.8(b)3 Adjust Combustion	First Offense \$2,000	Second Offense \$4,000	Third Offense \$10,000	Fourth and Each Subsequent Offense \$30,000
or (c) N.J.A.C. 7:27-16.8(e) Demonstrate Compliance N.J.A.C. 7:27-16.8(f) Failure to Install CEM or (g)	\$2,000 \$10,000	\$4,000 \$20,000	\$10,000 \$50,000	\$30,000 \$50,000
Citation N.J.A.C. 7:27-16.9(b) and (c)	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
CLASS Stationary Gas Turbine Actual Emission (pounds per million BTU): 3-10 MW Turbine	40.000.0	* * * * * * * * * * * * * * * * * * *	640 005 2	## 0.000.2
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 11-50 MW Turbine 	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 ³	\$50,000 ³

27A-18

 Citation From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard Greater than 50 MW Turbine Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 	First Offense \$8,000 3 \$10,000 3 \$10,000 3 \$10,000 3	Second Offense \$16,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³	Third Offense \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³	Fourth and Each Subsequent Offense \$50,000 3 \$50,000 3 \$50,000 3 \$50,000 3
Citation Class N.J.A.C. 7:27-16.9(e) Demonstrate Compliance N.J.A.C. 7:27-16.9(f) Adjust Combustion	First Offense \$2,000 \$2,000	Second Offense \$4,000 \$4,000	Third Offense \$10,000 \$10,000	Fourth and Each Subsequent Offense \$30,000 \$30,000
Citation N.J.A.C. 7:27-16.10(b) CLASS Stationary Internal Combustion Engine	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Actual Emission (grams per horsepower hr): 1000 Hp or less 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard Greater than 1000 Hp 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$6,000 ³ \$8,000 ³ \$10,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$12,000 ³ \$16,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
Citation Class N.J.A.C. 7:27-16.10(d) Demonstrate Compliance N.J.A.C. 7:27-16.10(e) Adjust Combustion	First Offense \$2,000 \$2,000	Second Offense \$4,000 \$4,000	Third Offense \$10,000 \$10,000	Fourth and Each Subsequent Offense \$30,000 \$30,000
Citation N.J.A.C. 7:27-16.11(b) CLASS Asphalt plants	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Maximum Actual Emissions 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
Citation N.J.A.C. 7:27-16.11(d) N.J.A.C. 7:27-16.11(e) N.J.A.C. 7:27-16.12(c) N.J.A.C. 7:27-16.12(d) N.J.A.C. 7:27-16.12(e) N.J.A.C. 7:27-16.12(e) N.J.A.C. 7:27-16.12(e) N.J.A.C. 7:27-16.12(e) N.J.A.C. 7:27-16.12(e) N.J.A.C. 7:27-16.12(f) N.J.A.C. 7:27-16.12(g) N.J.A.C. 7:27-16.12(h) N.J.A.C. 7:27-16.13(a) N.J.A.C. 7:27-16.13(b) N.J.A.C. 7:27-16.13(c) Class Demonstrate Compliance Adjust Combustion Maximum VOC Content Of Coatings Coating Application Techniques Spray Gun Cleaning Methods Additional Measures Flares N.J.A.C. 7:27-16.13(b) N.J.A.C. 7:27-16.13(c) Log	First Offense \$2,000 \$2,000 \$1,0003 \$1,0003 \$1,0003 \$1,0003 \$1,0003 \$1,0003 \$1,0003 \$500	Second Offense \$4,000 \$4,000 \$1,500 ³ \$1,500 ³ \$1,500 ³ \$1,500 ³ \$1,500 ³ \$2,400 ³ \$600 \$1,000	Third Offense \$10,000 \$10,000 \$2,0003 \$2,0003 \$2,0003 \$2,0003 \$2,0003 \$2,0003 \$2,0003 \$2,0003 \$2,0003	Fourth and Each Subsequent Offense \$30,000 \$30,000 \$2,5003 \$2,5003 \$2,5003 \$2,5003 \$2,5003 \$2,5003 \$2,5003 \$2,5000 \$7,500 Fourth and Each
Citation N.J.A.C. 7:27-16.16(c) CLASS Other Source Operations Maximum Actual Emissions	First Offense	Second Offense	Third Offense	Subsequent Offense
Maximum Actual Emissions For less than 10 pounds per hour: 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard From 10 pounds through 22.8 pounds per hour: 1. Less than 25 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$30,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³

					Fourth and Each
		First	Second	Third	Subsequent
Citation		Offense	Offense	Offense	Offense
	rough 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
	an 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 ³
	than 22.8 pounds per hour: 5 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 3
	rough 50 percent over the allowable standard	\$10,000 ³	\$20,000 ³	\$50,000 ³	\$50,000 ° \$50,000 °
	an 50 percent over the allowable standard	\$10,000 ³	\$20,000 ³	\$50,000 ³	\$50,000 ³
	and the personal cites and make standard	420,000	420,000	400,000	400,000
					Fourth and Each
	•	First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.16(g)	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.17(b)1	Control Apparatus	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.17(b)2	Compliance with Alternative VOC Control Plan	\$2,000	\$4,000	\$10,000	\$20,000
N.J.A.C. 7:27-16.17(c)1	Compliance	\$2,000 \$2,000	\$4,000	\$10,000	\$30,000 \$30,000
N.J.A.C. 7:27-16.17(d)	Submittal	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.17(e)	Submittal	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.17(n)	Submittal	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.18(c)	Leak	\$300	\$600	\$1,500 ³	\$4,500 ³
N.J.A.C. 7:27-16.18(d)	Leak	\$300	\$600	\$1,500 ³	\$4,500 ³
N.J.A.C. 7:27-16.18(f)	Leak Detection and Repair	\$3,000	\$6,000	\$15,000 3	\$45,000 3
N.J.A.C. 7:27-16.18(g)	Leak Detection and Repair	\$3,000	\$6,000	\$15,000 3	\$45,000 3
N.J.A.C. 7:27-16.18(h)	Leak Detection and Repair	\$3,000	\$6,000	\$15,000 ³	\$45,000 ³
N.J.A.C. 7:27-16.18(i)	Leak Detection and Repair	\$3,000	\$6,000	\$15,000 ³	\$45,000 ³
N.J.A.C. 7:27-16.18(j)1	Log	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.18(j)2	Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.18(l)	Annual Testing	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-16.18(o)	Sealing Device	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.18(q)	Alternative Methods	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-16.19	Cutback and Emulsified Asphalt	\$1,000	\$2,000	\$5,000	\$15,000
					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
	CIAGO	Official	Onemse	Official	onense.
N.J.A.C. 7:27-16.20(a)		Offense	Official	Offense	0.101.50
	at Dry Cleaning	Oncuse	Onense	Offense	o i const
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emission	at Dry Cleaning		Onense	Onclise	one
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissio For less the 1. Less than 2	nt Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard	\$2,000 ³	\$4,000 ³	\$10,000 ³	\$30,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissio For less the 1. Less than 2 2. From 25 th	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard brough 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³	\$4,000 ³ \$8,000 ³	\$10,000 ³ \$20,000 ³	\$30,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissio For less the 1. Less than 2 2. From 25 th 3. Greater the	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard an 50 percent over the allowable standard	\$2,000 ³	\$4,000 ³	\$10,000 ³	\$30,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissio For less the 1. Less than 2 2. From 25 the 3. Greater the From 10 pe	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard an 50 percent over the allowable standard bounds through 22.8 pounds per hour:	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th 3. Greater th: From 10 pt 1. Less than 2	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard urough 50 percent over the allowable standard an 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$30,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th 3. Greater th: From 10 p 1. Less than 2 2. From 25 th	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard urough 50 percent over the allowable standard an 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard urough 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$6,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$12,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$30,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 po 1. Less than 2 2. From 25 th 3. Greater than 2 3. Greater than 3 4. Greater than 3 5. Greater than 3 6. Great	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard ounds through 27.8 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard an 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$30,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 pe 1. Less than 2 2. From 25 th 3. Greater the From 25 th 5. Greater the For greater	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard ounds through 20.8 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard an 50 percent over the allowable standard ar than 22.8 pounds per hour:	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 pc 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard an 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard ounds through 21.8 pounds per hour: 25 percent over the allowable standard orough 50 percent over the allowable standard an 50 percent over the allowable standard or than 22.8 pounds per hour: 25 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 pc 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2 2. From 25 th For greater 2. From 25 th	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard orough 50 percent over the allowable standard at 150 percent over the allowable standard or than 22.8 pounds per hour: 25 percent over the allowable standard or than 50 percent over the allowable standard orough 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 pc 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2 2. From 25 th For greater 2. From 25 th	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard an 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard ounds through 21.8 pounds per hour: 25 percent over the allowable standard orough 50 percent over the allowable standard an 50 percent over the allowable standard or than 22.8 pounds per hour: 25 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 pc 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2 2. From 25 th For greater 2. From 25 th	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard orough 50 percent over the allowable standard at 150 percent over the allowable standard or than 22.8 pounds per hour: 25 percent over the allowable standard or than 50 percent over the allowable standard orough 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 pc 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2 2. From 25 th For greater 2. From 25 th	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard orough 50 percent over the allowable standard at 150 percent over the allowable standard or than 22.8 pounds per hour: 25 percent over the allowable standard or than 50 percent over the allowable standard orough 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th 3. Greater th: From 10 pe 1. Less than 2 2. From 25 th 3. Greater th: For greater 1. Less than 2 2. From 25 th 3. Greater th: For greater 1. Less than 2 2. From 25 th 3. Greater th:	at Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard orough 50 percent over the allowable standard at 150 percent over the allowable standard or than 22.8 pounds per hour: 25 percent over the allowable standard or than 50 percent over the allowable standard orough 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$Third Offense	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th 3. Greater th: From 10 pc 1. Less than 2 2. From 25 tt 3. Greater th: For greater 1. Less than 2 2. From 25 tt 3. Greater th: For greater 1. Less than 2 2. From 25 tt 3. Greater th: Citation N.J.A.C. 7:27-16.17(b)1	an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 50 percent over the allowable standard bunds arough 50 percent over the allowable standard bunds arough 50 percent over the allowable standard bunds 50 percent over the allowable standard burds 50 pe	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ⁵	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ⁴
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 pc 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2 2. From 25 th 3. Greater the Citation N.J.A.C. 7:27-16.17(b)1 N.J.A.C. 7:27-16.17(b)2i	an 10 pounds per hour: 25 percent over the allowable standard trough 50 percent over the allowable standard an 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard trough 50 percent over the allowable standard an 50 percent over the allowable standard at than 22.8 pounds per hour: 25 percent over the allowable standard are than 20.8 pounds per hour: 26 percent over the allowable standard trough 50 percent over the allowable standard are 50 percent over the allowable standard an 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$Third Offense	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th 3. Greater th: From 10 pc 1. Less than 2 2. From 25 tt 3. Greater th: For greater 1. Less than 2 2. From 25 tt 3. Greater th: For greater 1. Less than 2 2. From 25 tt 3. Greater th: Citation N.J.A.C. 7:27-16.17(b)1	an 10 pounds per hour: 25 percent over the allowable standard trough 50 percent over the allowable standard an 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard trough 50 percent over the allowable standard trough 50 percent over the allowable standard an 50 percent over the allowable standard are than 22.8 pounds per hour: 25 percent over the allowable standard trough 50 percent over the allowable standard arough 50 percent over the allowable standard trough 50 percent over the allowable standard an 50 percent over the allowable standard and 50 percent over the allowabl	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th 3. Greater th: From 10 pp 1. Less than 2 2. From 25 th 3. Greater th: For greater 1. Less than 2 2. From 25 th 3. Greater th: For greater 1. Less than 2 2. From 25 th 3. Greater th: Citation N.J.A.C. 7:27-16.17(b)1 N.J.A.C. 7:27-16.17(b)2i N.J.A.C. 7:27-16.17(b)2ii	an 10 pounds per hour: 25 percent over the allowable standard urough 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard urough 50 percent over the allowable standard an 50 percent over the allowable standard at than 22.8 pounds per hour: 25 percent over the allowable standard urough 50 percent over the allowable standard an 50 percent over the allowable standard urough 50 percent over the allowable standard an 50 percent over the allowable standard an 50 percent over the allowable standard with 50 percent over the allowable standard urough 50 percent over the allowable standard an 50 percent over the allowable standard with 50 percent over the	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ⁵	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³ \$20,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ⁴
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less tha 1. Less than 2 2. From 25 th 3. Greater the From 10 pc 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2 2. From 25 th 3. Greater the For greater 1. Less than 2 2. From 25 th 3. Greater the Citation N.J.A.C. 7:27-16.17(b)1 N.J.A.C. 7:27-16.17(b)2i	an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 50 percent over the allowable standard bunds arough 50 percent over the allowable standard bunds to than 22.8 pounds per hour: 25 percent over the allowable standard burough 50	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 \$2,000 \$2,000	\$4,000 3 \$8,000 3 \$16,000 3 \$16,000 3 \$16,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$ Second Offense \$600 \$4,000	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$10,000 \$10,000	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 p 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Citation N.J.A.C. 7:27-16.17(b)1 N.J.A.C. 7:27-16.17(b)2i N.J.A.C. 7:27-16.17(c)2	an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 50 percent over the allowable standard bunds arough 50 percent over the allowable standard bunds to than 22.8 pounds per hour: 25 percent over the allowable standard burds 50 percent over the allowab	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$2,000 \$2,000 \$2,000	\$4,000 3 \$8,000 3 \$16,000 3 \$12,000 3 \$16,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$10,000 \$10,000 \$10,000	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 p 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Visual Control of the co	an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 50 percent over the allowable standard bunds arough 50 percent over the allowable standard bunds arough 50 percent over the allowable standard bunds arough 50 percent over the allowable standard bunds 50 percent over the allowable standard bund	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 \$2,000 \$2,000 \$2,000 \$300	\$4,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$1,500 \$10,000 \$10,000 \$1,500	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 pp. 1. Less than 2 2. From 25 th: 3. Greater th: For greater th: For greater th: For greater th: Greater th: Totation N.J.A.C. 7:27-16.17(b)1 N.J.A.C. 7:27-16.17(b)2ii N.J.A.C. 7:27-16.17(c)2 N.J.A.C. 7:27-16.17(c)0	an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable sta	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$2,000 \$2,000 \$2,000 \$300 \$600	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 \$4,000 \$4,000 \$4,000 \$4,000 \$4,000 \$1,200	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 \$10,000 \$10,000 \$10,000 \$10,000 \$3,000 \$3,000	\$30,000 ³ \$50,000 \$30,000 \$30,000 \$4,500 \$9,000
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 pe 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Visual Control of the c	class Submittal Control Apparatus Compliance with Alternative VOC Control Plan Amendment of Compliance plan Filtration Emissions Leaking Equipment	\$2,000 3 \$4,000 3 \$8,000 3 \$8,000 3 \$10,000 3 \$10,000 \$2,000 \$2,000 \$2,000 \$300 \$600 \$500	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$16,000 ³ \$16,000 ³ \$20,000 \$4,000 \$4,000 \$4,000 \$4,000 \$1,000 \$1,000 \$1,000 \$1,000	\$10,000 3 \$20,000 3 \$40,000 3 \$40,000 3 \$40,000 3 \$50,000 3 \$50,000 3 \$50,000 3 Third Offense \$1,500 \$10,000 \$10,000 \$1,500 \$3,000 \$2,500 3	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$4,500 \$30,000 \$30,000 \$30,000 \$4,500 \$9,000 \$7,500 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 pc 1. Less than 2 2. From 25 tt 3. Greater th: For greater 1. Less than 2 2. From 25 tt 3. Greater th: For greater 1. Less than 2 2. From 25 tt 3. Greater th: Visual Solution N.J.A.C. 7:27-16.17(b)1 N.J.A.C. 7:27-16.17(b)2ii N.J.A.C. 7:27-16.17(c)2 N.J.A.C. 7:27-16.17(n) N.J.A.C. 7:27-16.20(b) N.J.A.C. 7:27-16.20(c)1 N.J.A.C. 7:27-16.20(c)2	an 10 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard bunds through 22.8 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable sta	\$2,000 3 \$4,000 3 \$8,000 3 \$8,000 3 \$10,000 \$10,000 \$10,000 \$2,000 \$2,000 \$2,000 \$500 \$500 \$500	\$4,000 ³ \$8,000 ³ \$16,000 ³ \$116,000 ³ \$20,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000	\$10,000 3 \$20,000 3 \$40,000 3 \$40,000 3 \$40,000 3 \$50,000 3 \$50,000 3 \$50,000 3 Third Offense \$1,500 \$10,000 \$10,000 \$10,000 \$1,500 \$3,000 \$2,500 3 \$2,500 3	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$4,500 \$30,000 \$30,000 \$4,500 \$9,000 \$7,500 ³ \$7,500 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 pp 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Visual Control of the second of the seco	compliance with Alternative VOC Control Plan Can Dry Cleaning ons an 10 pounds per hour: 25 percent over the allowable standard an 50 percent over the allowable standard ounds through 22.8 pounds per hour: 25 percent over the allowable standard arough 50 percent over the allowable standard arough 50 percent over the allowable standard ar than 22.8 pounds per hour: 25 percent over the allowable standard arough 50 percent over the a	\$2,000 3 \$4,000 3 \$8,000 3 \$8,000 3 \$10,000 3 \$10,000 \$2,000 \$2,000 \$2,000 \$300 \$600 \$500	\$4,000 3 \$8,000 3 \$16,000 3 \$16,000 3 \$16,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$4,000 \$4,000 \$4,000 \$4,000 \$1,200 \$1,000 \$1,000 \$1,200	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$1,500 \$10,000 \$10,000 \$10,000 \$2,500 ³ \$2,500 ³ \$2,500 ³ \$3,000 \$2,500 ³ \$3,000	\$30,000 3 \$50,000 \$30,000 \$4,500 \$9,000 \$7,500 3 \$7,500 3 \$9,000
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 p 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Visual Constant of the second of the seco	class Submittal Control Apparatus Compliance with Alternative VOC Control Plan Amendment of Compliance plan Filtration Emissions Leaking Equipment Open Containers Total Emissions Records Rounds per hour: Copper Control Plan Control Emissions Leaking Equipment Open Containers Total Emissions Records Plan I pounds per hour: Class Compliance with Alternative VOC Control Plan Amendment of Compliance plan Filtration Emissions Records Plan Records	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 \$2,000 \$2,000 \$2,000 \$500 \$500 \$500 \$500 \$500 \$2,000	\$4,000 3 \$8,000 3 \$16,000 3 \$112,000 3 \$16,000 3 \$16,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$10,000 \$10,000 \$10,000 \$1,500 \$3,000 \$2,500 ³ \$2,500 ³ \$2,500 \$10,000	\$30,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ Fourth and Each Subsequent Offense \$4,500 \$30,000 \$30,000 \$4,500 \$9,000 \$7,500 ³ \$7,500 ³
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 p 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Visual Control of the co	class Submittal Control Apparatus Compliance with Alternative VOC Control Plan Amendment of Compliance plan Filtration Emissions Leaking Equipment Open Containers Total Emissions Records Plan Implement Plan Impulement Plan	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 \$2,000 \$2,000 \$2,000 \$500 \$500 \$500 \$500 \$500 \$500 \$4,000 \$4,000	\$4,000 3 \$8,000 3 \$16,000 3 \$112,000 3 \$16,000 3 \$16,000 3 \$20,000 3	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$10,000 \$10,000 \$10,000 \$1,500 \$3,000 \$2,500 ³ \$3,000 \$2,500 ³ \$3,000 \$2,500 ³ \$3,000 \$2,500 ³ \$2,500 \$10,000 \$20,000	\$30,000 ³ \$50,000 ³ \$7,500 ³ \$9,000 \$7,500 ³ \$7,500 \$30,000 \$7,500 \$30,000 \$50,000 \$50,000
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 p 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Vision Strain	class Submittal Control Apparatus Compliance with Alternative VOC Control Plan Amendment of Compliance plan Filtration Emissions Leaking Equipment Open Containers Total Emissions Records Plan Implement Plan Report Rough 50 percent Records percent over the allowable standard an 50 percent over the allowable standard records Plan Amendment of Compliance plan Filtration Emissions Records Plan Implement Plan Report	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 \$2,000 \$2,000 \$2,000 \$2,000 \$500 \$500 \$500 \$500 \$500 \$500 \$4,000 \$500 \$500 \$500 \$500 \$500 \$500 \$500	\$4,000 3 \$8,000 3 \$16,000 3 \$112,000 3 \$16,000 3 \$120,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 \$1,000 \$4,000 \$4,000 \$1,200 \$1,000 \$1,000 \$1,000 \$4,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 \$10,000 \$10,000 \$10,000 \$10,000 \$2,500 ³ \$2,500 \$10,000 \$20,000 \$20,000 \$20,000 \$20,000 \$20,000 \$20,000 \$20,000	\$30,000 ³ \$50,000 ³ \$7,500 ³ \$7,500 \$30,000 \$7,500 \$30,000 \$7,500 \$30,000
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 pp 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Vision N.J.A.C. 7:27-16.17(b)2i N.J.A.C. 7:27-16.17(b)2ii N.J.A.C. 7:27-16.17(c)2 N.J.A.C. 7:27-16.17(c)2 N.J.A.C. 7:27-16.20(c)1 N.J.A.C. 7:27-16.20(c)1 N.J.A.C. 7:27-16.20(g) N.J.A.C. 7:27-16.20(g) N.J.A.C. 7:27-16.21(a) N.J.A.C. 7:27-16.21(b) N.J.A.C. 7:27-16.21(c) N.J.A.C. 7:27-16.21(c) N.J.A.C. 7:27-16.21(d)	class Submittal Control Apparatus Compliance with Alternative VOC Control Plan Amendment of Compliance plan Filtration Emissions Leaking Equipment Open Containers Total Emissions Records Plan Implement Plan Report Records Percent over than Implement Plan Report Records Poercent over Records Percent over than Report Records Over the Allowable standard Records Percent over the allowable standard Records Over the allowable standard Records Over the allowable standard Compliance over the allowable standard Compliance with Alternative VOC Control Plan Compliance with Alternative VOC Control Plan Report Records Availability	\$2,000 3 \$4,000 3 \$8,000 3 \$6,000 3 \$8,000 3 \$10,000 3 \$10,000 3 \$10,000 First Offense \$300 \$2,000 \$2,000 \$2,000 \$500 \$500 \$500 \$500 \$500 \$500 \$500	\$4,000 3 \$8,000 3 \$16,000 3 \$112,000 3 \$16,000 3 \$120,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 \$1,000 \$4,000 \$4,000 \$1,200 \$1,000 \$1,000 \$1,000 \$4,000 \$8,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000	\$10,000 3 \$20,000 3 \$40,000 3 \$40,000 3 \$40,000 3 \$50,000 3 \$50,000 3 \$50,000 3 \$50,000 3 \$1,500 \$10,000 \$10,000 \$10,000 \$1,500 3 \$2,500 3 \$2,500 3 \$2,500 3 \$2,500 3 \$2,500 \$2,500 \$2,500 \$2,500	\$30,000 ³ \$50,000 ³ \$7,500 ³ \$7,500 \$30,000 \$7,500 \$30,000 \$7,500 \$30,000 \$7,500 \$7,500 \$7,500 \$7,500 \$7,500
N.J.A.C. 7:27-16.20(a) CLASS Petroleum Solver Maximum Actual Emissic For less th: 1. Less than 2 2. From 25 th: 3. Greater th: From 10 p 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: For greater 1. Less than 2 2. From 25 th: 3. Greater th: Vision Strain	class Submittal Control Apparatus Compliance with Alternative VOC Control Plan Amendment of Compliance plan Filtration Emissions Leaking Equipment Open Containers Total Emissions Records Plan Implement Plan Report Rough 50 percent Records percent over the allowable standard an 50 percent over the allowable standard records Plan Amendment of Compliance plan Filtration Emissions Records Plan Implement Plan Report	\$2,000 ³ \$4,000 ³ \$8,000 ³ \$8,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 ³ \$10,000 \$2,000 \$2,000 \$2,000 \$2,000 \$500 \$500 \$500 \$500 \$500 \$500 \$4,000 \$500 \$500 \$500 \$500 \$500 \$500 \$500	\$4,000 3 \$8,000 3 \$16,000 3 \$112,000 3 \$16,000 3 \$120,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 3 \$20,000 \$1,000 \$4,000 \$4,000 \$1,200 \$1,000 \$1,000 \$1,000 \$4,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000 \$1,000	\$10,000 ³ \$20,000 ³ \$40,000 ³ \$40,000 ³ \$40,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 \$10,000 \$10,000 \$10,000 \$10,000 \$2,500 ³ \$2,500 \$10,000 \$20,000 \$20,000 \$20,000 \$20,000 \$20,000 \$20,000 \$20,000	\$30,000 ³ \$50,000 ³ \$7,500 ³ \$7,500 \$30,000 \$7,500 \$30,000 \$7,500 \$30,000

	an.	First	Second	Third	Fourth and Each Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.22(c)	Information	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.22(d)	Monitoring	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.22(e)	Sampling and Testing	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.24(a)	Adjust Combustion	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.25(h)	Plan	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.25(l)	CEM	\$2,000	\$4,000	\$10,000	\$30,000
3 Revoke Certificate to Opera	te 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:

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-17.2	Asbestos Surface Coating	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-17.3(a)	Registration	\$500 ³	\$1,000 ³	\$2,500 3	\$7,500 ³
N.J.A.C. 7:27-17.3(c)	Remedial Measures	\$500 ³	\$1,000 ³	\$2,500 ³	\$7,500 ³
N.J.A.C. 7:27-17.3(d)	Implementation	\$1,000 ³	\$2,000 3	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-17.3(e)	Resubmittal	\$1,000 ³	\$2,000 ³	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-17.4(a)	Discharge Criteria	\$1,000	\$2,000	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-17.4(b)	Aerodynamic Downwash	\$1,000	\$2,000	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-17.5(a)	Written Instructions	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(b)	Training Program	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(c)	Copies of Instructions	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(d)	Submittal	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(e)	Notification	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.6(a)	Tests (Asbestos)	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-17.6(c)1	Information (TXS)	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-17.6(c)2	Monitoring (TXS)	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-17.6(c)3	Sampling and Testing Facilities (TXS)	\$2,000	\$4,000	\$10,000	\$30,000
³ 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:

					Fourth and Each
	GI.	First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-19.3(d)	Failure to Submit Application or Plan	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.4(a)	Utility Boilers				
	s per million BTU per hour):		****	*	470.000
	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	rough 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
Greater th	an 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.4(b)	All Utility Boilers	***	***	4.50.000	450.000
	Failure to Install CEM	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.5(a)					
or (b)	Stationary Gas Turbines				
Actual Emission (pounds					
3-10 MW 7					
 Less than 2 	25 percent over the allowable standard	\$2,000	\$4,000	\$10,000	\$30,000
From 25 th	rough 50 percent over the allowable standard	\$4,000	\$8,000	\$20,000	\$50,000
Greater th	an 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
11-50 MW	Turbine				
 Less than ? 	25 percent over the allowable standard	\$6,000	\$12,000	\$30,000	\$50,000
2. From 25 th	arough 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	an 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
	an 50 MW Turbine				
1. Less than 2	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	arough 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
	an 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.5(c)5	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.5(c)6	Adjust Combustion Process	\$2,000	\$4,000	\$10,000	\$30,000
(•)•	,	. ,			

Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-19.6(d)1 and 2	Emissions Averaging				
Actual Emission (pounds					
 Less than 	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
2. Twenty-fiv standard	e percent or greater percent over the allowable	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.6(f)1		Ψ10,000	Ψ20,000	ψ50,000	ψ50,000
or 2	Record Keeping of Compliance Demonstra-	\$500	#1 000	#2.500	Φ 7 500
N.J.A.C. 7:27-19.6(g)	tion Log	\$500 \$500	\$1,000 \$1,000	\$2,500 \$2,500	\$7,500 \$7,500
N.J.A.C. 7:27-19.6(h)	Quarterly Reports	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.6(i)	Notice of Noncompliance	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.6(j)1	Provide Notice of Ceased Operations	\$500	\$1,000	\$2,500 \$10,000	\$7,500 \$30,000
N.J.A.C. 7:27-19.7(a) N.J.A.C. 7:27-19.7(b)	Adjust combustion process	\$2,000	\$4,000	\$10,000	\$30,000
or (c)	Non-Utility boilers and other indirect heat				
Actual Emission (pounds	exchangers				
	25 MMBTU per hour				
	25 percent over the allowable standard	\$2,000	\$4,000	\$10,000	\$30,000
	hrough 50 percent over the allowable standard	\$4,000 \$8,000	\$8,000 \$16,000	\$20,000 \$40,000	\$50,000 \$50,000
	nan 50 percent over the allowable standard IBTU per hour	\$6,000	\$10,000	\$40,000	\$50,000
 Less than 	25 percent over the allowable standard	\$6,000	\$12,000	\$30,000	\$50,000
	hrough 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	nan 50 percent over the allowable standard nan 50 MMBTU per hour	\$10,000	\$20,000	\$50,000	\$50,000
	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	hrough 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
3. Greater th N.J.A.C. 7:27-19.7(d)	nan 50 percent over the allowable standard Heat input rate of 250 MMBTU per hour or	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7.27-19.7(d)	greater				
	install CEM	\$10,000	\$20,000	\$50,000	\$50,000
Heat inpu per hour	it rate of 50 MMBTU to less than 250 MMBTU	\$2,000	\$4,000	\$10,000	\$30,000
	mbustion process or install CEM	\$2,000	Ψ+,000	\$10,000	ψ30,000
N.J.A.C. 7:27-19.8(a), (b					
or (c) Actual Emission (grams	Stationary Internal Combustion Engines				
1000 Hp o					
	25 percent over the allowable standard	\$6,000	\$12,000	\$30,000	\$50,000
	hrough 50 percent over the allowable standard	\$8,000 \$10,000	\$16,000 \$20,000	\$40,000 \$50,000	\$50,000 \$50,000
	nan 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
 Less than 	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	hrough 50 percent over the allowable standard nan 50 percent over the allowable standard	\$10,000 \$10,000	\$20,000 \$20,000	\$50,000 \$50,000	\$50,000 \$50,000
3. Greater th	ian 30 percent over the anomable standard	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.9(a)	Asphalt Plants				
	Actual Emissions 25 percent over the allowable standard	\$2,000	\$4,000	\$10,000	\$30,000
	hrough 50 percent over the allowable standard	\$4,000	\$8,000	\$20,000	\$50,000
	nan 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
N.J.A.C. 7:27-19.9(b)	Adjust combustion process	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.10(a) (b)	Glass Manufacturing Furnaces				
Maximum	Actual Emission:				
	han 10 pounds per hour:	\$2,000	\$4,000	\$10,000	\$30,000
	25 percent over the allowable standard through 50 percent over the allowable standard	\$2,000 \$4,000	\$4,000 \$8,000	\$20,000	\$50,000
Greater th	nan 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	pounds through 22.8 pounds per hour:	A < 000	#12 000	#20 000	# 50.000
	25 percent over the allowable standard through 50 percent over the allowable standard	\$6,000 \$8,000	\$12,000 \$16,000	\$30,000 \$40,000	\$50,000 \$50,000
	han 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
From grea	ater than 22.8 pounds per hour:		,		
 Less than 	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000 \$50,000	\$50,000
	through 50 percent allowable standard than 50 percent over the allowable standard	\$10,000 \$10,000	\$20,000 \$20,000	\$50,000 \$50,000	\$50,000 \$50,000
N.J.A.C. 7:27-19.10(c)1	Determine baseline NO _x emission rate	\$2,000	\$4,000	\$10,000	\$30,000
. ,					

27A-22

					Fourth and Each
Ctt	C.	First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-19.10(c): N.J.A.C. 7:27-19.10(c):		\$10,000 \$10,000	\$20,000 \$20,000	\$50,000 \$50,000	\$50,000 \$50,000
N.J.A.C. 7:27-19.10(c).		\$10,000	\$20,000	\$50,000	\$50,000
	m Actual Emission:				
	than 10 pounds per hour:				
	in 25 percent over the allowable standard	\$2,000	\$4,000	\$10,000	\$30,000
	through 50 percent over the allowable standard	\$4,000	\$8,000	\$20,000	\$50,000
	than 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	pounds through 22.8 pounds per hour:	\$6,000	¢12.000	\$20,000	¢50,000
	in 25 percent over the allowable standard 5 through 50 percent over the allowable standard	\$6,000 \$8,000	\$12,000 \$16,000	\$30,000 \$40,000	\$50,000 \$50,000
	than 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
	eater than 22.8 pounds per hour:	410,000	Ψ20,000	450,000	ψ20,000
 Less that 	n 25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	through 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
Greater	than 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
N I A C 7:27 10 10(a)	A direct combustion manages	\$2,000	\$4,000	¢10.000	¢20,000
N.J.A.C. 7:27-19.10(e) N.J.A.C. 7:27-19.13(j)	Adjust combustion process Modify NO _x Control Plan for alterations	\$2,000 \$2,000	\$4,000 \$4,000	\$10,000 \$10,000	\$30,000 \$30,000
N.J.A.C. 7:27-19.13(n)	Implement NO _x Control Plan	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19:15(n)	Demonstrate Compliance	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.16(c)	Log	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.17(a)		\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.17(a)	2, 3 Information	\$300	\$600	\$1,500	\$4,500
or 4					
N.J.A.C. 7:27-19.17(b)		\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.17(e)	Record keeping	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.18(a): 4 or 5	2, 3, Monitoring	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.18(h)	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.19(a)		\$500	\$1,000	\$2,500	\$7,500
(b)	, · · · · · · · · · · · · · · · · · · ·	,	7-,	+-,	+ · ,- · -
N.J.A.C. 7:27-19.19(d)	Record keeping	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(e)	Recordkeeping	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(f)	Recordkeeping	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(g)	1 or Submit Report	\$500	\$1,000	\$2,500	\$7,500
2 N.J.A.C. 7:27-19.20(d)	Compliance with Maximum Annual Emission Rate				
Actual Emissions (pou					
	n 25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	five percent or greater percent over the allowable	440.000	#20.000	\$50,000	450.000
standard		\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.20(g): N.J.A.C. 7:27-19.20(g):	1 Conditions of Approval 2 Combust Cleaner Fuel	\$2,000 \$2,000	\$4,000 \$4,000	\$10,000 \$10,000	\$30,000
N.J.A.C. 7:27-19.20(g):	Compliance with Maximum Allowable Emis-	\$2,000	\$4,000	\$10,000	\$30,000
14.3.A.C. 7.27-17.20(g).	sion Rate				
Actual Emissions (pou					
	n 25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	five percent or greater percent over the allowable				
standard		\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.20(g)	•				
Class: Utility Boile	sion Rate				
	7. 7:27A-3.10(m)19				
	lation of civil administrative				
	violations of N.J.A.C.				
7:27-19.4(a).					
Class: Stationary C	as Turbines				
	. 7:27A-3.10(m)19				
	lation of civil administrative				
	violations of N.J.A.C.				
7:27-19.5(a) Class: Nonutility B	or (b). oilers and other Indirect				
Heat Exchai					
	7:27A-3.10(m)19				
	lation of civil administrative				
	violations of N.J.A.C.				
7:27-19.7(b)	or (c).				
Class: Stationary In	nternal Combustion				

27A-23

			First	Second	Third	Fourth and Each Subsequent
Citation		Class	Offense	Offense	Offense	Offense
	Engines					
	See N.J.A.C. 7:	27A-3.10(m)19				
		on of civil administrative				
	1	plations of N.J.A.C.				
CI	7:27-19.8(a), (b)) or (c).				
Class:	Asphalt Plants	27.4. 2.10()10				
	See N.J.A.C. 7:	on of civil administrative				
		olations of N.J.A.C.				
	7:27-19.9(a).	dations of N.J.A.C.				
Class:	Glass Manufact	uring Furnaces				
	See N.J.A.C. 7:					
		on of civil administrative				
		plations of N.J.A.C.				
	7:27-19.10(a) or					
N.J.A.C.	7:27-19.20(g)5	Compliance with Maximum Annual Emission				
4 . 17		Rate				
Actual E		per million BTU).	\$8,000	\$16,000	\$40,000	\$50,000
		5 percent over the allowable standard percent or greater percent over the allowable	\$6,000	\$10,000	\$40,000	\$30,000
	standard	percent of greater percent over the anomable	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C.	7:27-19.20(i)1,	2	Ψ10,000	Ψ20,000	φ20,000	420,000
or 3		Maintain Emission Calculations	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C.	7:27-19.21(e)1	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C.	7:27-19.21(e)2	Compliance Milestones	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.21(e)4	Determine Actual NO _x Emissions	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.21(e)5	Adjust combustion process	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.21(e)6	Record Keeping and Reporting	\$500	\$1,000	\$2,500	\$7,500
	7:27-19.21(e)7	Notification	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C.	7:27-19.21(e)9	Compliance with Maximum Allowable Emission Rate				
Class:	Utility Boilers	Sion Rate				
Class.	See N.J.A.C. 7:	27A-3.10(L)19				
		on of civil administrative				
	penalties for vio	plations of N.J.A.C.				
	7:27-19.5(a) or	(b).				
	7:27-19.21(e)10	Cease Operating	\$10,000	\$20,000	\$50,000	\$50,000
	7:27-19.22(g)1	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.22(g)2	Compliance Milestones	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.22(g)3	Notification	\$500	\$1,000	\$2,500	\$7,500
	7:27-19.22(g)4 7:27-19.23(e)1	Control Emissions Conditions of Approval	\$2,000 \$2,000	\$4,000 \$4,000	\$10,000 \$10,000	\$30,000 \$30,000
	7:27-19.23(e)2	Compliance Milestones	\$2,000	\$4,000 \$4,000	\$10,000	\$30,000
	7:27-19.23(e)3	Implement Innovative Control Technology	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.23(e)4	Determine Actual NO _x Emissions	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.23(e)5	Adjust Combustion Process	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.23(e)6	Record Keeping and Reporting	\$500	\$1,000	\$2,500	\$7,500
	7:27-19.23(e)7	Notification	\$500	\$1,000	\$2,500	\$7,500
	7:27-19.23(e)9	Cease Operating	\$10,000	\$20,000	\$50,000	\$50,000
	7:27-19.24(b)	Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C.	7:27-19.25(d)	Recordkeeping	\$500	\$1,000	\$2,500	\$7,500

20. (Reserved)

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:

					Fourth
					and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27–21.3(a)	Failure to Submit	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27–21.5(a)	Failure to Certify	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27–21.5(a)-(i)	Omission of Required Infor-	\$ 500	\$1,000	\$ 2,500	\$ 7,500
	mation				
N.J.A.C. 7:27–21.7(a)	Failure to Keep Records	\$ 500	\$1,000	\$ 2,500	\$ 7,500
N.J.A.C. 7:27–21.7(b)	Failure to Make Records	\$ 500	\$1,000	\$ 2,500	\$ 7,500
	Readily Available				

N.J.A.C. 7:27-21.7(c)	Failure to Timely Submit Copy of Records	\$ 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	\$ 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:

Citation N.J.A.C. 7:27–22.3(a)	Rule Summary Obtain and Maintain Operating Permit	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
1. Less than 0.5 pour	mission of Source Operation and per hour	\$100 ¹⁰	\$200 ¹⁰	\$500 ¹⁰	\$1,500 ¹⁰
pounds per hour	1 $1\hat{0}$ pounds per hour, or 0.5 through 2.5 for VOC and NO _x	\$200 10	\$400 ¹⁰	\$1,000 ¹⁰	\$3,000 10
than 2.5 through	through 22.8 pounds per hour, or greater 5.7 pounds per hour for VOC and NO _x	\$600 10	\$1,200 10	\$3,000 10	\$9,000 10
pounds per hour	8 pounds per hour, or greater than 5.7 for VOC and NO _x	\$1,000 10	\$2,000 10	\$5,000 10	\$15,000 ¹⁰
5. Regulated pursua and HAP (Table	ant to NSPS, NESHAP, PSD, EOR, TXS B) ⁶ NES	\$2,000	\$4,000	\$10,000	\$30,000
Citation N.J.A.C. 7:27–22.3(b)	Rule Summary Obtain Operating Permit Before Operation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
 Less than 0.5 pour 		\$100 ¹⁰	\$200 10	\$500 ¹⁰	\$1,500 10
pounds per hour	of 10 pounds per hour, or 0.5 through 2.5 for VOC and NO _x	\$200 10	\$400 ¹⁰	\$1,000 ¹⁰	\$3,000 10
than 2.5 through	through 22.8 pounds per hour, or greater 5.7 pounds per hour for VOC and NO _x	\$600 10	\$1,200 10	\$3,000 10	\$9,000 10
pounds per hour	8 pounds per hour, or greater than 5.7 for VOC and NO _x ant to NSPS, NESHAP, PSD, EOR, TXS	\$1,000 10	\$2,000 10	\$5,000 10	\$15,000 ¹⁰
and HAP (Table		\$2,000	\$4,000	\$10,000	\$30,000
Citation N.J.A.C. 7:27–22.3(c) N.J.A.C. 7:27–22.3(d) N.J.A.C. 7:27–22.3(e)	Rule Summary Emissions Not Detected by Continuous Monitoring System or Stack Test Proper Operation Other Conditions	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Class: Emission of Source O 1. Less than 0.5 pour	nd per hour	\$400 ¹⁰	\$800 10	\$2,000 10	\$6,000 10
pounds per hour	n 10 pounds per hour, or 0.5 through 2.5 for VOC and NO _x	\$800 10	\$1,600 ¹⁰	\$4,000 10	\$12,000 ¹⁰
than 2.5 through	through 22.8 pounds per hour, or greater 5.7 pounds per hour for VOC and NO_x	\$1,200 10	\$2,400 10	\$6,000 10	\$18,000 10
pounds per hour	8 pounds per hour, or greater than $5.\overline{7}$ for VOC and NO_x	\$2,000 10	\$4,000 10	\$10,000 10	\$30,000 10
5. Regulated pursua and HAP (Table	ant to NSPS, NEŜHAP, PSD, EOR, TXS B) ⁶	\$3,000	\$6,000	\$15,000	\$45,000
<u>Citation</u> N.J.A.C. 7:27–22.3(e)	Rule Summary Emissions Detected by Stack Test	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense

	num Allowable Emission of Source Operation				
	Less than 0.5 pound per hour: Less than 25 percent over the allowable standard	\$500 ⁴	\$1,000 4	\$2,500 ⁴	\$7,500 4
2.	From 25 through 50 percent over the allowable standard	\$1,000 ⁴	\$2,000 4	\$5,000 4	\$15,000 4
3.	Greater than 50 percent over the allowable standard From 0.5 through 10 pounds per hour, or 0.5 through 2.5	\$2,000 4	\$4,000 4	\$10,000 4	\$30,000 4
1	pounds per hour for VOC and NO _x : Less than 25 percent over the allowable standard	\$2,000 4	\$4,000 4	\$10,000 ⁴	\$30,000 ⁴
2.	From 25 through 50 percent over the allowable standard	\$4,000 4	\$8,000 4	\$20,000 4	\$50,000 4
3.	Greater than 50 percent over the allowable standard Greater than 10 pounds through 22.8 pounds per hour, or	\$8,000 4	\$16,000 4	\$40,000 4	\$50,000 4
	greater than 2.5 through 5.7 pounds per hour for VOC and				
	NO _x : Less than 25 percent over the allowable standard	\$6,000 4	\$12,000 4	\$30,000 4	\$50,000 4
	From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard	\$8,000 ⁴ \$10,000 ⁴	\$16,000 ⁴ \$20,000	\$40,000 ⁴ \$50,000 ⁴	\$50,000 ⁴ \$50,000 ⁴
J.	Greater than 22.8 pounds per hour, or greater than 5.7	Ψ10,000	Ψ20,000	ψ30,000	ψ50,000
	pounds per hour for VOC and NO _x , or air contaminants regulated pursuant to HAP (Table B):				
1.	Less than 25 percent over the allowable standard	\$8,000 4	\$16,000 4	\$40,000 ⁴	\$50,000 ⁴
	From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard	\$10,000 ⁴ \$10,000 ⁴	\$20,000 ⁴ \$20,000 ⁴	\$50,000 ⁴ \$50,000 ⁴	\$50,000 ⁴ \$50,000 ⁴
Citation	Rule Summary				
N.J.A.C. 7:27-	22.3(e) Emissions Detected by Continuous Monitor-				
See N.J.A	ing System C. 7:27A-3.10(n) for the calculation of civil administrative po	enalties. ¹⁰			
N.J.A.C. 7:27-					
See N.J.A	.C. 7:27A-3.10(n) for the calculation of civil administrative po	enalties. ¹⁰			
					Fourth and
		Fine4	Sacand	Thind	Each
Citation	Rule Summary	First Offense	Second Offense	Third Offense	Subsequent Offense
N.J.A.C. 7:27- N.J.A.C. 7:27-		\$300 \$2,000	\$600 \$4,000	\$1,500 \$10,000	\$4,500 \$30,000
14.5.24.0. 7.27	22.3(0) Submit 1 Application for Operating 1 Crimit	\$2,000	Ψ+,000	ψ10,000	
					Fourth and Each
Citation	Rule Summary	First Offense	Second Offense	Third Offense	Subsequent Offense
N.J.A.C. 7:27-	22.9(a) Submit Proposed Compliance Plan for Oper-	Offense	Offense	Offense	Offense
Class	ating Permit				
	Plan Not Submitted	\$1,000	\$2,000	\$5,000 \$2,500	\$15,000
2.	Plan Incomplete	\$500	\$1,000	\$2,500	\$7,500
					Fourth and Each
CII. II	D	First	Second	Third	Subsequent
Citation N.J.A.C. 7:27-	Rule Summary 22.9(b) Submit Proposed Compliance Plan for Re-	Offense	Offense	Offense	Offense
	newal of and Significant and Minor Modifica-				
					•
Class	tions to Operating Permit				
1.		\$1,000 \$500	\$2,000 \$1,000	\$5,000 \$2,500	\$15,000 \$7,500
1.	tions to Operating Permit Plan Not Submitted				\$7,500
1.	tions to Operating Permit Plan Not Submitted				
1. 2.	tions to Operating Permit Plan Not Submitted Plan Incomplete	\$500 First	\$1,000 Second	\$2,500 Third	\$7,500 Fourth and Each Subsequent
1. 2.	tions to Operating Permit Plan Not Submitted Plan Incomplete Rule Summary	\$500	\$1,000	\$2,500	\$7,500 Fourth and Each
1. 2. <u>Citation</u> N.J.A.C. 7:2	tions to Operating Permit Plan Not Submitted Plan Incomplete Rule Summary General Operating Permit Terms and Conditions	\$500 First	\$1,000 Second	\$2,500 Third	\$7,500 Fourth and Each Subsequent
1. 2. <u>Citation</u> N.J.A.C. 7:2	tions to Operating Permit Plan Not Submitted Plan Incomplete Rule Summary General Operating Permit	\$500 First	\$1,000 Second	\$2,500 Third	\$7,500 Fourth and Each Subsequent
Citation N.J.A.C. 7:2 Class: Estimation 1.	tions to Operating Permit Plan Not Submitted Plan Incomplete Rule Summary General Operating Permit Terms and Conditions ated Potential Emission Rate of Source Opera- Less than 0.5 pound per hour	\$500 First	\$1,000 Second	\$2,500 Third	\$7,500 Fourth and Each Subsequent
Citation N.J.A.C. 7:2 Class: Estimtion 1. 2.	representations to Operating Permit Plan Not Submitted Plan Incomplete Rule Summary General Operating Permit Terms and Conditions atted Potential Emission Rate of Source Opera- Less than 0.5 pound per hour From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _x	\$500 First Offense	\$1,000 Second Offense	\$2,500 Third Offense	\$7,500 Fourth and Each Subsequent Offense
Citation N.J.A.C. 7:2 Class: Estimation 1. 2. 3.	Plan Not Submitted Plan Incomplete Rule Summary General Operating Permit Terms and Conditions ated Potential Emission Rate of Source Opera- Less than 0.5 pound per hour From 0.5 through 10 pounds per hour, or 0.5 through 2.5	\$500 First Offense	\$1,000 Second Offense \$800 10	\$2,500 Third Offense \$2,000 10	\$7,500 Fourth and Each Subsequent Offense

Four and Ea	
Citation Rule Summary Offense Offense Offense Offense Offense N.J.A.C. 7:27–22.15(b)1 Temporary Facility Operating Permit Requirements Class: Emission of Source Operation	
1. Less than 0.5 pounds per hour $$400^{10}$ $$800^{10}$ $$2,000^{10}$ $$6,000^{10}$	
2. From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _x \$800 ¹⁰ \$1,600 ¹⁰ \$4,000 ¹⁰ \$12,000	
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_X \$1,200\(\text{10}\) \$2,400\(\text{10}\) \$6,000\(\text{10}\) \$18,000\(\text{10}\)	
4. Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO _x \$2,000 ¹⁰ \$4,000 ¹⁰ \$10,000 ¹⁰ \$30,000 ¹⁰	
5. Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) ⁶ \$3,000 \$6,000 \$15,000 \$45,000	
Fourth and Each First Second Third Subsequent Citation Rule Summary Offense Offense Offense	
N.J.A.C. 7:27-22.15(b)3 Provide Written Notice of Change \$200 \$400 \$1,000 \$3,000	
N.J.A.C. 7:27-22.18(b) Submit Source Emission Testing and Monitoring Protocol \$1,000 \$2,000 \$5,000 \$15,000	
N.J.A.C. 7:27-22.18(d) Resubmit Source Emission Testing and Monitoring Protocol \$500 \$1,000 \$2,500 \$7,500	
N.J.A.C. 7:27-22.18(e)1 Schedule Source Emission Testing Date \$300 \$600 \$1,500 \$4,500	
N.J.A.C. 7:27-22.18(e)2 Perform Source Emissions Testing \$2,000 \$4,000 \$10,000 \$30,000	
N.J.A.C. 7:27-22.18(e)3 Submit Source Emissions Test Report \$500 \$1,000 \$2,500 \$7,500	
N.J.A.C. 7:27-22.18(f) Perform Periodic Source Emissions Testing \$2,000 \$4,000 \$10,000 \$30,000	
N.J.A.C. 7:27-22.18(g)3 Schedule Performance Specification Test Date \$300 \$600 \$1,500 \$4,500	
N.J.A.C. 7:27-22.18(g)4 Conduct Performance Specification Test \$1,000 \$2,000 \$5,000 \$15,000 N.J.A.C. 7:27-22.18(g)5 Submit Performance Specification Report \$500 \$1,000 \$2,500 \$7,500	
N.J.A.C. 7:27-22.18(h) Certify Source Emission Test Report or Performance Specification Test Report N.J.A.C. 7:27-22.19(a) Maintain Records of Source Emissions Test \$300 \$600 \$1,500 \$4,500 Maintain Records of Source Emissions Test	
ing or Monitoring \$500 \$1,000 \$2,500 \$7,500	
N.J.A.C. 7:27-22.19(c) Submit Source Emissions Testing and Moni-	
toring Reports \$500 \$1,000 \$2,500 \$7,500	
N.J.A.C. 7:27-22.19(f) Submit Periodic Compliance Certification \$1,000 \$2,000 \$5,000 \$15,000	
N.J.A.C. 7:27-22.19(h) Submit Operating Permit or Emissions Rec- ords \$500 \$1,000 \$2,500 \$7,500	
N.J.A.C. 7:27-22.19(i) Make Information Readily Available \$500 \$1,000 \$2,500 \$7,500 N.J.A.C. 7:27-22.27(b) Maintain Information for Alternative Operat-	
ing Scenarios \$500 \$1,000 \$2,500 \$7,500	
N.J.A.C. 7:27-22.28(i) Maintain Emissions Trading Log \$500 \$1,000 \$2,500 \$7,500	

⁴Per Air Contaminant Exceeding Allowable Standard—Revoke Certificate to Operate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Under N.J.A.C. 7:27-22 (if applicable).

23. The violations of N.J.A.C. 7:27-23, Architectural Coatings, and the civil administrative penalty amounts for each violation are as set forth in the following table:

				Fourth and Each
	First	Second	Third	Subsequent
Citation	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-23.3(a)				

applicable).

5 (Reserved)

6 NSPS (40 CFR 60)

NESHAP (40 CFR 61)

PSD (40 CFR 51)

EOR (N.J.A.C. 7:27–18)

TXS (N.J.A.C. 7:27–17)

HAP (N.J.A.C. 7:27–22, Appendix, Table B)

^{7-9 (}Reserved)

¹⁰Based on each Preconstruction Permit incorporated into the Operating Permit, if applicable, or if not, estimate of air contaminants with the stated emission rate without

Citation CLASS		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Per Gallon or any part the		***	.	44 500	44.500
	5 percent over the allowable standard	\$300	\$600	\$1,500	\$4,500
	rough 50 percent over the allowable standard	\$600	\$1,200	\$3,000	\$9,000
Greater that	in 25 percent over the allowable standard	\$1,000	\$2,000	\$5,000	\$15,000
Citation N.J.A.C. 7:27-23.4(a) CLASS		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Per Unit-Eight pounds of	or any part thereof:				
1. Less than 2	5 percent over the allowable standard	\$300	\$600	\$1,500	\$4,500
From 25 th	rough 50 percent over the allowable standard	\$600	\$1,200	\$3,000	\$9,000
Greater that	an 25 percent over the allowable standard	\$1,000	\$2,000	\$5,000	\$15,000
		First	Second	Third	Fourth and Each Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-23.5	Manufacturer	\$10,000	\$25,000	\$50,000	\$50,000
N.J.A.C. 7:27-23.6(a)	Manufacturer	\$10,000	\$25,000	\$50,000	\$50,000
N.J.A.C. 7:27-23.6(b)	Distributor	\$4,000	\$8,000	\$20,000	\$50,000
		. ,			,

24. Civil administrative penalties for each violation of N.J.A.C. 7:27–24, Control of Air Pollution from Consumer Products, are as set forth in the following table:

Citation and Rule Summary N.J.A.C. 7:27–24.3(b) Distributor identification and shipping documentation availability	Class Manufacturer, Distributor, Seller	First Offense \$8,000	Second Offense \$16,000	Third Offense \$40,000	Fourth and Each Subsequent Offense \$50,000
N.J.A.C. 7:27–24.4(a) VOC standards (Per unit-eight pounds or any part thereof) N.J.A.C. 7:27–24.4(a) Less than	Manufacturer, Distributor, Seller	\$300.00	\$600.00	\$ 1,500	\$ 4,500
25 percent over the standard N.J.A.C. 7:27–24.4(a) From 25 through 50 percent over the allow-	Manufacturer, Distributor, Seller	\$600.00	\$ 1,200	\$ 3,000	\$ 9,000
able standard N.J.A.C. 7:27-24.4(a) Greater than 50 percent over the allowable standard	Manufacturer, Distributor, Seller	\$ 1,000	\$ 2,000	\$ 5,000	\$15,000
N.J.A.C. 7:27-24.4(h) Charcoal	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
lighter product requirements N.J.A.C. 7:27–24.4(j) IPE, ACP and variance requirements	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
N.J.A.C. 7:27–24.4(<i>l</i>) Toxic content in aerosol adhesive	Manufacturer, Distributor, Seller	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
N.J.A.C. 7:27–24.4(m) VOC content in aerosol adhesive	Manufacturer, Distributor, Seller	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
N.J.A.C. 7:27-24.5(a) Registra-	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
tion requirements N.J.A.C. 7:27–24.5(d) Date or	Manufacturer	\$ 2,000	\$ 4,000	\$10,000	\$30,000
date-code requirement N.J.A.C. 7:27-24.5(e) Date-code	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
registration N.J.A.C. 7:27–24.5(g) Information on aerosol adhesive products after 1/1/05	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
N.J.A.C. 7:27-24.5(h) Floor wax	Manufacturer	\$ 2,000	\$ 4,000	\$10,000	\$30,000
stripper products after 1/1/05 N.J.A.C. 7:27–24.5(i) Defacing of label	Manufacturer, Distributor, Seller	\$ 2,000	\$ 4,000	\$10,000	\$30,000

N.J.A.C. 7:27–24.6(a) Record-	Manufacturer	\$ 4,000	\$ 8,000	\$20,000	\$50,000
keeping for chemically formulated products subject to VOC limits					
N.J.A.C. 7:27–24.6(b) Submit in-	Manufacturer	\$ 4,000	\$ 8,000	\$20,000	\$50,000
formation on product	Manufacturer	\$ 4,000	\$ 0,000	\$20,000	\$30,000
N.J.A.C. 7:27–24.6(c) Record-	Manufacturer	\$ 1,000	\$ 2,000	\$ 5,000	\$15,000
keeping for chemically formulated	Transcript of	Ψ 1,000	Ψ 2,000	Ψ 2,000	Ψ10,000
products not subject to VOC lim-					
its					
N.J.A.C. 7:27-24.6(d) Keep rec-	Manufacturer	\$ 4,000	\$ 8,000	\$20,000	\$50,000
ords for 5 years					
N.J.A.C. 7:27–24.6(e) Submit in-	Manufacturer, Distributor	\$ 4,000	\$ 8,000	\$20,000	\$50,000
formation upon written request			*****		
N.J.A.C. 7:27–24.6(f) Distributor	Manufacturer, Distributor, Seller	\$ 8,000	\$16,000	\$40,000	\$50,000
identification	Manuelantanan	¢ 4.000	Φ 0 000	# 20 ,000	ቀ ደለ ለሰለ
N.J.A.C. 7:27–24.6(g) Charcoal	Manufacturer	\$ 4,000	\$ 8,000	\$20,000	\$50,000
lighter product records submittal N.J.A.C. 7:27–24.6(h) Submit re-	Manufacturer	\$ 1,000	\$ 2,000	\$ 5,000	\$15,000
sults from testing	Manufacturer	\$ 1,000	\$ 2,000	\$ 5,000	\$13,000
N.J.A.C. 7:27–24.6(i) Falsification	Manufacturer, Distributor, Seller	\$10,000	\$25,000	\$50,000	\$50,000
of records	manaractarer, Distributor, Soner	Ψ10,000	Ψ25,000	φ20,000	Ψ50,000
N.J.A.C. 7:27-24.6(j) IPE, ACP,	Manufacturer	\$ 1,000	\$ 2,000	\$ 5,000	\$15,000
and variance documentation			,		•
N.J.A.C. 7:27-24.7(a) Testing of	Manufacturer	\$ 2,000	\$ 4,000	\$10,000	\$30,000
the product					
N.J.A.C. 7:27–24.8(a) Fuel con-	Manufacturer, Distributor, Seller	\$300.00	\$600.00	\$ 1,500	\$ 4,500
tainer requirements	Manufacturan Distributan Callan	¢200.00	¢600.00	¢ 1.500	ቀ 4 500
N.J.A.C. 7:27–24.8(b) Fuel container and spout requirements	Manufacturer, Distributor, Seller	\$300.00	\$600.00	\$ 1,500	\$ 4,500
N.J.A.C. 7:27–24.8(c) Sell through	Manufacturer, Distributor, Seller	\$300.00	\$600.00	\$ 1,500	\$ 4,500
requirements for fuel containers	Manufacturer, Distributor, Scher	Ψ300.00	Ψ000.00	Ψ 1,500	Ψ 4,500
N.J.A.C. 7:27–24.8(e) IPE and	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
variance requirements		420000	4 2,000	+ 2 ,000	4 .,000
N.J.A.C. 7:27-24.9(a) and (b) La-	Manufacturer	\$ 2,000	\$ 4,000	\$10,000	\$30,000
beling of fuel container					
N.J.A.C. 7:27-24.10(a) Record-	Manufacturer	\$ 4,000	\$ 8,000	\$20,000	\$50,000
keeping for fuel containers		h 1000		. .	***
N.J.A.C. 7:27–24.10(b) IPE and	Manufacturer	\$ 1,000	\$ 2,000	\$ 5,000	\$15,000
variance documentation	Manufacturer	\$500.00	¢ 1 000	¢ 2.500	¢ 7.500
N.J.A.C. 7:27–24.10(c) Date-code	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
registration N.J.A.C. 7:27–24.10(e) Registra-	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
tion schedule	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
N.J.A.C. 7:27–24.10(f) Register	Manufacturer	\$500.00	\$ 1,000	\$ 2,500	\$ 7,500
code change	1,20,10,10,10,10,1	4200100	4 1,000	4 2,000	Ψ 7,000
N.J.A.C. 7:27-24.11(a) Testing of	Manufacturer	\$ 2,000	\$ 4,000	\$10,000	\$30,000
portable fuel containers			ŕ		·
N.J.A.C. 7:27–24.12(b) Order vio-	Manufacturer, Distributor, Seller	\$10,000	\$25,000	\$50,000	\$50,000
lation and recall of chemically for-					
mulated consumer products	N. C D	# 10.000	#25 000	450.000	450.000
N.J.A.C. 7:27–24.12(c) Order vio-	Manufacturer, Distributor, Seller	\$10,000	\$25,000	\$50,000	\$50,000
lation and recall of portable fuel					
containers/spouts					

25. The violations of N.J.A.C. 7:27–25, Control and Prohibition of Air Pollution by Vehicular Fuels, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-25.3(a)	Less than 15,000 gallon tank capacity.	\$2,000	\$4,000	\$10,000	\$30,000
. ,	From 15,000 up to 50,000 gallon tank capacity.	\$4,000	\$8,000	\$20,000	\$50,000
	From 50,000 up to 500,000 gallon tank capaci-				
	ty.	\$8,000	\$16,000	\$40,000	\$50,000
	Greater than 500,000 gallon tank capacity.	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-25.3(b)	Less than 15,000 gallon tank capacity.	\$2,000	\$4,000	\$10,000	\$30,000
` '	From 15,000 up to 50,000 gallon tank capacity.	\$4,000	\$8,000	\$20,000	\$50,000

Citation	Class From 50,000 up to 500,000 gallon tank capaci-	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
	ty.	\$8,000	\$16,000	\$40,000	\$50,000
	Greater than 500,000 gallon tank capacity.	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-25.4(a)1	Test/Document	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-25.4(a)2	Certify/Document	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-25.4(a)3	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-25.4(b)	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-25.7(g)	Readily Available	\$100	\$200	\$500	\$1,500
N.J.A.C. 7:27-25.7(h)1-2	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-25.7(h)3	Readily Available	\$100	\$200	\$500	\$1,500
N.J.A.C. 7:27-25.7(h)4	Submittal	\$300	\$600	\$1,500	\$4,500

26. (Reserved)

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

Class	D Is G	First	Second	Third	Fourth and Each Subsequent
Citation	Rule Summary	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-27.4(a)	Install/Operate Air Pollution Control Equipment	\$4,000	\$8,000	\$20,000	\$50,000
N.J.A.C. 7:27-27.4(b)1	Mercury Emissions Detected by Compliance				
N.J.A.C. 7:27-27.4(b)2	Testing from Source Operation				
	25 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
	rough 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
Greater that	an 50 percent over the allowable standard	\$10,000 3	\$20,000 ³	\$50,000 3	\$50,000 3
N.J.A.C. 7:27-27.4(c)	Perform Compliance Testing to Measure Mer-				
	cury	\$3,000	\$6,000	\$15,000	\$45,000
N.J.A.C. 7:27-27.4(f)	Submit Compliance Testing Protocol	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-27.4(h)	Submit Application for Preconstruction Per-				
, ,	mit	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-27.4(i)	Conduct Optimization Tests	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-27.4(j)	Submit Optimized Reagent Injection Rate	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.4(k)	Operate at Optimized Reagent Injection Rate	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-27.9(a)	Submit Compliance Testing Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.9(b)	Submit Optimization Test Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.9(c)	Submit Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.9(d)	Certify Compliance Testing Report	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-27.9(e)	Maintain Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.9(f)	Certify Compliance Testing Report	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-27.9(g)	Make Records Readily Available	\$500	\$1,000	\$2,500	\$7,500

³ Revoke Certificate to Operate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Under N.J.A.C. 7:27-22 (if applicable).

- 28. (Reserved)
- 29. (Reserved)
- 30. (Reserved)
- 31. The violations of N.J.A.C. 7:27-31, and the civil administrative penalty amounts for each violation, are as set forth as follows:
 - i. The penalty amounts for violation of N.J.A.C. 7:27–31.3(i), which requires a minimum number of allowances to be held in a budget source's compliance account as of the allowance transfer deadline, are set forth in the following table, directly dependent on the number of tons of shortfall (each ton of excess emissions is a separate violation):

Amount of	Civil Administrative
Shortfall	Penalty Amounts
(in tons)	(per ton)
1–10	\$ 2,000
11–20	\$ 4,000
21-50	\$10,000
51-100	\$30,000
over 100	\$50,000

ii. The base penalty amount as calculated in (m)31i above shall be limited by the statutory maximum penalty calculated as follows:



Fourth and

- (1) For first offense levels (see N.J.A.C. 7:27A-3.5(f) for an explanation of determining offense levels), the penalty shall not exceed \$10,000 per day for each day of violation within the control period (\$10,000 per day x 153 days = \$1,530,000);
- (2) For second offense levels (see N.J.A.C. 7:27A-3.5(f) for an explanation of determining offense levels), the penalty shall not exceed \$25,000 per day for each day of violation within the control period (\$25,000 per day x 153 days = \$3,825,000);
- (3) For third and subsequent offense levels (see N.J.A.C. 7:27A-3.5(f) for an explanation of determining offense levels), the penalty shall not exceed

- \$50,000 per day for each day of violation within the control period (\$50,000 per day x 153 days = \$7,650,000); and
- (4) If the authorized account representative of the budget source can prove that the number of days of violation in the control period is less than 153 days, then the maximum penalty as calculated in (m)31ii(1) through (3) above shall be adjusted accordingly.
- iii. The violations of other provisions at N.J.A.C. 7:27–31, and the civil administrative penalty amounts for each violation, are as set forth in the following table:

					Each
		First	Second	Third	Subsequent
Citation	Rule Summary	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-31.13(g)	Designate AAR	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-31.14(b)	Submit Monitoring Plan	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-31.14(c)	Install/Operate Monitoring System	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-31.14(c)	Certify Monitoring System	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-31.14(d)	Install/Operate Monitoring System	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-31.14(d)	Certify Monitoring System	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-31.14(g)	Demonstrate Compliance	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-31.14(h)	Monitoring	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-31.15	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-31.16(a)	Submit Information	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-31.16(e)	Emissions Reporting	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-31.16(f)	Make Information Available	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-31.18(a) or (b)	Submit Compliance Certification	\$1,000	\$2,000	\$5,000	\$15,000

- (n) The Department shall determine the amount of civil administrative penalty for violations of N.J.A.C. 7:27–8 and 7:27–22 as follows: for violations detected by continuous monitoring systems in accordance with (n)1 below; for continuous monitoring systems not installed, out of service or out of control in accordance with (n)2 below; and for violations of continuous monitoring systems recordkeeping and reporting requirements in accordance with (n)3 below. 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.
 - 1. The Department shall determine the amount of civil administrative penalty for violations of N.J.A.C. 7:27–8.3(e) and 7:27–22.3(e) as indicated by continuous monitoring systems on the basis of the severity level, duration of the offense and the size or nature of the source operation associated with the violation as follows:
 - i. Table 1 of this section shall be used to determine the level of offense, based on the percentage or amount of differential from the standard or allowable set forth in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27–8 or Operating Permit issued pursuant to N.J.A.C. 7:27–22.
 - ii. Tables 2A or 2B of this section shall be used to determine the amount of the base penalty. The level of offense determined from Table 1 is used in conjunction with either Table 2A (for any major source operation) or Table 2B (for any minor source operation) as defined in the corresponding footnotes below Tables 2A and 2B.
 - iii. Table 3 shall be used to determine a multiplier which shall be applied to the base penalty from either Table 2A or 2B. The multipliers included in Table 3 each correspond to the duration of the offense or the length of the averaging time provided in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27–8 or Operating Permit issued pursuant to N.J.A.C. 7:27–22. The base penalty determined from Table 2A or 2B is multiplied by the appropriate Table 3 multiplier to determine the penalty amount of the offense.

CONTINUOUS MONITORING SYSTEMS⁷ TABLE 1

CONTINUOUS EMISSION MONITORS

CONTINUOUS PROCESS MONITORS

LEVEL OF OFFENSE	AIR CONTAMINANTS (% above allowable emission rate or concen- tration)	OPACITY	OXYGEN (%)	pH	TEMPERATURE degrees Rankine (°F + 460)	OTHER MINI- MUM OR MAXI- MUM SPECIFICA- TIONS ²
LEVEL I	Greater than 0% up to and including 25%	Greater than the standard up to and including 20%	75% to less than 100% of the minimum oxy- gen concentration	pH differential of less than 2	Any deviation greater than 0% up to and including 5% of the standard	Any deviation greater than 0% up to and including 25% of the standard
LEVEL II	Greater than 25% up to and including 50%	Greater than 20% up to and including 40%	50% to less than 75% of the minimum oxygen concentration	pH differential of 2 through 5	Any deviation greater than 5% up to and including 15% of the standard	Any deviation greater than 25% up to and including 50% of the standard
LEVEL III	Greater than 50%	Greater than 40%	Less than 50% of the minimum oxygen concentration	pH differential of greater than 5	Any deviation greater than 15% of the standard	Any deviation greater than 50% of the standard

¹ If applicable, use Level of Offense established in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27-8 or Operating Permit issued pursuant to N.J.A.C. 7:27-22, if different from Table 1.

CONTINUOUS MONITORING SYSTEMS

				TABLE 3	3
table 2a		tabl	e 2b	Averaging time or duration	Multiplier
MAJOR SOURC	E OPERATION 4	MINOR SOURCE	E OPERATION 3	≤ 30 minutes	1
LEVEL	Base	LEVEL	Base	> 30 min & ≤ 1 hr	2
	Penalty		Penalty	$> 1 \text{ hr } \& \le 3 \text{ hr}$	4
I	\$200		\$100	$> 3 \text{ hr } \& \le 8 \text{ hr}$	6
II	\$400	II	\$200	$> 8 \text{ hr } \& \le 24 \text{ hr}$	8
III	\$1,000	III	\$500	> 24 hr	10

 $^{^3}$ Any source operation with estimated potential emissions without control of greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and $\rm NO_X$ or air contaminants regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) based on Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27–8 or Operating Permit issued pursuant to N.J.A.C. 7:27–22.

2. The violations of N.J.A.C. 7:27–8.3(e) and N.J.A.C. 7:27–22.3(d) or (e) for continuous monitoring systems not installed, out of service or out of control and the civil administrative penalty amounts for each violation are set forth in the following Table:

Citation N.J.A.C. 7:27	Rule Summary	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
and	Continuous Monitoring Systems Not Installed,				
	Out of Service, Or Out of Control				
N.J.A.C. 7:27	7-22.3(d)				
and (e)					
1.	Major Source Operation ³				
	Each day through day five ⁵	\$200 6	\$400 ⁶	\$1,000 6	\$3,000 6
	Day six and each subsequent day thereafter 5	\$500 6	\$1,000 6	\$2,500 6	\$7,500 6
2.	Minor Source Operation ⁴			. ,	. ,
	Each day through day five 5	\$100 ⁶	\$200 6	\$500 6	\$1,500 6
	Day six and each subsequent day thereafter 5	\$250 6	\$500 6	\$1,250 ⁶	\$3,750 6

3. The violations of N.J.A.C. 7:27–8.3(e) and N.J.A.C. 7:27–22.3(e) for continuous monitoring systems recordkeeping and reporting requirements and the civil administrative penalty amounts for each violation are set forth in the following Table:

² e.g., Pressure Drop, Flow Rate, Oxidation Reduction Potential, etc.

 $^{^4}$ Any source operation with estimated potential emissions without control of 22.8 pounds per hour or less, or 5.7 pounds per hour or less for VOC and NOxbased on a Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Certificate issued pursuant to N.J.A.C. 7:27-22.

Citation	Rule Summary	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-8.3(e)	Comply with Preconstruction Permit,				
and N.J.A.C. 7:27-22.3(e)	Certificate and Operating Certificate Requirements for Continuous Monitoring				
N.J.A.C. 7:27-22.5(e)	Systems				
Class:					
1. Keep Records ⁵		\$500 ⁶	\$1,000 ⁶	\$2,500 ⁶	\$7,500 ⁶
2. Submit Reports ⁵		\$300 6	\$600 ⁶	\$1,500 ⁶	\$4,500 6

³ Any source operation with estimated potential emissions without controls of greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_X, or air contaminants regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) based on Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27–8 or Operating Permit issued pursuant to N.J.A.C. 7:22.

- (o) For any violation of N.J.A.C. 7:27–5.2 where the emission of air contaminants is in such quantities and duration as are, or tend to be, injurious to human health or welfare, animal or plant life or property, the assessed penalty shall in no case be reduced by more than 95 percent of the maximum civil administrative penalty pursuant to (m)5 above, or shall in no case exceed the maximum civil administrative penalty set forth in N.J.S.A. 26:2C–19(b).
- (p) For any violation of N.J.A.C. 7:27-5.2 where the emission of air contaminants is in such quantities and duration as are, or tend to be, injurious to human health or welfare, animal or plant life or property, the Department may, in its discretion, assess the maximum civil administrative penalty set forth at N.J.S.A. 26:2C-19(b) for any release of air contaminants that causes persons exposed to the release to suffer acute health effects resulting in death or serious personal injury.

```
Amended by R.1992 d.102, effective March 2, 1992 (operative March 28, 1992).
See: 24 N.J.R. 1858(b), 24 N.J.R. 792(a).
  Penalties for violation of recordkeeping requirements added.
Amended by R.1992 d.382, effective October 5, 1992.
See: 24 N.J.R. 2386(a), 24 N.J.R. 3539(a).
  Penalties added at (e)25.
Administrative correction to (e)25.
See: 24 N.J.R. 4524(b).
Amended by R.1993 d.128, effective March 15, 1993 (operative April 20, 1993).
See: 24 N.J.R. 2979(a), 25 N.J.R. 1254(a).
  Added new (e)21 regarding Emission Statements.
Amended by R.1993 d.666, effective December 20, 1993 (operative July 26, 1994).
See: 25 N.J.R. 3339(a), 25 N.J.R. 4551(a), 25 N.J.R. 6002(a).
New Rule, R.1993 d.682, effective December 20, 1993 (operative January 23, 1994).
See: 25 N.J.R. 631(a), 25 N.J.R. 5957(a).
Amended by R.1994 d.85, effective February 22, 1994 (operative March 14, 1994).
See: 25 N.J.R. 4039(a), 26 N.J.R. 1148(a).
Amended by R.1994 d.313, effective June 20, 1994 (operative July 26, 1994).
See: 25 N.J.R. 3339(a), 26 N.J.R. 2600(a).
Amended by R.1994 d.500, effective October 3, 1994 (operative October 31, 1994).
See: 25 N.J.R. 4033(a), 26 N.J.R. 4026(a).
Amended by R.1994 d.501, effective October 3, 1994 (operative October 31, 1994).
See: 25 N.J.R. 4045(a), 25 N.J.R. 4836(a), 26 N.J.R. 4030(a).
New Rule, R.1994 d.537, effective November 7, 1994 (operative November 27, 1994).
See: 26 N.J.R. 1050(a), 26 N.J.R. 4355(a).
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.1995 d.214, effective April 17, 1995 (operative May 23, 1995).
See: 26 N.J.R. 3298(a), 27 N.J.R. 1581(a).
Administrative correction.
See: 27 N.J.R. 2212(b).
Emergency amendment R.1995 d.409, effective June 29, 1995 (expires August 28, 1995).
```

Adopted concurrent proposal R.1995 d.527, effective August 28, 1995 (operative October 27, 1995).

See: 27 N.J.R. 2752(a), 27 N.J.R. 3806(a).

27A-33 Supp. 5-17-04

⁴ Any source operation with estimated potential emissions without controls of 22.8 pounds per hour or less, or 5.7 pounds per hour or less for VOC and NO_x, based on a Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued pursuant to N.J.A.C. 7:27-22.

⁵ Number of days after subtracting downtime allowance pursuant to N.J.A.C. 7:27-1, or a Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued to N.J.A.C. 7:27-22.

⁶ Per continuous monitor.

⁷ For instance, a Preconstruction Permit and Operating Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued pursuant to N.J.A.C. 7:27-22 requires that for any 1-hour period, the average concentration of nitrogen oxides (NO_x) in the stack gas shall not exceed 300 parts per million by volume as determined by continuous monitoring. A violator emitted NO_x from a major source operation at an hourly averaged concentration rate of 350 parts per million by volume. Using Table 1, determine the level of offense for the air contaminant (NO_x) . Because the violator emitted NO_x at a concentration less than 25% above the allowable, the Level of Offense is Level I. The source operation is considered major because it emits NO_x in excess of 5.7 pounds per hour. Using Table 2A for a major source operation, determine the base penalty that corresponds to Level I. The base penalty for a Level I offense for a major source operation is \$200. Using Table 3, determine the multiplier corresponding to a 1 hour averaging time. Multiply \$200 by 2, the multiplier from Table 3. The penalty for the offense is \$400.

Amended by R.1996 d.303, effective July 1, 1996 (operative August 2, 1996).

See: 28 N.J.R. 1147(b), 28 N.J.R. 3414(a).

Amended by R.1998 d.379, effective July 20, 1998 (operative August 16, 1998).

See: 29 N.J.R. 3924(b), 30 N.J.R. 2660(a).

In (m), added a new 31.

Amended by R.1998 d.419, effective August 17, 1998 (operative September 9, 1999).

See: 29 N.J.R. 3222(a), 30 N.J.R. 3025(b), 31 N.J.R. 3087(b).

In (m)25, rewrote the table.

Amended by R.1999 d.423, effective December 6, 1999 (operative January 7, 2000).

See: 31 N.J.R. 2582(a), 31 N.J.R. 4040(a).

Made internal reference changes throughout.

Amended by R.2000 d.204, effective May 15, 2000 (operative June 6, 2000).

See: 31 N.J.R. 1671(a), 32 N.J.R. 1808(a).

Rewrote (i); and in (m), changed table references throughout, substituted a reference to N.J.A.C. 7:27A-3.10(n) for a reference to N.J.A.C. 7:27A-3.10(m), and inserted a reference to N.J.A.C. 7:27-8.3(l) in 8, inserted a reference to N.J.A.C. 7:27-22.3(uu) and substituted a reference to \$12,000 for a reference to \$12,500 in 22, and rewrote 30.

Amended by R.2000 d.351, effective August 21, 2000 (operative September 29, 2000).

See: 31 N.J.R. 2100(a), 32 N.J.R. 3119(a).

Rewrote (m)31.

Amended by R.2003 d.86, effective February 18, 2003 (operative March 24, 2003).

See: 34 N.J.R. 695(a), 35 N.J.R. 1059(a).

Amended the tables in (m) and (n).

Amended by R.2002 d.224, effective June 2, 2003 (operative June 29,

See: 34 N.J.R. 2489(a), 35 N.J.R. 2509(a).

In (m)16, amended the tables.

Administrative correction.

See: 35 N.J.R. 3840(a).

Amended by R.2004 d.129, effective April 5, 2004 (operative April 25,

See: 35 N.J.R. 3486(a), 36 N.J.R. 1791(a).

Reserved (i); rewrote (m).

Amended by R.2004 d.182, effective May 3, 2004 (operative June 6,

See: 35 N.J.R. 4241(b), 36 N.J.R. 2218(a).

Added (m)24.

Case Notes

New rules reducing penalty assessment for remediation of offending odor violation properly applied to reduce penalty for violations that occurred when former rules were in effect. NJDEPE v. American National Can Company, 96 N.J.A.R.2d (EPE) 123.

Debtor charged with excess carbon monoxide emissions was not entitled to stay penalty assessment proceedings based upon subsequent bankruptcy filing. DEPE v. Prospect Industries Corporation, 96 N.J.A.R.2d (EPE) 118.

Failure to submit required emission statement within mandatory time frame warranted assessment of civil administrative penalty. Department of Environmental Protection and Energy v. Northgate, 95 N.J.A.R.2d (EPE) 190.

Evidence proved air pollution from sewage plant; penalty assessed. Division of Environmental Quality v. Township of Cedar Grove, 92 N.J.A.R.2d (EPE) 252.

Perforation of gasoline pump nozzle "vapor boot"; air pollution penalty assessed. New Jersey Department of Environmental Protection v. Columbus Texaco, 92 N.J.A.R.2d (EPE) 235.

Odor emitted by chemical manufacturing facility constituted air pollution; penalty assessed. Givaudan Corporation v. New Jersey Department of Environmental Protection. 92 N.J.A.R.2d (EPE) 130.

Farmer who obtained permits to perform burning of tree trimmings violated air pollution regulation even though dispersal of ash caused by wind shift; penalty reduced. DeEugenio & Sons v. Division of Environmental Quality. 92 N.J.A.R.2d (EPE) 47.

7:27A-3.11 Civil administrative penalty for violations of N.J.S.A. 26:2C-19(e)

(a) The Department shall determine the amount of the civil administrative penalty for violations in this section on the basis of the provision violated and the frequency of the violation as follows:

Citation N.J.S.A. 26:2C-19(e), failure to immediately notify the Department of	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
release of air contaminants in a quantity or concentration which poses a potential threat to public health, welfare or the environment	\$2,000	\$4,000	\$10,000	\$30,000
Citation N.J.S.A. 26:2C-19(e), failure to immediately notify the Department of release of air contaminants in a quantity or concentration which might	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense

reasonably result in citizen complaints, but which does not pose a potential threat to public health, welfare or the environment

Amended by R.1992 d.102, effective March 2, 1992 (operative March 28, 1992)

See: 23 N.J.R. 1858(b), 24 N.J.R. 792(a).

Reference to TVOS and VOS changed to TXS and VOC.

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

\$1,000

\$3,000

\$400

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

\$200

7:27A-3.12 Economic benefit component of a civil administrative penalty

The Department may, in addition to any other civil administrative penalty assessed pursuant to this subchapter, include as a civil administrative penalty the economic benefit (in dollars) which the violator has realized as a result of not complying with or by delaying compliance with the requirements of the Act, or any rule, administrative order, operating certificate or permit issued pursuant thereto. If the total economic benefit was derived from more than one offense, the total economic benefit amount may be apportioned among the offenses from which it was derived so as to increase each civil administrative penalty assessment to an amount no greater than \$10,000 for the first offense, no greater than \$25,000 for the second offense, and no greater than \$50,000 for the third offense and each subsequent offense.