

## NYS DEC regulations excerpted from [DEC's Website](#)

6 CRR-NY III A 211: Department Environmental Conservation, Chapter III. Air Resources, Subchapter A. Prevention and Control of Air Contamination and Air Pollution, Part 211. General Prohibitions - [https://govt.westlaw.com/nycrr/Browse/Home/NewYork/NewYorkCodesRulesandRegulations?guid=Ib42a5190b5a011dda0a4e17826ebc834&originationContext=documenttoc&transitionType=Default&contextData=\(sc.Default\)](https://govt.westlaw.com/nycrr/Browse/Home/NewYork/NewYorkCodesRulesandRegulations?guid=Ib42a5190b5a011dda0a4e17826ebc834&originationContext=documenttoc&transitionType=Default&contextData=(sc.Default))

### 211.1 Air pollution prohibited.

No person shall cause or allow emissions of air contaminants to the outdoor atmosphere of such quantity, characteristic or duration which are injurious to human, plant or animal life or to property, or which unreasonably interfere with the comfortable enjoyment of life or property. Notwithstanding the existence of specific air quality standards or emission limits, this prohibition applies, but is not limited to, any particulate, fume, gas, mist, odor, smoke, vapor, pollen, toxic or deleterious emission, either alone or in combination with others.

### 6 CRR-NY 211.1

Current through August 15, 2016

### 211.2 Visible emissions limited.

Except as permitted by a specific part of this Subchapter and for open fires for which a restricted burning permit has been issued, no person shall cause or allow any air contamination source to emit any material having an opacity equal to or greater than 20 percent (six minute average) except for one continuous six-minute period per hour of not more than 57 percent opacity.

### RESEARCH REFERENCES AND PRACTICE AIDS:

55 NY Jur 2d, Environmental Rights and Remedies §§ 84(supp), 86(supp), 100(supp).

73 NY Jur 2d, Judgments § 339(supp).

79 NY Jur 2d, Negligence § 69(supp).

85 NY Jur 2d, Premises Liability § 242(supp).

### 6 CRR-NY 211.2

Current through August 15, 2016