

**SPECIAL CONDITIONS**  
**GENERAL PERMIT NUMBER WMGR104**

1. The approval herein granted is limited to processing of used oil filters prior to beneficial use of the resultant scrap metal and waste oil. The proposed processing is limited to separation of waste oil from used oil filters by decanting and crushing.
2. Only properly drained used oil filters, including automotive oil filters, truck oil filters, heavy equipment oil filters and oil filters from machinery may be processed under this general permit. Processing or otherwise managing spent gasoline filters is not authorized under this general permit.
3. All activities conducted under the authorization granted in this permit shall be conducted in accordance with the permittee's application. Except to the extent that the permit states otherwise, the permittee shall operate the facility as described in the approved application.
4. Prior to accepting used oil filters for processing, the permittee shall visually inspect each load to confirm the load contains only used oil filters and not other wastes. Any loads not containing only used oil filters shall be rejected unless the non-approved wastes are removed prior to processing. Rejected loads shall either be returned to their site of origin or transported to a facility approved to manage the waste. Non-approved wastes separated from the used oil filters shall be managed in accordance with the appropriate requirements in 25 Pa. Code Chapters 260a through 270a or Chapters 287 through 299.
5. The used oil filters shall not be hazardous waste.
6. The used oil filters and processed wastes shall not be mixed with other types of solid wastes, including hazardous waste, municipal waste, special handling waste, or other residual waste.
7. The processed wastes (scrap metal and waste oil) shall not be accumulated speculatively.

**SPECIAL CONDITIONS**  
**GENERAL PERMIT NUMBER WMGR104**

8. Any out-going waste oil marketed as on-specification fuel oil or otherwise determined by the permittee to meet the specifications in 25 Pa. Code 298.11 shall not exceed the allowable levels in Table 1. This determination for out-going loads may be made using analyses or other information; however, at least one determination must be made using analyses each quarter. Analyses shall be conducted on representative samples for the parameters listed in Table 1 using methods in "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods"(EPA SW-846) or other equivalent methods or optional methods approved by the Department. Any chemical analyses to meet the requirement in this condition shall be performed by a laboratory that is in compliance with the Pennsylvania Environmental Laboratory Accreditation Act, Act of 2002, No. 90, 27 Pa C.S. §4101 et. seq. Waste oil, which exceeds the allowable levels in Table 1, shall be deemed “off-specification” and shall only be beneficially used as fuel for industrial boilers or industrial furnaces. In lieu of determining the waste oil does not exceed any of the allowable levels in Table 1, the waste oil may be classified as off-specification in accordance with 25 Pa. Code § 298.11 and 40 CFR § 761.20(e).

**Table 1**

<b><u>Parameters</u></b>	<b><u>Allowable Level</u></b>
Arsenic	5 ppm maximum
Cadmium	2 ppm maximum
Chromium	10 ppm maximum
Lead	100 ppm maximum
Total Halogens	1000 ppm maximum (residential and commercial use)
	4000 ppm maximum (industrial use)
Flash Point	100 degrees F minimum
PCBs	<2 ppm

9. This permit does not authorize and shall not be construed as an approval to discharge any waste, wastewater, or runoff from the site of processing to the land or waters of the Commonwealth.
10. The permittee shall comply with the fugitive emissions standards adopted under 25 Pa. Code Sections 123.1 and 123.2.
11. The permittee shall comply with any appropriate requirements in 25 Pa Code Chapter 127 Subchapters B (127.11) and F (127.402) concerning Plan Approval Requirements and Operating Permit Conditions.
12. Nothing in this permit shall be construed to supersede, amend, or authorize a violation of any of the provisions of any valid and applicable local law,

**SPECIAL CONDITIONS**  
**GENERAL PERMIT NUMBER WMGR104**

ordinance, or regulation, provided that said local law, ordinance, or regulation is not preempted by the Pennsylvania Solid Waste Management Act, 35 P.S. §6018.101 et seq., or the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, 53 P.S. §4000.101 et seq.

13. As a condition of this permit and of the permittee's authority to conduct the activities authorized by this permit, the permittee hereby consents to allow authorized employees or agents of the Department, without advance notice or search warrant, upon presentation of appropriate credentials and without delay, to have access and to inspect all areas or permittee controlled adjacent areas where solid waste management activities are being or will be conducted. This authorization and consent shall include consent to collect samples of waste, water, or gases; to take photographs; to perform measurements, surveys, and other tests; to inspect any monitoring equipment; to inspect the methods of operation; and to inspect and/or copy documents, books, and papers required by the Department to be maintained or produced. (See Sec. 608 and 610(7) of the Solid Waste Management Act, 35 P.S. Section 6018.608 and 6018.610(7).) This condition in no way limits any other powers granted to the Department under the Solid Waste Management Act.
14. Failure of the measures herein approved to perform as intended, or as designed, or in compliance with the applicable laws, rules and regulations and terms and conditions of this permit, for any reason, shall be grounds for the revocation or suspension of the permittee's approval to operate under this permit.
15. Any independent contractors or agents retained by the permittee in the completion of activities authorized under this permit shall be subject to prior compliance history review by the Department as specified by the Pennsylvania Solid Waste Management Act of 1980.
16. The activities authorized by this permit shall not harm or present a threat of harm to the health, safety or welfare of the people or environment of this Commonwealth. The Department may modify, suspend, revoke or reissue the authorization granted in this permit if it deems necessary to prevent harm or the threat of harm to the public health, or the environment.

**SPECIAL CONDITIONS**  
**GENERAL PERMIT NUMBER WMGR104**

17. Persons or municipalities that propose to operate under the terms and conditions of this general permit after the date of permit issuance must apply for a determination of applicability to the Department's Bureau of Waste Management, Division of Municipal and Residual Waste, P.O. Box 8472, Harrisburg, PA 17105-8472. At a minimum, the following information must be provided on forms available from the Department's Bureau of Waste Management:
- a. Name and street address of applicant;
  - b. A description of the used oil filters which fully characterizes their composition and properties; the waste generation process; and a plan for screening, managing and rejecting waste.
  - c. The source(s) of the used oil filters;
  - d. Number and title of general permit;
  - e. Proof that the used oil filters and waste management activities will be consistent with the general permit;
  - f. Signed and notarized statement by the applicant who seeks to operate under the terms and conditions of this permit that states that the person accepts all conditions of this general permit;
  - g. A application fee in the amount specified in the residual waste regulations, payable to the "Commonwealth of Pennsylvania";
  - h. Proof that copies of the application have been submitted to the municipality, county, county planning agency and county health department in which the primary beneficial use activities will be conducted;
  - i. Information that identifies the applicant (i.e., individual, corporation, partnership, government agency, association, etc.), including the names and addresses of every officer that has a beneficial interest in or otherwise controls the operation of the company;
  - j. A list of all previous permits or licenses issued to the permittee by the Department or federal government under the environmental protection acts; the date of issuance and current status of those permits; and the permittee's compliance history concerning the environmental protection acts;
  - k. Proof that any independent contractors retained by the permittee to perform any activities authorized under this permit are in compliance with Department regulations as required in Condition 15;
  - l. A map clearly showing the location of any processing facility and permit area to be operated by the applicant under this permit;
  - m. An irrevocable written consent from the landowner giving the Department permission to enter upon the land where the applicant will be conducting waste management activities;
  - n. Bonding and insurance in an amount acceptable to the Department with supporting documentation;

**SPECIAL CONDITIONS**  
**GENERAL PERMIT NUMBER WMGR104**

- o. A Preparedness, Prevention, and Contingency (PPC) plan for the facility prepared in accordance with the most recent edition of the Department's "Guidelines for the Development and Implementation of Environmental Emergency Response Plans".
  - p. Additional information the Department believes is necessary to make a decision.
18. Any person that operates under the provisions of this permit shall immediately notify the Department (see address in Condition 17) via certified mail of any changes in: the company name, address, owners, facility managers and operators and responsible officials; land ownership and the right to enter and operate on any land occupied by a facility; bonding and insurance status; the system used to process used oil filters, storage capacity, and the status of any permit issued by the Department or federal government under the environmental protection acts.
19. At least thirty (30) days prior to a permittee operating a processing facility at a new location, two (2) copies of the following must be supplied to the Department (see address in Condition 17), in writing, for review and approval:
- a. Name, address, phone number, and contact person for the new facility;
  - b. A description of the processing operations, including a detailed site drawing showing placement of tanks and their capacities, containment areas, and other significant features, and a map showing the facility placement;
  - c. Proof that copies of the application have been submitted to the municipality, county, county planning agency and county health department in which the primary processing activities will be conducted;
  - d. A Preparedness, Prevention, and Contingency (PPC) plan for the facility prepared in accordance with the most recent edition of the Department's "Guidelines for the Development and Implementation of Environmental Emergency Response Plans";
  - e. Bonding and insurance in an amount acceptable to the Department with supporting documentation;
  - f. Proof that the applicant has legal right to enter the land and operate the facilities approved under this permit;
  - g. An irrevocable written consent from the landowner giving the Department permission to enter upon the land where the applicant will be conducting waste management activities;
  - h. Proof that any independent contractors retained by the permittee to perform any activities authorized under this permit are in compliance with Department regulations as required in Condition 15.
20. Storage of used oil filters, processed wastes and wash water by the permittee shall be in a manner that complies with the appropriate requirements of

**SPECIAL CONDITIONS**  
**GENERAL PERMIT NUMBER WMGR104**

25 Pa. Code Chapter 298 and 299. All tanks containing waste oil shall be labeled-“Waste Oil.” Runoff produced from the facility shall be managed in accordance with The Clean Streams Law.

21. Any tank at the facility that collects rain water (run-off or run-on) in addition to waste shall have a reserve capacity equal or greater than would be collected from a two-inch rainfall. Any time the contents of the tank approaches reaching into the reserve capacity, the permittee shall immediately make arrangements to have the tank emptied before the contents of the tank use any of the reserve capacity.
22. All storage tanks, secondary containment systems, and transfer lines shall be set up and operated in a manner that prevents spills, leaks, or other releases.
23. Equipment used for the processing of used oil filters shall be maintained in good operating condition. Daily inspections of equipment during waste processing activities shall be conducted to ensure that equipment will operate properly and to examine for evidence of equipment failure.
24. The permittee shall immediately notify the Department’s Emergency Hotline at (717) 787-4343 and the appropriate DEP regional office in the event of a discharge or spill of waste oil or wash water and shall take appropriate immediate action to protect the health and safety of the public and the environment. Spills of less than 5 gallons of waste oil or 100 gallons of wash water, provided the wash water does not contain oil, need not be immediately reported, but should be recorded as specified in Condition 26. Spills containing any oil capable of reaching surface water must be immediately reported and should be recorded as specified in Condition 26.
25. The permittee shall maintain records that contain the date and quantity of used oil filters processed. These records shall be retained by the permittee at the permittee's place of business for a minimum of 5 years from the date the records were generated and shall be available to the Department for inspection.

**SPECIAL CONDITIONS**  
**GENERAL PERMIT NUMBER WMGR104**

26. The permittee shall maintain records that contain: the name, address, and phone number of each source of incoming used oil filters, the date of receipt and quantity of used oil filters received at each location, the results of visual inspection as required in Condition 4, and the name, address and quantity for each shipment of scrap metal and waste oil for beneficial use. The permittee shall also maintain records of all spills and releases that contain: location, date, time, identification and quantity of spilled or released material, and a description of how the material was cleaned up. These records shall be retained by the permittee at the permittee's place of business for a minimum of 5 years from the date the records were generated and shall be available to the Department for inspection.
27. Records of any analytical evaluations conducted on waste oil pursuant to the residual waste regulations and this permit shall be kept by the permittee at the permittee's place of business and shall be available to the Department for inspection. At a minimum, these records shall include information on the dates of testing, each parameter tested, the results, the laboratory, sampling procedures, analytical methodologies, and person collecting the sample. This waste analysis information shall be retained by the permittee at the permittee's place of business for a minimum of 5 years after the analyses were performed.
28. The permittee shall submit an annual report to the Department's office in the region where the permittee is located. This report shall contain a summary of all the information required in Conditions 25, 26 and 27, and shall be submitted by January 31 for the previous calendar year.
29. The permittee shall maintain a bond in an amount and with sufficient guarantees acceptable to the Department as provided by 25 Pa. Code 287, Subchapter E (Bonding and Insurance Requirements). The bond shall continue in effect for the operational life of the facility, and for up to 10 years after final closure of the facility, unless released in whole or in part by the Department, in writing.
30. The permittee shall maintain in force and effect a general liability insurance policy in accordance with 25 Pa. Code, Chapter 287, Subchapter E (Bonding and Insurance Requirements) to provide continuous coverage during operation of the facility and until the Department issues a final closure certification.

**SPECIAL CONDITIONS**  
**GENERAL PERMIT NUMBER WMGR104**

31. The permittee shall maintain at the permitted facility an updated copy of a Preparedness, Prevention, and Contingency (PPC) plan for the facility prepared in accordance with the most recent edition of the Department's "Guidelines for the Development and Implementation of Environmental Emergency Response Plans". The PPC plan shall be updated every 5 years or more frequently if necessary (e.g., if changes in phone numbers, equipment, or regulatory requirements occur).
32. Upon cessation of operations at the facility, the permittee shall comply with any applicable closure requirements in 25 Pa. Code § 293.262.
33. The permittee shall comply with the terms and conditions of this general permit and with the environmental protection acts to the same extent as if the activities were covered by an individual permit. The Department may require an individual permit if the permittee is not in compliance with the conditions of this general permit or is conducting an activity that harms or presents a threat of harm to the health, safety, or welfare of the people or the environment.