

3745-550-01      Solid waste incinerator or energy recovery facility - applicability.

(A) This chapter is the program chapter for solid waste incinerator facilities and solid waste energy recovery facilities.

(B) This chapter is applicable to any person who establishes or is the owner or operator of a facility.

[Comment: Solid waste incineration or energy recovery is not subject to Chapter 3745-27 of the Administrative Code unless an order or authorizing document specifies otherwise.]

(C) In addition to the rules made applicable by reference in this chapter, the following rules also apply:

(1) Rule 3745-500-35 of the Administrative Code, which pertains to relationships among authorizing documents, rules, and the authority of the director and board of health.

(2) Rule 3745-500-130 of the Administrative Code, which pertains to retention and distribution of authorizing documents.

(3) Rule 3745-500-150 of the Administrative Code, which pertains to altering a solid waste permit to install.

(4) Rule 3745-500-210 of the Administrative Code, which pertains to variances.

(5) Rule 3745-500-220 of the Administrative Code, which pertains to exemptions.

(6) Rule 3745-500-360 of the Administrative Code, which pertains to administrative changes to a solid waste permit to install.

(D) Chapter 3745-502 of the Administrative Code, which pertains to solid waste fees, is applicable to any person who establishes, owns, or operates a facility.

(E) This chapter is not applicable to the following:

(1) An owner or operator of a facility that incinerates exclusively wastes generated on one or more premises owned by the person who owns the facility.

(2) Solid waste disposal by means of open burning, as authorized in accordance with Chapter 3745-19 of the Administrative Code, permitted only as provided therein.

(3) Industrial processes subject to rule 3745-17-11 of the Administrative Code and fuel-burning equipment subject to rule 3745-17-10 of the Administrative Code that utilize biomass fuels or tire derived fuel as a supplemental fuel.

(4) The required disposal of animals destroyed as a result of an infectious or contagious disease in accordance with section 941.14 of the Revised Code.