

Facilities General Permit; Processing of Used Restaurant Oil, Yellow Grease, Grease Trap Waste, Oils and Animal Fat from Food Processing or Rendering Plants, Waste from Ethanol Production, Soybean Soap Stock, Float Grease, and Off-specification Vegetable Oils to Produce Biofuel and Biodiesel (General Permit WMGR109)

The following general permit is issued under the Solid Waste Management Act (35 P. S. §§ 6018.101--6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101--4000.1904), The Clean Streams Law (35 P. S. §§ 691.1--691.1001) and the regulations implementing the laws.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit No. WMGR109. The Department of Environmental Protection (Department) authorizes, under General Permit WMGR109, the processing of used restaurant oil, yellow grease, grease trap waste, oils and animal fat from food processing or rendering plants, waste from ethanol production, soybean soap stock, float grease (from wastewater treatment plants), and off-specification vegetable oils to produce biofuel and biodiesel for beneficial use as fuel. This is a statewide general permit. Persons producing biofuel and biodiesel for their own use are not required to obtain coverage under this general permit unless the Department determines that their activities are causing harm to or threatening human health or the environment or causing a nuisance.

The Department is authorized under the Solid Waste Management Act, The Clean Streams Law and 25 Pa. Code §§ 91.27 and 287.611 (relating to general water quality management permit; and authorization for general permit) to issue general permits when the Department determines that the use does not harm or present a threat of harm to the health, safety or welfare of the public or the environment and the activity can be adequately regulated using standard conditions. The Department has determined that the processing of used restaurant oil, yellow grease, grease trap waste, oils and animal fat from food processing or rendering plants, waste from ethanol production, soybean soap stock, float grease (from wastewater treatment plants), and off-specification vegetable oils to produce biofuel and biodiesel can be adequately regulated using standard conditions.

All commercial processors that propose to operate under the terms and conditions of this general permit after the date of permit issuance must register its use with the Department of Environmental Protection at least 30 days prior to commencing processing of oil and grease waste and provide proof that notification was provided to the municipality and county in which the processing activities will be conducted. A completed registration form, along with a registration fee in the amount identified on the registration form must be submitted to the Bureau of Waste Management, Division of Municipal and Residual Waste, P.O. Box 8472, Harrisburg, PA 17105-8472. Checks shall be made payable to the Commonwealth of Pennsylvania. Persons producing biofuel, including biodiesel, for non-commercial use are not required to register under this general permit unless the Department determines that their activities are causing harm, creating a nuisance or threatening human health, safety, or the environment.

Persons interested in reviewing the general permit or the comments and response document should contact Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users should contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Internet users can access a copy of the general permit at <http://www.depweb.state.pa.us/landrecwaste/cwp/view.asp?A=1239&Q=462668> (Scroll down in the left column to “Residual Waste Beneficial Use”, choose “Beneficial Use General Permits”, scroll down and choose “List of Residual Waste General Permits”, and scroll down and choose WMGR109.)

KATHLEEN A. McGINTY
Secretary