

Missoula County Transfer of Industrial Permit Requirements **2/23/05**

The fee for transferring a Missoula County Permit from one location to another in Missoula County is \$100.00. The transfer is valid for the calendar year in which the transfer was approved. A public notice in a local newspaper of general circulation must be printed (1 day). Example public notice can be found below. Contact MCCHD Air Quality Specialist if you have questions (**Ben Schmidt** at 258-4755).

Before transfer is approved the following conditions must be met:

1. Transfer fee to MCCHD must be paid (\$100.00).
2. Proof of Public Notification must be received by Health Department.
3. City or County zoning compliance forms must be sent to Health Department.
4. Public review period must be completed (15 days after publication).
5. Start up date at new location must be supplied to Health Department.

Department must approve or disapprove a permit transfer within 30 days of completed application.

Missoula City-County Air Pollution Control Program regulations for transfer of permit:

Rule 6.109 - Transfer of Permit

- (1) An air quality permit may not be transferred from one location to another, or from one piece of equipment to another, except as allowed in (2) of this rule.

- (2) An air quality permit may be transferred from one location to another if:
 - (a) written notice of intent to transfer location is sent to the department, along with documentation that the permittee has published notice of the intended transfer by means of a legal publication in a newspaper of general circulation in the area to which the transfer is to be made. The notice must include the statement that public comment will be accepted by the department for fifteen days after the date of publication;

 - (b) the source will operate in the new location for a period of less than one year; and

 - (c) the source is expected to operate in compliance with:
 - (i) this Program;
 - (ii) the standards adopted pursuant to the Clean Air Act of Montana, including the Montana ambient air quality standards;
 - (iii) applicable regulations and standards promulgated pursuant to the FCAA, including the NAAQS; and
 - (iv) any control strategies contained in the Montana state implementation plan.

 - (d) the source has a valid city or county zoning compliance permit for the proposed use at the new location; and

 - (e) the source pays the transfer fee listed in Attachment A.

- (3) An air quality permit may be transferred from one person to another if written notice of intent to transfer, including the names of the transferor and the transferee, is sent to the department.

- (4) The department will approve or disapprove a permit transfer within 30 days after receipt of a complete notice of intent as described in (2) or (3) of this rule.

Public Notice General Format to Use

PUBLIC NOTICE

Notice of Intent to Transfer Air Quality Permit pursuant to the Missoula City-County Air Pollution Control Program.

_____ (Name of Applicant and
Address) *(has filed/will file)* on or about _____ (date) an intent to transfer
an air quality permit with the Environmental Health Division of the Missoula
City-County Health Department. The applicant seeks approval for operation
of _____ *(brief description of construction,
modification, or project for which transfer permit is being applied for)* at
_____ *(Address and Section, Township,
& Range)*.

The transferred permit is valid only for the calendar year in which transfer is granted.
Any member of the public who wishes to review the application, obtain a copy of the
permit that is transferred, or who wishes to submit comments, should contact the Health
Department at 301 W. Alder, Missoula, MT 59802-4123 or phone 258-4755 prior to
_____ *(15 days after date Notice is published)*.