North Carolina Department of Environment and Natural Resources
Division of Air Quality

Beverly Eaves Perdue
Governor

Sheila C. Holman
Director

Dee Freeman
Secretary

(date)

Authorized Person
Company

Address

City, State, Zip

SUBJECT: Order to Cease Construction, Alteration, or Expansion
(Facility Name)
(city, county), North Carolina
Facility ID:
Tracking Number:

Dear:

Pursuant to North Carolina General Statute (N.C.G.S.) 143-215.108A(d), the N.C. Division of Air Quality (DAQ) hereby orders ***(facility name)***, ***(city)***, North Carolina to cease immediately the construction, alteration, or expansion of the following: ***(list the air contaminant source, equipment, or associated air cleaning device)***, as outlined in the DAQ Notice of Intent to Construct Approval letter dated ***(date of approval letter)***. This order to cease construction, alternation, or expansion shall be in effect until the DAQ makes a decision on an air quality permit under N.C.G.S. 143-215.108 that authorizes the construction, alteration, or expansion to resume, or makes a subsequent determination that the circumstances that resulted in the order have been adequately addressed.

This order is being issued for the following reasons: ***(state the reason for order)***.

Please be advised that the continued construction or operation of any air contaminant source or associated air cleaning device described in your notice that requires permitting or listing in the air quality permit, without a valid air quality permit is a violation of N.C.G.S. 143-215.108. Constructing or operating such air contaminant sources or control devices without a valid permit subjects ***(facility name)*** to further enforcement action by the DAQ, including the assessment of a civil penalty of up to $10,000 per day of continuing violation after written notification, pursuant to N.C.G.S. 143-215.114A, and/or the initiation of a civil action for injunctive relief in superior court, pursuant to N.C.G.S. 143-215.114C.

We request that you immediately advise the regional office of the construction status of this facility. If the facility is still constructing after this order to cease, each day that you continue constructing an air contaminant source, equipment, or associated air cleaning device represents a violation, subject to civil penalties as outlined above.

You may appeal this decision to cease construction, alteration, or expansion by filing a written petition for a contested case hearing with the N.C. Office of Administrative Hearings, 6714 Mail Service Center,

Raleigh, N.C. 27699-6714, within (30) days of the receipt of this termination decision. Your petition must be submitted in accordance with the provisions of N.C.G.S. 150B-23(a). A copy of your petition must also be served on the Registered Agent and General Counsel, N.C. Department of Environmental and Natural Resources, 1601 Mail Service Center, Raleigh, N.C. 27699-1601.

Should you have any questions, please contact ***(Regional Supervisor)***, ***(Regional Office)*** at ***(phone number)***.

Sincerely,

Sheila C. Holman

c: Regional Office Files
Documents Module