

## 40 C.F.R. § 60.32b

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### Designated facilities.

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- (a) The designated facility to which these guidelines apply is each municipal waste combustor unit with a combustion capacity greater than 250 tons per day of municipal solid waste for which construction was commenced on or before September 20, 1994.
- (b) Any municipal waste combustion unit that is capable of combusting more than 250 tons per day of municipal solid waste and is subject to a federally enforceable permit limiting the maximum amount of municipal solid waste that may be combusted in the unit to less than or equal to 11 tons per day is not subject to this subpart if the owner or operator:
- (1) Notifies EPA of an exemption claim,
  - (2) Provides a copy of the federally enforceable permit that limits the firing of municipal solid waste to less than 11 tons per day, and
  - (3) Keeps records of the amount of municipal solid waste fired on a daily basis.
- (c) Physical or operational changes made to an existing municipal waste combustor unit primarily for the purpose of complying with emission guidelines under this subpart are not considered in determining whether the unit is a modified or reconstructed facility under subpart Ea or subpart Eb of this part.

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