

TITLE 30
Incinerator Regulations

Section 30-005 Purpose and Applicability

The purpose of these rules is to establish state-of-the-art emission standards, design requirements, and performance standards for all solid, infectious waste and crematory incinerators, in order to minimize air contaminant emissions and provide adequate protection of public health. The rules apply to all existing solid and infectious waste and crematory incinerators and to all that will be built, modified, or installed within Lane County, Oregon. These rules shall not apply to municipal waste combustors.

Section 30-010 Definitions

Words and terms used in this title are defined as follows, unless the context requires otherwise:

- "Acid Gases" means any exhaust gas which includes hydrogen chloride and sulfur dioxide.
- "Best Available Control Technology (BACT)" means an emission limitation (including a visible emission standard) based on the maximum degree of reduction of each air contaminant subject to regulation under the Clean Air Act which would be emitted from any proposed major source or major modification which, on a case-by-case basis, taking into account energy, environmental, and economic impacts and other costs, is achievable for such source or modification through application of production processes or available methods, systems, and techniques, including fuel cleaning or treatment or innovative fuel combustion techniques for control of such air contaminant. In no event shall the application of BACT result in emissions of any air contaminant which would exceed the emissions allowed by any applicable new source performance standard or any standard for hazardous air pollutants. If an emission limitation is not feasible, a design, equipment, work practice, or operational standard, or combination thereof, may be required. Such standard shall, to the degree possible, set forth the emission reduction achievable and shall provide for compliance by prescribing appropriate permit conditions.
- "Biological Waste," includes blood and blood products, excretions, exudates, secretions, suctionings and other body fluids that cannot be directly discarded into a municipal sewer system, and waste materials saturated with blood or body fluids, but does not include diapers soiled with urine or feces (see also "infectious waste").
- "Continuous Emissions Monitoring" means a monitoring system for continuously measuring the emissions of a pollutant from an affected incinerator. Continuous monitoring equipment and operation shall be certified in accordance with EPA performance specifications and quality assurance procedures outlined in 40 CFR 60, Appendices B and F, and the Department's CEM Manual.

- "Crematory Incinerator" means an incinerator used solely for the cremation of non-pathological human ~~and~~ non-pathological animal remains, and appropriate containers.
- "Cultures and stocks" includes etiologic agents and associated biologicals, including specimen cultures and dishes and devices used to transfer, inoculate and mix cultures, wastes from production of biologicals, and serums and discarded live and attenuated vaccines. "Cultures" does not include throat and urine cultures (see also "infectious waste").
- "Department" means the Oregon Department of Environmental Quality.
- "Dioxins and Furans" means total tetra- through octachlorinated dibenzo-p-dioxins and dibenzofurans.
- "Director" means the Director of the Lane Regional Air ~~Pollution Authority~~Protection Agency and authorized deputies or officers.
- "Dry Standard Cubic Foot" means the amount of gas, free of uncombined water, that would occupy a volume of 1 cubic foot at standard conditions. When applied to combustion flue gases from waste or refuse burning, "Standard Cubic Foot (SCF)" means adjustment of gas volume to that which would result at a concentration of 7% oxygen (dry basis).
- "Emission" means a release into the ambient air of air contaminants.

~~§ "Existing Source" means any air contaminant source in existence prior to the date of adoption of rules affecting that source.~~

~~§ "Fugitive Emissions," except as used in Title 35, means emissions of any air contaminant which escapes to the ambient air from any point or area that is not identifiable as a stack, vent, duct, or functionally equivalent opening. (Title 12 contains another definition of "fugitive emissions" for use with title 35.)~~

- "Incineration Operation" means any operation in which combustion is carried on in an incinerator, for the principal purpose or with the principal result, of oxidizing wastes to reduce their bulk and/or facilitate disposal.
- "Incinerator" means a combustion device specifically for destruction, by high temperature burning, of solid, semi-solid, liquid, or gaseous combustible wastes. This does not include devices such as open or screened barrels, drums, or process boilers.
- "Infectious Waste" means waste which contains or may contain any disease-producing microorganism or material including, but not limited to, biological waste, cultures and stocks, pathological waste, and sharps (see individual definitions for these terms).
- "Infectious Waste Incinerator" means an incinerator which is operated or utilized for the disposal or treatment of infectious waste, including combustion for the recovery of heat.

~~§ "Opacity" means the degree to which an emission reduces transmission of light or obscures the view of an object in the background.~~

~~§ "Particulate Matter" means any solid or liquid material, except uncombined water, which exists as a liquid or solid at standard conditions.~~

- "Parts Per Million (ppm)" means parts of a contaminant per million parts of gas by volume on a dry-gas basis (1 ppm equals 0.0001% by volume).
- "Pathological waste" includes biopsy materials and all human tissues; anatomical parts that emanate from surgery, obstetrical procedures, autopsy and laboratory procedures; and animal carcasses exposed to pathogens in research and the bedding and other waste from such animals. "Pathological wastes" does not include teeth, or formaldehyde or other preservative agents (see also "infectious waste").
- "Permit" or "Air Contaminant Discharge Permit" means a written permit issued by ~~the~~ AuthorityLRAPA, pursuant to LRAPA and DEQ rules and regulations.
- "Person" means any individual, public or private corporation, political subdivision, agency, board, department, or bureau of the state, municipality, partnership, association, firm, trust, estate, or any other legal entity whatsoever which is recognized by law as the subject of rights and duties.
- "Person in Charge of Property" means an agent, occupant, lessee, tenant, contract purchaser, or other person having possession or control of property.
- "Primary Combustion Chamber" means the discrete equipment, chamber or space in which drying of the waste, pyrolysis, and essentially the burning of the fixed carbon in the waste occurs.
- Pyrolysis means the endothermic gasification of waste material using external energy.
- "Refuse" means unwanted matter.
- "Refuse Burning Equipment" means a device designed to reduce the volume of refuse by combustion.
- "Secondary (or Final) Combustion Chamber" means the discrete equipment, chamber, or space, excluding the stack, in which the products of pyrolysis are combusted in the presence of excess air, such that essentially all carbon is burned to carbon dioxide.
- "Sharps" includes needles, IV tubing with needles attached, scalpel blades, lancets, glass tubes that could be broken during handling, and syringes that have been removed from their original sterile containers (see also "infectious waste").
- "Solid Waste" means refuse, more than 50% of which is waste consisting of a mixture of paper, wood, yard wastes, food wastes, plastics, leather, rubber, and other combustible materials, and noncombustible materials such as metal, glass, and rock.

- "Solid Waste Incinerator" means an incinerator which is operated or utilized for the disposal or treatment of solid waste, including combustion for the recovery of heat.
- "Source" means any building, structure, facility, installation or combination thereof which emits or is capable of emitting air contaminants to the atmosphere and is located on one or more contiguous or adjacent properties and is owned or operated by the same person or by persons under common control. This includes all of the pollutant emitting activities which belong to the same industrial grouping or major group (i.e. which have the same two-digit code) as described in EPA's Standard Industrial Classification (SIC) manual (U.S. Office of Management and Budget 1987). (Title 12 contains another definition of "source" for use with other rules.)
- "Standard Conditions" means a gas temperature of sixty-eight (68) degrees Fahrenheit and a gas pressure of 29.92 inches of mercury.
- "Startup/Shutdown" means the time during which an air contaminant source or emission control equipment is brought into normal operation and normal operation is terminated, respectively.
- "Startup," means that time during which an air contaminant source or emission control equipment is brought into normal operation. (Title 12 contains another definition of "startup" for use with other rules.)
- "Transmissometer" means a device that measures opacity and conforms to EPA specification Number 1 in Title 40 CFR, Part 60, Appendix B.

Section 30-015 Best Available Control Technology for Solid and Infectious Waste Incinerators

1. Notwithstanding the specific emission limits set forth in Section 30-020, in order to maintain overall air quality at the highest possible levels, each solid and infectious waste incinerator is required to use best available control technology (BACT). In no event shall the application of BACT result in emissions of any air contaminant which would exceed the emission limits set forth in these rules.
2. All installed equipment shall be operated and maintained in such a manner that emissions of air contaminants are kept at the lowest possible level.

Section 30-020 Emission Limitations for Solid and Infectious Waste Incinerators

No person shall cause, suffer, allow, or permit the operation of any solid or infectious waste incinerator in a manner which violates the following emission limits and requirements:

1. Particulate Matter Emissions (PM)
 - A. For ~~new~~ solid and infectious waste incinerators constructed or modified on or after March 13, 1990, emissions from each stack shall not exceed 0.015 grains per dry standard cubic foot of exhaust gases corrected to seven (7) percent O₂ at standard conditions.

- B. For ~~existing~~ solid and infectious waste incinerators constructed or modified before March 13, 1990, emissions from each stack shall not exceed 0.030 grains per day standard cubic foot of exhaust gases corrected to seven (7) percent O₂ at standard conditions.
2. Hydrogen Chloride (HCl)
 - A. For existing and new solid and infectious waste incinerators, emissions of hydrogen chloride from each stack shall not exceed 50 ppm as an average during any sixty (60)-minute period, corrected to 7% O₂ (dry basis); or
 - B. Shall be reduced by at least ninety (90)% by weight from their potential HCl emissions rate on an hourly basis.
3. Sulfur Dioxide (SO₂)
 - A. For existing and new solid and infectious waste incinerators, emissions of sulfur dioxide from each stack shall not exceed 50 ppm as a running three (3)-hour average, corrected to 7% O₂, (dry basis); or
 - B. Shall be reduced by at least 70% by weight from their potential SO₂ emission rate on a three (3)-hour basis.
4. Carbon Monoxide (CO). For existing and new solid and infectious waste incinerators, emissions of carbon monoxide from each stack shall not exceed 100 ppm as a running eight (8)-hour average, corrected to 7% O₂ (dry basis).
5. Nitrogen Oxide (NO_x). For ~~new~~ solid and infectious waste incinerators constructed or modified on or after March 13, 1990 with the potential to process 250 tons/day or more of wastes, emissions of nitrogen oxide from each stack shall not exceed 200 ppm as a running 24-hour average, corrected to 7% O₂ (dry basis).
6. Opacity. Opacity, as measured visually by an applicable EPA Method or by a transmissometer, shall not exceed 10% for a period aggregating more than ~~three-six (36)~~ minutes in any ~~running~~ sixty (60)-minute period.
7. Fugitive Emissions. All solid and infectious waste incinerators shall be operated in a manner which prevents or minimizes fugitive emissions, including but not limited to the paving of all normally traveled roadways within the plant boundary and enclosing of all material transfer points.
8. Dioxin/furans. For solid and infectious waste incinerators with a waste charging rate of 250 tons/day or greater, emissions from each stack shall not exceed 30 nanograms of dioxin/furans per dry standard cubic foot.
9. Other Wastes. No solid or infectous waste incinerator subject to these rules shall burn radioactive or hazardous waste, or any other waste not specifically authorized in ~~the~~ Authority's LRAPA's Air Contaminant Discharge Permit.

10. Other contaminants. For any incinerator subject to these rules, in the absence of an air-contaminant-specific emission limit or ambient air quality standard, ~~the Authority~~ LRAPA may establish, by permit, emission limits for any other air contaminants to protect human health and the environment.

Section 30-025 Design and Operation for Solid and Infectious Waste Incinerators

1. Each solid or infectious waste incinerator shall have at least a primary and secondary combustion chamber.
2. Temperature and residence time. Each solid or infectious waste incinerator shall be designed and operated to maintain temperatures of at least 1400° F in the primary chamber. Combustion gases in the secondary chamber shall be maintained at a minimum temperature of 1800° F for at least one (1) second residence time.
3. Auxiliary Burners. Each solid or infectious waste incinerator shall be designed and operated with automatically controlled auxiliary burners capable of maintaining the combustion chamber temperatures specified in section 2 of this rule, and shall have sufficient auxiliary fuel capacity to maintain said temperatures.
4. Interlocks. Each solid or infectious waste incinerator shall be designed and operated with an interlock system which:
 - A. Prevents charging until the final combustion chamber reaches 1800° F;
 - B. For batch-fed solid or infectious waste incinerators, prevents recharging until each combustion cycle is complete;
 - C. Ceases charging if the secondary chamber temperature falls below 1800° F for any continuous fifteen (15)-minute period; and
 - D. Ceases charging if carbon monoxide levels exceed 150 ppm (dry basis), corrected to 7% O₂ over a continuous fifteen (15)-minute period.
5. Air Locks. Each mechanically fed solid or infectious waste incinerator shall be designed and operated with an air lock control system to prevent opening the incinerator to the room environment. The volume of the loading system must be designed so as to prevent overcharging, to assure complete combustion of the waste.
6. Combustion Efficiency. Except during periods of startup and shutdown, each solid or infectious waste incinerator shall achieve a combustion efficiency of 99.9% based on a running eight (8)-hour average, computed as follows:

$$CE = \frac{CO_2}{CO_2 + CO} \times 100$$

CO = Carbon monoxide in the exhaust gas, parts per million by volume (dry) at standard conditions

CO₂ = Carbon dioxide in the exhaust gas, parts per million by volume (dry) at standard conditions

7. Stack Height. Each solid or infectious waste incinerator stack shall be designed in accordance with Good Engineering Practice (GEP) as defined in Title 40 CFR, Parts 51.100(ii) and 51.18, in order to avoid the flow of stack pollutants into any building ventilation intake plenum.
8. Operator Training and Certification. Each solid or infectious waste incinerator shall be attended at all times during operation by one or more individuals who have received training necessary for proper operation. A description of the training program shall be submitted to the ~~Authority~~LRAPA for approval. A satisfactory training program shall consist of any of the following:
 - A. Certification by the American Society of Mechanical Engineers (ASME) for solid waste incinerator operation; or
 - B. For infectious waste incineration, successful completion of EPA's Medical Waste Incinerator Operating training course; or
 - C. Other certification or training by a qualified organization as to proper operating practices and procedures, which has been pre-approved by ~~the Authority~~LRAPA prior to enrollment. In addition, the owner or operator of a solid or infectious waste incinerator facility shall develop and submit a manual for proper operation and maintenance, to be reviewed with employees responsible for incinerator operation on an annual basis.
 - D. Copies of the written certificate of training of the operator shall be kept on site at all times, available ~~for Authority~~LRAPA review.
9. Odors. In cases where solid or infectious waste incinerator operation causes odors which interfere with the use and enjoyment of property, ~~the Authority~~LRAPA may require, by permit, additional practices and procedures to prevent or eliminate those odors, in accordance with Title 49.

Section 30-030 Continuous Emission Monitoring for Solid and Infectious Waste Incinerators

1. Each solid waste incinerator shall be equipped with continuous monitoring for the following:
 - A. Sulfur dioxide;
 - B. Carbon monoxide;
 - C. Opacity;
 - D. Primary combustion chamber temperature;
 - E. Final combustion chamber temperature;
 - F. Flue gas outlet temperature;
 - G. Oxygen;
 - H. Nitrogen oxide--new incinerators with a potential waste feed rate of 250 tons/day or more; and
 - I. HCl--for incinerators with a potential waste feed rate of 250 tons per day or more.

2. Each infectious waste incinerator shall be equipped with continuous monitoring for the following:
 - A. Carbon monoxide;
 - B. Opacity;
 - C. Primary combustion chamber temperature;
 - D. Final combustion chamber temperature; and
 - E. HCl.
3. ~~The Authority~~LRAPA may, at any time following the effective date of these rules, require the installation and operation of any other continuous emission monitors which ~~the Authority~~LRAPA determines are necessary in order to demonstrate compliance with emission limits set forth in these regulations.
4. The monitors specified above shall comply with EPA performance specifications in Title 40, CFR, Part 60, and the Department's CEM Manual. All monitoring equipment shall be located, operated and maintained so as to accurately monitor emission levels, in order to demonstrate compliance with LRAPA Title 30.

Section 30-035 Reporting and Testing for Solid and Infectious Waste Incinerators

1. Reporting

- A. Compliance test results shall be reported to ~~the Authority~~LRAPA within thirty (30) days of completion of the test.
- B. All records associated with continuous monitoring data including, but not limited to, original data sheets, charts, calculations, calibration data, production records and final reports shall be maintained for a continuous period of at least two (2) years and shall be furnished to ~~the Authority~~LRAPA upon request.

2. Source Testing

- A. Each solid or infectious waste incinerator must be tested to demonstrate compliance with the standards in these rules.
- B. Compliance testing shall be conducted at the maximum design rate using waste that is representative of normal operation. If requested by the owner/ operator, compliance testing may be performed at a lower rate; however, permit limits will be established based on the lower rate of operation.
- C. Unless otherwise specified by ~~the Authority~~LRAPA, each solid or infectious waste incinerator shall be tested at start-up for particulate matter, hydrogen chloride, sulfur dioxide, and carbon monoxide emissions. Solid and infectious waste incinerators with potential waste feed rates of 250 tons/day or more shall be tested for dioxin/furans and NO_x at startup.

3. Other air contaminant compliance testing. ~~The Authority~~LRAPA may, at any time after the effective date of this rule, conduct or require source testing and require access to information specific to the control, recovery, or release of other air contaminants.

Section 30-040 Compliance for Solid and Infectious Waste Incinerators

1. All ~~existing~~ solid and infectious waste incinerators constructed or modified before March 13, 1990 must demonstrate compliance with the applicable provisions of these rules one year after the effective date of this regulation. Subject to approval of ~~the Authority~~LRAPA, existing data such as that collected in accordance with the requirements of an Air Contaminant Discharge Permit may be used to demonstrate compliance.
2. Until compliance is demonstrated, existing solid and infectious waste incinerators shall continue to be subject to all applicable permit conditions.
3. ~~All new solid~~ Solid and infectious waste incinerators constructed or modified on or after March 13, 1990 must demonstrate compliance with the applicable provisions of these rules ~~as soon as possible, but not later than ninety (90) days after startup~~ in accordance with a schedule established by LRAPA before commencing regular operation.
4. Compliance with these rules does not relieve the owner or operator of the solid or infectious waste incinerator from the responsibility to comply with requirements of the Department's Solid and Hazardous Waste rules (Oregon Administrative Rules, Chapter 340, Division ~~61~~93) regarding the disposal of ash generated from solid and infectious waste incinerators.

Section 30-045 Emission Limitations of Crematory Incinerators

1. No person shall cause to be emitted particulate matter from any crematory incinerator in excess of 0.080 grains per dry standard cubic foot of exhaust gases corrected to seven (7) percent O₂ at standard conditions.
2. Opacity. No visible emissions shall be present except for a one 6 minute period ~~aggregating no more than three (3) minutes in any sixty (60) minute period~~ per hour of not more than 20% opacity, as measured by ~~an applicable~~ EPA Method 9. At no time shall visible emissions exceed an opacity of 10%.
3. Odors. In cases where crematory incinerator operation cause odors which interfere with the use and enjoyment of property, ~~the Authority~~LRAPA may require by permit the use of good practices and procedures to prevent or eliminate those odors.

Section 30-050 Design and Operation of Crematory Incinerators

1. Temperature and residence time. ~~The~~ During the course of cremation, the temperature in the final combustion chamber shall be 1800° F for ~~new~~ incinerators installed on or after March 13, 1993, and 1600° F for ~~existing~~ crematory incinerators installed on or before March 12, 1993, with a residence time of at least 0.5 second. The temperature in the final chamber must be 1400°F prior to firing material in the primary combustion chamber. At no time while firing waste shall the temperature in the final chamber fall below 1400° ~~±~~ F for incinerators installed on or after March 13, 1993, or 1200° F for incinerators installed on or after March 13, 1993.

2. Operator training and certification. Each crematory incinerator shall be operated at all times under the direction of individuals who have received training necessary for proper operation. A description of the training program shall be submitted to ~~the Authority for~~ LRAPA approval. Copies of the training certificates of the operators shall be maintained on site at all times and available to ~~the Authority~~ LRAPA for review.
3. As defined in Title 12 of these rules, crematory incinerators may only be used for incineration of human and animal bodies ~~(together with associated coffins, caskets, combustible containers, wrappings or clothing).~~ and appropriate containers. No other material, including infectious waste as defined by 30-010.10 of these rules, may be incinerated unless specifically authorized in ~~the Authority's~~ LRAPA's Air Contaminant Discharge Permit. On a case-by-case basis, ~~the Authority~~ LRAPA may allow the cremation of human anatomical parts or fetal remains, upon request.

Section 30-055 Monitoring and Reporting for Crematory Incinerators

1. All crematory incinerators shall operate and maintain continuous monitoring for final combustion chamber exit temperature. Additional monitoring and reporting may be required by permit.
2. All records associated with continuous monitoring data including, but not limited to, original data sheets, charts, calculations, calibration data, production records and final reports shall be maintained for a continuous period of at least ~~one two (2) years~~ and shall be furnished to ~~the Authority~~ LRAPA upon request.
3. All crematory incinerators must conduct source testing to demonstrate compliance with these rules in accordance with a schedule specified by ~~the Authority~~ LRAPA. The test results shall be submitted to ~~the Authority~~ LRAPA no later than thirty (30) days after completion of the test.

Section 30-060 Compliance of Crematory Incinerators

1. A crematory incinerator installed on or after March 13, 1993, must demonstrate within 180 days of startup compliance with Section 30-045(1) by: ~~All existing crematory incinerators must demonstrate compliance with the applicable provisions of these rules within one year after the effective date of the regulations. Subject to approval by the Authority, existing data such as that collected in accordance with the requirements of an Air Contaminant Discharge Permit or in response to regulatory requirements may be used to demonstrate compliance.~~
 - 2.—A. Conducting a source test for particulate matter emissions in accordance with Sections 35-0120 through 35-0140; or ~~Until compliance is demonstrated, existing crematory incinerators shall continue to be subject to all applicable permit conditions.~~
 - 3B. Submitting the results of testing performed on a crematory incinerator that LRAPA agrees is comparable to the incinerator in question.~~New crematory incinerators must demonstrate compliance with the emission limits and operating requirements of these rules before commencing regular operation.~~

Statutory Authority: ORS Chapters 183.341 and 468A.135