
40 C.F.R. § 60.1020

Does this subpart allow any exemptions?

(a) *Small municipal waste combustion units that combust less than 11 tons per day.* You are exempt from this subpart if you meet four requirements:

- (1) Your municipal waste combustion unit is subject to a federally enforceable permit limiting the amount of municipal solid waste combusted to less than 11 tons per day.
- (2) You notify the Administrator that the unit qualifies for the exemption.
- (3) You provide the Administrator with a copy of the federally enforceable permit.
- (4) You keep daily records of the amount of municipal solid waste combusted.

(b) *Small power production facilities.* You are exempt from this subpart if you meet four requirements:

- (1) Your unit qualifies as a small power production facility under section 3(17)(C) of the Federal Power Act (16 U.S.C. 796(17)(C)).
- (2) Your unit combusts homogeneous waste (excluding refuse-derived fuel) to produce electricity.

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