

**CHAPTER 7001**  
**MINNESOTA POLLUTION CONTROL AGENCY**  
**PERMITS AND CERTIFICATIONS**

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**7001.0020 SCOPE.**

Except as otherwise specifically provided, parts 7001 0010 to 7001 0210 apply to items A to I.

A. An agency permit required for the storage, treatment, processing, transfer, intermediate disposal, or final disposal of solid waste Part 7001 0040 applies to permits for solid waste transfer facilities, recycling facilities, refuse-derived fuel processing facilities, and compost facilities; except that the time period referred to in part 7001 0040, subparts 1 and 3, shall be 90 days instead of 180 days

*[For text of items B to I, see MR ]*

**Statutory Authority:** *MS s 116 07*

**History:** *28 SR 1086*

**7001.0650 INTERIM STATUS.**

*[For text of subps 1 to 4, see MR ]*

Subp 5. **Changes during interim status.** Except as provided in item F, an owner or operator who has interim status may conduct the activities prescribed in items A to F.

*[For text of items A to E, see MR ]*

F Except as specifically allowed under this item, changes listed under items A to E may not be made if they amount to reconstruction of the hazardous waste management facility. Reconstruction occurs when the capital investment in the changes to the facility exceeds 50 percent of the capital cost of a comparable entirely new hazardous waste management facility. If all other requirements are met, the following changes may be made even if they amount to reconstruction

*[For text of subitems (1) to (4), see MR ]*

(5) changes necessary to comply with an interim status corrective action order issued by EPA under RCRA section 3008(h) or other federal authority, by an authorized state under comparable state authority, or by a court in a judicial proceeding brought by EPA or an authorized state, provided that the changes are limited to the treatment, storage, or disposal of solid waste from releases that originate within the boundary of the facility,

(6) changes to treat or store, in tanks or containers, hazardous wastes subject to land disposal restrictions imposed by parts 7045.1300 to 7045.1380, provided that the changes are made solely for the purpose of complying with parts 7045.1300 to 7045.1380 or RCRA section 3004, and

(7) changes necessary to comply with standards under part 7011.7410, National Emission Standards for Hazardous Air Pollutants from Hazardous Waste Combustors.

*[For text of subps 6 and 7, see MR ]*

**Statutory Authority:** *MS s 116 07*

**History:** *28 SR 1482*

**7001.0730 MODIFICATION OF PERMITS; REVOCATION AND REISSUANCE OF PERMITS.**

*[For text of subps 1 to 5, see MR ]*

Subp. 6. **Combustion facility changes.** Combustion facility owners or operators must comply with the notification of intent requirements of part 7011.7410 before

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requesting a permit modification in order to make technology changes needed to meet standards in part 7011 7410

**Statutory Authority:** *MS s 116 07*

**History:** *28 SR 1482*

### 7001.3050 PERMIT REQUIREMENTS.

*[For text of subpart 1, see MR ]*

Subp 2. **Exclusions.** A solid waste management facility permit is not required

A. for backyard compost sites as defined in part 7035 0300;

B for demonstration/research projects authorized by part 7035 0450 unless the project is required to have a permit under federal law,

C for beneficial use of solid waste done according to part 7035 2860,

D. for storage of a solid waste prior to its beneficial use when done according to parts 7035.2855 and 7035 2860,

E. for disposal of solid waste on the same property on which it was discovered, when a person has made a request to the commissioner for review, investigation, and oversight under Minnesota Statutes, section 115B 17, subdivision 14, and is conducting response actions in accordance with a plan approved by the commissioner under Minnesota Statutes, section 115B 175; or

F when the commissioner has granted an exemption to allow operation without a permit to expedite the proper management of solid waste and to prevent, abate, or control pollution if the commissioner determines that such an exemption is necessary as an immediate response to an emergency A permit application must be submitted within 90 days after such an exemption is granted.

*[For text of subs 3 and 4, see MR ]*

**Statutory Authority:** *MS s 116 07*

**History:** *28 SR 1086*