

PROHIBITED EMISSIONS

040.005 VISIBLE AIR CONTAMINANTS (Revised 2/23/06)

- A. Except as otherwise provided, it is unlawful for any person to discharge, or cause to be discharged, into the atmosphere from any stationary source of emission whatsoever, any air contaminant for a period or periods aggregating more than three (3) minutes in any one hour, which is:
1. As dark or darker in shade as that designated as No.1 on the **Ringelmann Chart**; or
 2. Of any opacity equal to or greater than that shade designated as No. 1 on the **Ringelmann Chart**. (See **Section 010.106**).

Where the presence of uncombined water, such as water vapor or water droplets, is the only reason for failure of an emission to meet the above limitations, they shall not apply. The burden of proof which establishes the application of this paragraph shall be upon the person seeking to come within its provisions.