

Saint-Gobain Performance Plastics Variance Petition

NH Statutes Chapter 125-C *Air Pollution Control* – RSA 125-C:16 *Variances*
NH Code of Administrative Rules Env-A 200, *Procedural Rules* – Env-A 202, *Variances*

Env-A 202.07 *Decision*

Within 15 working days after the public hearing, the department shall issue a written decision on the petition that sets forth the findings on which the decision is based.

The department shall grant a variance if the department determines that:

- (1) The petitioner has taken reasonable steps to eliminate or prevent air pollution;
- (2) Granting a variance would not create a danger to public health, welfare, or safety;
- (3) The source of air pollution has social and economic value to the area in which it is located;

and

- (4) Enforcement of the requirement for which the variance is sought would produce serious economic hardship on the petitioner without equal or greater benefits to the public.