



Land Development APEN Form APCD-223

Air Pollutant Emission Notice (APEN) and Application for Construction Permit

All sections of this APEN and application must be completed for both new and existing developments, including APEN updates. Incomplete APENs will be rejected and will require re-submittal. *Your APEN will be rejected if it is filled out incorrectly, is missing information, or lacks payment for the filing fee. The re-submittal will require payment for a new filing fee.*

This APEN is to be used for land development activities only. If your activity does not fall into this category, there may be a more specific APEN for your source. In particular, if your activity features excavation of commercially-sold material, you must use the Mining Operations APEN (Form APCD-222). In addition, the General APEN (Form APCD-200) is available if the specialty APEN options will not satisfy your reporting needs. A list of all available APEN forms can be found on the Air Pollution Control Division (APCD) website.

This emission notice is valid for five (5) years. Submission of a revised APEN is required 30 days prior to expiration of the five-year term, or when a reportable change is made (significant emissions increase, increase production, new equipment, change in fuel type, etc.). See Regulation No. 3, Part A, II.C. for revised APEN requirements.

Permit Number: _____ AIRS ID Number: _____ / _____ / _____
[Leave blank unless APCD has already assigned a permit # and AIRS ID]

Section 1 - Administrative Information

Company Name¹: _____ Contact Person: _____
Mailing Address: _____ Phone Number: _____
(Include Zip Code) _____ E-Mail Address²: _____

¹ Use the full, legal company name registered with the Colorado Secretary of State. This is the company name that will appear on all documents issued by the APCD. Any changes will require additional paperwork.

² Permits, exemption letters, and any processing invoices will be issued by the APCD via e-mail to the address provided.

Section 2 - Requested Action

NEW land development construction permit (and check one below)
 Request coverage under construction permit Request coverage under General Permit GP03
If General Permit coverage is requested, only pages 1-2 are required, and the General Permit registration fee of \$79.10 must be submitted *in addition to* the APEN filing fee of \$242.00.

- OR -

MODIFICATION to existing permit (check each box below that applies)
 Increase size of project Increase duration of project

- OR -

APEN submittal for update only (Note blank APENs will not be accepted)

Additional Info & Notes: _____

Permit Number: _____ AIRS ID Number: _____ / _____ / _____
[Leave blank unless APCD has already assigned a permit # and AIRS ID]

Section 3 - General Information

Project Name: _____

General description of land development project: _____

Street Address (if applicable): _____

County: _____ Section: _____ Township: _____ Range: _____

Project Timeline

Date earthmoving will commence: _____ Date earthmoving will stop: _____

Estimated time to complete entire project (includes buildings): _____ months

Project Area

Total area of project subject to earthmoving: _____ acres

Maximum disturbed area at any one time: _____ acres

Paving

Check box if no paving will be completed at this location.

Area to be paved: _____ acres Date paving to be completed: _____

List any known or suspected contaminants in the soil:

NOTE: Contaminated soil will prevent your project from being covered by the General Permit GP03.

Brief description of how project development will occur:
(May consist of timeline, project phases, etc. Attach additional pages if necessary.)

IF YOU HAVE REQUESTED COVERAGE UNDER GENERAL PERMIT GP03, AN AUTHORIZED SIGNATURE IS REQUIRED IN SECTION 4. IF YOU HAVE REQUESTED COVERAGE UNDER A CONSTRUCTION PERMIT, AN AUTHORIZED SIGNATURE IS REQUIRED IN SECTION 6 (SEE PAGE 4).

Section 4 - Applicant Certification (GP03 Coverage Only)

I hereby certify that all information contained herein and information submitted with this application is complete, true, and correct. I further certify that this source is and will be operated in full compliance with each condition of General Permit GP03.

Signature of Legally Authorized Person (not a vendor or consultant) Date

Name (print) Title

Permit Number: _____

AIRS ID Number: _____ / _____ / _____

[Leave blank unless APCD has already assigned a permit # and AIRS ID]

Section 5 - Fugitive Dust Control Plan for Land Development

If coverage under a construction permit is requested, this plan must be submitted with the APEN. DO NOT complete the rest of this form if you have requested coverage under General Permit GP03.

Regulation No. 1 requires that a fugitive dust control plan be submitted by applicants whose source/activity results in fugitive dust emissions. The control plan must enable the source to minimize emissions of fugitive dust to a level that is technologically feasible and economically reasonable. If the control plan is not adequate for minimizing emissions, a revised control plan may be required. The control plan (if acceptable to the division) will be used for inspection and enforcement purposes on the sources.

Check the boxes for dust control measures which you propose for your activity. You are required to apply the control measures as listed in the control plan. You may be subject to penalties if you fail to apply the control measures as reported. Use separate sheets if more space is needed.

Section 5A - Control of Unpaved Roads On-Site

Watering: None As needed Frequent³: _____ times/day
Surface is graveled: No Yes
Chemical stabilizer applied: No Yes Type: _____
(e.g. mag chloride, resin, etc.)
Vehicle Speed Limits: No Yes Posted speed limit on haul road: _____ mph

³ If "Frequent" is selected, your permit may include a requirement to water roads as often as listed in this APEN.

Section 5B - Control of Disturbed Surface Areas On-Site

Watering (choose one option from below)
 Frequent (2 or more times per day)
 As needed
 Chemical stabilizer
 Vehicle speed limited to _____ mph maximum. Speed limit signs must be posted.
 Revegetation (must occur within one year of site disturbance)
 Seeding with mulch
 Seeding without mulch
 Furrows at right angle to prevailing wind
Depth of furrows _____ inches (must be greater than 6")
 Compaction of disturbed soil⁴ (choose one option from below)
 Foundation areas only
 All disturbed soil
 Wind breaks
Type: _____ (e.g. snow fence, silt fence, etc.)
 Synthetic or natural cover for steep slopes
Type: _____ (e.g. netting, mulching, etc.)
 Other (specify): _____

⁴ Compaction must occur on a daily basis, and it must be to within 90% of maximum compaction, as determined by a Proctor test.

Permit Number: _____

AIRS ID Number: _____ / _____ / _____

[Leave blank unless APCD has already assigned a permit # and AIRS ID]

Section 5C - Prevention of Fugitive Dust from Paved Surfaces

Gravel entryways: No Yes

Washing of vehicle wheels: No Yes

Section 5D - Cleanup of Fugitive Dust from Paved Surfaces

Frequency: _____ times per day

Street sweeping: No Yes

Hose with water: No Yes

List any additional source of emissions or control methods:

Section 6 - Applicant Certification (Construction Permit Coverage Only)

I hereby certify that all information contained herein and information submitted with this application is complete, true, and correct.

Signature of Legally Authorized Person (not a vendor or consultant)

Date

Name (print)

Title

Check the appropriate box to request a copy of the:

Draft permit prior to issuance

(Checking this box may result in an increased fee and/or processing time)

This emission notice is valid for five (5) years. Submission of a revised APEN is required 30 days prior to expiration of the five-year term, or when a reportable change is made (significant emissions increase, increase production, new equipment, change in fuel type, etc.). See Regulation No. 3, Part A, II.C. for revised APEN requirements.

Send this form along with \$242.00 and the General Permit registration fee of \$79.10, if applicable, to:

Colorado Department of Public Health and Environment
Air Pollution Control Division
APCD-SS-B1
4300 Cherry Creek Drive South
Denver, CO 80246-1530

Make check payable to:

Colorado Department of Public Health and Environment

For more information or assistance call:

Small Business Assistance Program
(303) 692-3175
OR
(303) 692-3148

APCD Main Phone Number
(303) 692-3100