

115-5, may issue notices for violations of this Chapter which may be processed through the Monroe County Ordinance Violation Bureau pursuant to Section 115-5. If the person to whom the notice is issued does not file an admission with the Ordinance Violations Clerk and pay the designated penalty in a timely manner, the Administrator may address the violation by employing any other enforcement remedies authorized by law and may seek civil penalties in the full amount authorized by the Section and by Monroe County Code Section 115-3.

- (D) The remedies provided for in this Section shall be cumulative, and not exclusive, and shall be in addition to any other remedies provided by law.

360-9. Registration of Small Incinerators

- (A) The permitting provisions of Section 2 of this chapter do not apply to small incinerators.
- (B) No person shall commence construction, installation or modification of a small incinerator without registering the same with the Health Department.
- (C) The registrant shall submit the following information to the Health Department:
 - (1) a detailed description of the waste to be disposed including source, type and quantity, and, if the registrant is proposing to burn any plastics, solvents, radioactive materials, biological materials, a detailed description of the same;
 - (2) a description of any recycling, pre-sorting or screening program designed to prevent or reduce the incineration of hazardous wastes or solid wastes which would increase the emission of regulated pollutants;
 - (3) a description of the procedures for controlling dust, noise, odors, fire or explosion, vectors, litter and handling of bulky waste or other materials unsuitable for incineration;
 - (4) details on the type, quantity and storage of all auxiliary fuels to be used;
 - (5) specifications for the incinerator, auxiliary burners, boilers, heat recovery units, air pollution control equipment and ash handling equipment to include make, model and design specifications (to the extent such specifications have been made available to the owner by the manufacturer);
 - (6) a description of stack heights and the temperature and flow rate of stack gas;
 - (7) a description of the efficiencies of any emission control equipment;
 - (8) information as the residence time and temperature in the combustion zone, and in afterburner and/or secondary chambers;
 - (9) any available information on the nature and amount of regulated and/or toxic pollutants to be emitted, and records showing emission levels for similar incinerators;

- (10) information on the ash to be produced and owner's plans for disposing of the ash, including the names and locations of all disposal facilities which shall receive such ash, or other waste and/or residue from the incinerator and any plans the owner has for testing the ash to determine its contents;
 - (11) a description of the control and air monitoring procedures for the incinerator;
 - (12) planned operating hours for the incinerator;
 - (13) a time schedule for construction, installation or modification of the incinerator;
 - (14) a copy of the manufacturer's recommended operating instructions and safety and maintenance procedure;
 - (15) the training requirements for incinerator operators; and
 - (16) describe the alternatives to incineration that were considered and explain why those alternatives were rejected.
- (D) Upon receipt of the information requested above and the fee required by Section 310-4 of the Code, the Health Department shall have no more than thirty (30) days to act upon the registration application or request additional information.
- (E) No person shall commence operation, including test/trial burns of a new small incinerator, unless seventy-two (72) hours advance notice has been provided to the Health Department so that a member of the Health Department may have an opportunity to observe the same.
- (F) No person shall operate a small incinerator without a license issued by the Health Department. A fee for the license shall be charged in accordance with the fee schedule in Section 310-4. A license shall be for the calendar year, beginning January 1st and expiring December 31st of the same year, and shall be renewed annually. A license issued under this section must include a provision requiring the license holder to immediately notify the Health Department after any violation of the operating requirements established in the license, or any unscheduled shutdown of the incinerator or associated equipment.
- (G) A license may be suspended, withheld or revoked by the Health Department for any violation of this chapter or any regulation promulgated pursuant to this chapter, or for an unreasonable and substantial deviation from the manufacturer's recommended operating instructions and safety and maintenance procedures. Notice of such action shall be in writing and the person to whom the license is issued shall be accorded an opportunity for a hearing by the Health Department if he so requests, in writing, within ten (10) days of the date the notice was delivered or mailed.
- (H) The Health Department shall make quarterly inspections of all small incinerators located in Monroe County. The owners and operators of such incinerators shall permit access to all parts of the facility or grounds by the Health Department necessary to complete the inspection. Any violation of this chapter or of the regulations of the Health Department, shall be enumerated in writing and

delivered to the owner or operator of such facility along with a time schedule for the correction of such violations. Failure to correct such a defect within the allotted time period may result in a suspension or revocation of the permit following the procedure described in Subsection (G) above.

- (I) The Health Department is authorized to adopt rules to regulate the construction and operation of small incinerators. These rules may include, but are not limited to, pre-operational requirements, emission standards, requirements for sampling and analysis and disposal of incineration residues and operational requirements as are reasonable and necessary to protect the public health, safety and welfare.

[end of chapter]