Important Dates and Requirements

Standards of Performance for New Stationary Sources (NSPS) and Emission Guidelines (EG) for Existing Sources

40 CFR part 60 subpart LLLL (NSPS) & MMMM (EG)

Sewage Sludge Incinerators (SSI)

This document does not establish any new requirements and is not binding or enforceable. It does not constitute final agency action under Clean Air Act section 307(b)(1), 42 U.S.C. 7607(b)(1). Rather, it summarizes existing regulations & applicable compliance dates, provides guidance to applicable facilities, and provides guidance to States pertaining to State Plan development under Section 129 of the Clean Air Act as amended in 1990.

Table 1: Important Dates and Obligations for State and Tribal Organizations

Emission Guidelines (MMMM)	CFR §	New Source Performance Standards (LLLL)	CFR §
States and U.S. protectorates (tribes) with one or more SSI units constructed on or before October 14, 2010 must submit a state plan or tribal plan to EPA by March 21, 2012	60.5005	Not Applicable	Not Applicable
States and tribes with no SSI units constructed on or before October 14, 2010 must submit a negative declaration letter in place of the state plan.	60.5010	Not Applicable	Not Applicable
If EPA has not approved a state or tribal plan by March 21, 2013, a Federal plan developed by EPA will apply to SSI units in that state until a state plan has been approved.	60.5025	Not Applicable	Not Applicable
For compliance schedules that extend more than 1-year following the effective date of state plan approval, state plans must include dates for enforceable increments of progress	60.5035	Not Applicable	Not Applicable
A state or tribe may meet its obligation by submitting a written request for delegation of the Federal plan.	60.5045	Not Applicable	Not Applicable

Table 2: Important Dates and Requirements for Affected SSI Units

Compliance Dates			
Emission Guidelines (MMMM)	CFR §	New Source Performance Standards (LLLL)	CFR §
Compliance with the emission guidelines is	60.5035 &	After this subpart goes into effect on September	60.4765,
required 3 years from date of state plan approval	60.5090	21, 2011 units that commenced construction after	60.4845, &
or March 21, 2016 if no state/tribal plan has		October 14, 2010 or commenced modification after	60.4850(e)
been approved (i.e., the Federal plan applies to		September 21, 2011 must comply with the	
the SSI unit).		emission limits and standards within 60 days after	
		the unit reaches the feed rate at which it will	
		operate or 180 days after initial startup (whichever	
		is first.)	
	Title V P	ermitting	
Emission Guidelines (MMMM)	CFR §	New Source Performance Standards (LLLL)	CFR §
All SSI units subject to a state or Federal plan	60.5240	All SSI units subject to the NSPS are required to	60.4920
implementing the emission guidelines are required		apply for and obtain a title V operating permit.	
to apply for and obtain a title V operating permit.			
Unless a unit is subject to an earlier title V permit	60.5245(a)	Unless a new unit is subject to an earlier title V	60.4925(a)
application deadline (for example, a unit subject to		permit application deadline (for example, a unit	

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this subpart may be part of a major source that		subject to this subpart may be part of a major	
has already triggered title V requirements), the		source that has already triggered title V	
title V permit application must be submitted on or		requirements), the title V permit application must	
before the earliest date specified in 1 through 3		be submitted on or before one of the dates	
below:		specified in options 1 or 2 below:	
1.) 12 months after the effective date of any		1.) If operation commenced by March 21, 2011,	
applicable EPA approved state or tribal plan.		title V application must be submitted by March	
2.) 12 months after the effective date of any		21, 2012.	
applicable Federal plan; or		2.) If operation commenced after March 21, 2011,	
3.) March 21, 2014		title V applications must be submitted within	
If it con the state of the stat	60 5345(1)	12 months of commencing operation.	60.4035(1.)
If the SSI unit is subject to another title V permit	60.5245(b)	If the SSI unit is subject to another title V permit	60.4925(b)
application deadline triggered by some other		application deadline triggered by some other	
requirement besides the emission guidelines, then		requirement besides the NSPS, then the 12-month	
the 12-month timeframe for filing a title V permit		timeframe for filing a title V permit application is	
application is triggered by the requirement which		triggered by the requirement which first causes the	
first causes the unit to be subject to title V (i.e.,		unit to be subject to title V (i.e., the earliest	
the earliest application deadline date that applies		application deadline date that applies to the unit).	
to the unit).			
Emission Guidelines (MMMM)	CFR §	ng Requirements	CFR §
Initial operator training and qualification must be	60.5135	New Source Performance Standards (LLLL) Initial operator training and qualification must be	60.4815
completed by the later of the following three	00.5155	completed by the later of the following two dates:	00.4613
dates:		1.) 6 months after the unit startup or,	
1.) The compliance date,		2.) The date before employee assumes	
2.) 6 months after the unit startup or,		responsibility of operating or supervising operation	
3.) 6 months after an employee assumes		of the unit	
responsibility of operating or supervising		of the unit	
operation of the unit.			
Maintaining operator qualification requires an	60.5145	Maintaining operator qualification requires an	60.4825
annual refresher course or review including	00.3143	annual refresher course or review including	00.4623
=		coverage of the following topics:	
coverage of the following topics:			
1.) Update of regulations		1.) Update of regulations2.) Proper incinerator operation procedures	
2.) Proper incinerator operation procedures			
Inspection and maintenance Prevention of malfunctions or conditions		3.) Inspection and maintenance4.) Prevention of malfunctions or conditions	
leading to malfunction		leading to malfunction	
5.) Discussion of operating problems		5.) Discussion of operating problems encountered	
encountered by attendees		by attendees	
Renewal of lapsed operator qualification requires	60.5150	Renewal of lapsed operator qualification requires	60.4830
one of two methods:	00.5150	one of two methods:	00.4630
1.) For lapse less than 3 years, completion of		1.) For lapse less than 3 years, completion of	
annual refresher course is required		annual refresher course is required	
2.) For lapse of 3 years or more, initial		2.) For lapse of 3 years or more, initial	
qualification training must be repeated		qualification training must be repeated	
Initial operator training must be obtained through	60.5130	Initial operator training must be obtained through	60.4810
a state-approved program or by completing a	00.3130	a state-approved program or by completing a	00.4010
training course that includes the following topics:		training course that includes the following topics:	
Environmental concerns, including emission		1.) Environmental concerns, including emission	
types, 2.) Basic combustion principles, including		types, 2.) Basic combustion principles, including	
products of combustion,		products of combustion,	
3.) Operation of specific type of incinerator to be		3.) Operation of specific type of incinerator to be	
used by operator,		used by operator,	
4.) Combustion controls and monitoring,		4.) Combustion controls and monitoring,	

5.) Operation of air pollution control equipment and factors affecting performance, 6.) Inspection and maintenance of the incinerator and related control device, 7.) Actions to prevent maffunctions or prevent conditions that may lead to medium the maintenance of the incinerator and related control device, 8.) Bottom and fly ash characteristics and handling procedures, 9.) Applicable Federal, State and local regulations, including Occupational Safety and Health Administration standards, 10.) Pollution prevention. In order to complete qualification an operator must pass an examination designed and administered by a state-approved program and receive written material covering the training course topics. Emission Guidelines (MMMM) Emission Guidelines		1		T	
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or if there is a process change. or if there is a process change.					
		60.5200(e)		60.4880(e)	

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requirements to demonstrate compliance may be		requirements to demonstrate compliance may be	
submitted to the Administrator for approval.		submitted to the Administrator for approval.	
Alternate monitoring plan must be submitted for		Alternate monitoring plan must be submitted for	
approval no later than notification of the initial		approval no later than notification of the initial	
performance test.		performance test.	
Approval or denial of the alternate monitoring		Approval or denial of the alternate monitoring	
plan will be given to the SSI unit owner/operator		plan will be given to the SSI unit owner/operator	
within 90 days after receipt of original request or		within 90 days after receipt of original request or	
60 days after receipt of any supplemental		60 days after receipt of any supplemental	
information, whichever is later.		information, whichever is later.	
Initial compliance with the emission limits and	60.5185	Initial compliance with the emission limits and	60.4865
standards specified in Tables 2 or 3 of this subpart		standards specified in Tables 1 or 2 of this subpart	
must be demonstrated according to the		must be demonstrated according to the	
requirements in 60.5185 and 60.5220 (a) and (b)		requirements in 60.4865 and 60.4900 within 60	
by the compliance date under the approved		days after unit reaches the feed rate at which it will	
state/tribal plan, or by March 21, 2016 if no		operate or within 180 days after initial startup,	
state/tribal plan has been approved.		whichever comes first (i.e., the compliance date).	
		, , , , , , , , , , , , , , , , , , , ,	
An annual performance test must be conducted	60.5205(a)	An annual performance test must be conducted	60.4885(a)
11-13 calendar months after the previous test or	, ,	11-13 calendar months after the previous test or	, ,
within 60 days of a process change.		within 60 days of a process change.	
If two consecutive performance tests show that	60.5205(a)	If two consecutive performance tests show that	60.4885(a)
emissions for a pollutant are at or below 75		emissions for a pollutant are at or below 75	
percent of the emission limit specified in Table 2		percent of the emission limit specified in Table 1	
or 3 of this subpart, then testing for that pollutant		or 2 of this subpart, then testing for that pollutant	
can be conducted every 3 rd year, but no more		can be conducted every 3 rd year, but no more	
than 37 months after the previous performance		than 37 months after the previous performance	
test.		test.	
Use of a continuous emissions monitoring system	60.5205(b),	Use of a continuous emissions monitoring system	60.4885(b)
(CEMS) or continuous automated sampling system		(CEMS) or continuous automated sampling system	
(CASS) to demonstrate compliance requires		(CASS) to demonstrate compliance requires	
following of the procedures specified in		following of the procedures specified in	
60.5220(b)(6). For CEMS that do not yet have a		60.4900(b)(6). For CEMS that do not yet have a	
final performance specification (hydrogen		final performance specification (hydrogen	
chloride, dioxins/furans, cadmium, or lead), the		chloride, dioxins/furans, cadmium, or lead), the	
option to use CEMS or CASS takes effect on the		option to use CEMS or CASS takes effect on the	
date a final performance specification applicable		date a final performance specification applicable	
to the monitored pollutant is published in the		to the monitored pollutant is published in the	
Federal Register.		Federal Register.	
		ng & Reporting	
Emission Guidelines (MMMM)	CFR §	New Source Performance Standards (LLLL)	CFR §
The records specified in 60.5230 (a) through (n)	60.5230	The records specified in 60.4910 (a) through (n)	60.4910
must be maintained for 5 years. These records		must be maintained for 5 years. These records	
must be on site in paper copy or computer-		must be on site in paper copy or computer-	
readable format that can be printed upon request,		readable format that can be printed upon request,	
unless the Administrator approves an alternative		unless the Administrator approves an alternative	
format.	60 5005()	format.	
An Increments of Progress Report must be	60.5235(a)		
submitted if compliance will be achieved more		Net April lile	Not
than 1 year following the effective date of state		Not Applicable	Applicable
plan approval. This report must be submitted no			
later than 10 business days after the compliance			

date for the increment as specified in 60.5085(a) and 60.5110.			
Not Applicable	Not Applicable	A notification of construction (that includes documentation of the siting analysis specified in 60.4805) and notification of initial startup must be submitted prior to commencing construction and initial startup, respectively.	60.4915(a) & 60.4915(b)
The Initial Compliance Report must be submitted within 60 days after the initial performance test.	60.5235(b)	The Initial Compliance Report must be submitted within 60 days after the initial performance test.	60.4915(c)
The Annual Compliance Report must be submitted no later than 12 months following previous annual compliance report. Report can be submitted electronically or in paper copy is postmarked on or before the due date.	60.5235(c)	The first Annual Compliance Report must be submitted no later than 12 months following the submission of the initial compliance report. Subsequent annual compliance reports must be submitted no more than 12 months after the previous annual compliance report. Report can be submitted electronically or in paper copy is postmarked on or before the due date.	60.4915(d)
A Deviation Report must be submitted if a deviation has occurred, according to the specifications in 60.5235(d). The Deviation Report must be submitted by August 1 of that year for data collected during the first half of the calendar year (January 1 to June 30), and by February 1 of the following year for data collected during the second half of the calendar year (July 1 to December 31). Report can be submitted electronically or in paper copy is postmarked on or before the due date.	60.5235(d) 60.5235(h)	ADeviation Report must be submitted if a deviation has occurred, according to the specifications in 60.4915(e). The Deviation Report must be submitted by August 1 of that year for data collected during the first half of the calendar year (January 1 to June 30), and by February 1 of the following year for data collected during the second half of the calendar year (July 1 to December 31). Report can be submitted electronically or in paper copy is postmarked on or before the due date.	60.4915(e) 60.4915(i)
A Qualified Operator Deviation Report must be submitted if all qualified operators are not accessible to the SSI unit for 2 weeks or more. This report must be submitted within 10 days of the deviation and be followed by a status report every 4 weeks.	60.5235(e)	A Qualified Operator Deviation Report must be submitted if all qualified operators are not accessible to the SSI unit for 2 weeks or more. This report must be submitted within 10 days of the deviation and be followed by a status report every 4 weeks.	60.4915(f)
A report notifying a <i>force majeure</i> must be submitted as soon as possible following the date of a pending or past occurrence of a <i>force majeure</i> is known. A <i>force majeure</i> is an event beyond the control of the facility, such as acts of nature, acts of war or terrorism, or equipment failure that that prevents conducting a performance test within the regulatory timeframe specified by the emission guidelines.	60.5235(f)	A report notifying a <i>force majeure</i> must be submitted as soon as possible following the date of a pending or past occurrence of a <i>force majeure</i> is known. A <i>force majeure</i> is an event beyond the control of the facility, such as acts of nature, acts of war or terrorism, or equipment failure that that prevents conducting a performance test within the regulatory timeframe specified by the NSPS.	60.4915(g)
Notification of intent to conduct a performance test is due at least 30 days prior to the performance test.	60.5235(g)	Notification of intent to conduct a performance test is due at least 30 days prior to the performance test.	60.4915(h)
Notification of a rescheduled performance test is due at least 7 days prior to the date of the rescheduled test.	60.5235(g)	Notification of a rescheduled performance test is due at least 7 days prior to the date of the rescheduled test.	60.4915(h)
Notification to start or stop use of a continuous monitoring system used to demonstrate compliance with an emission limit must be provided to the Administrator 1 month before	60.5235(g)	Notification to start or stop use of a continuous monitoring system used to demonstrate compliance with an emission limit must be provided to the Administrator 1 month before	60.4915(h)

starting or stopping use of the continuous		starting or stopping use of the continuous	
monitoring system.		monitoring system.	
Beginning January 1, 2012 and within 60 days	60.5235(h)	Beginning January 1, 2012 and within 60 days after	60.4915(i)
after completing performance testing, a relative		completing performance testing as defined in 63.2,	
accuracy test audit data and performance test		a relative accuracy test audit data and performance	
must be submitted electronically to EPA's Central		test must be submitted electronically to EPA's	
Data Exchange by using the Electronic		Central Data Exchange by using the Electronic	
Reporting Tool at:		Reporting Tool at:	
http://www.epa.gov/ttn/chief/ert/ert_tool.html/		http://www.epa.gov/ttn/chief/ert/ert_tool.html/	
or other compatible electronic spreadsheet.		or other compatible electronic spreadsheet.	
Annual or semi-annual reporting dates may be	60.5235(i)	Annual or semi-annual reporting dates may be	60.4915(j)
changed with Administrator agreement.		changed with Administrator agreement.	
Procedures to seek approval for changes to		Procedures to seek approval for changes to	
reporting dates are found in 60.19(c).		reporting dates are found in 60.19(c).	