

9220.0210 DEFINITIONS.

Subpart 1. **Scope.** The terms defined in this part apply to this chapter.

Subp. 1a. **Agency.** "Agency" means the Pollution Control Agency.

Subp. 2. **Agricultural purposes.** "Agricultural purposes" means the use of waste tires as bumpers on agricultural equipment or as a ballast to maintain covers or structures on the agricultural site.

Subp. 3. [Renumbered subp. 1a]

Subp. 4. [Renumbered subp. 6a]

Subp. 5. **Closure.** "Closure" means the removal of all stockpiles of waste tires and other materials from the waste tire facility in compliance with procedures established by statute, rule, order, or permit.

Subp. 6. **Closure plan.** "Closure plan" means the plan for closure required in part 9220.0490, subpart 3, and the applicable requirements of parts 9220.0490 and 9220.0500.

Subp. 6a. **Commissioner.** "Commissioner" means the commissioner of the Pollution Control Agency.

Subp. 7. **Current closure cost estimate.** "Current closure cost estimate" means the most recent of the estimates prepared under part 9220.0570.

Subp. 8. **Existing waste tire facility.** "Existing waste tire facility" means a facility that is receiving waste tires on May 23, 1988.

Subp. 9. **Floodway.** "Floodway" has the meaning given in Minnesota Statutes, section 103F.111, subdivision 5.

Subp. 10. **Operator.** "Operator" means the person responsible for the overall operation of the waste tire facility. An operator is a tire collector or tire processor as defined in Minnesota Statutes, section 115A.90, subdivisions 8 and 10.

Subp. 11. **Owner.** "Owner" means a person who owns, in whole or in part, a waste tire facility, the waste tires located at a facility, or the land on which the facility is located.

Subp. 12. **Permit.** "Permit" means an authorization from the agency to operate or construct a waste tire facility.

Subp. 13. **Person.** "Person" has the meaning given in Minnesota Statutes, section 115A.90, subdivision 5.

Subp. 14. **Processing.** "Processing" has the meaning given in Minnesota Statutes, section 115A.90, subdivision 6.

Subp. 15. **Ravine.** "Ravine" means a deep, narrow cleft or gorge in the earth's surface. A ravine cannot be smoothed out by ordinary tillage.

Subp. 16. **Residuals from processing.** "Residuals from processing" means the unusable materials resulting from chemical or physical processing of waste tires.

Subp. 17. **Shoreland.** "Shoreland" means land located within 1,000 feet from the normal high water mark of a lake, pond, or flowage, or land within 300 feet of a river or stream, or a floodplain as established by ordinance.

Subp. 18. **Sinkhole.** "Sinkhole" means a closed depression formed by subsidence of the underlying bedrock.

Subp. 19. **Tire.** "Tire" has the meaning given in Minnesota Statutes, section 115A.90, subdivision 7.

Subp. 20. **Tire collector.** "Tire collector" has the meaning given in Minnesota Statutes, section 115A.90, subdivision 8.

Subp. 21. **Tire-derived products.** "Tire-derived products" means the usable materials produced from the chemical or physical processing of a waste tire.

Subp. 22. **Tire dump.** "Tire dump" has the meaning given in Minnesota Statutes, section 115A.90, subdivision 9.

Subp. 23. **Tire processor.** "Tire processor" has the meaning given in Minnesota Statutes, section 115A.90, subdivision 10.

Subp. 24. **Transporter.** "Transporter" means a person who removes waste tires from a source of generation, a tire dump, or a waste tire facility.

Subp. 25. **Waste tire.** "Waste tire" has the meaning given in Minnesota Statutes, section 115A.90, subdivision 11.

Subp. 26. **Waste tire facility or facility.** "Waste tire facility" or "facility" means an area where more than 50 waste tires or an equivalent amount of tire-derived products are collected, deposited, stored, or processed. The incidental storage of tire-derived products at the site of final use does not make the site a waste tire facility.

Subp. 27. **Waste tire processing facility.** "Waste tire processing facility" means an area where waste tires or tire-derived products are processed. A waste tire processing facility must meet the qualifications in part 9220.0470.

Subp. 28. **Waste tire storage facility.** "Waste tire storage facility" means an area where waste tires, or tire-derived products, are collected, deposited, or stored. A waste tire storage facility is a facility that does not meet the qualifications for regulation as a waste tire transfer facility or a waste tire processing facility.

Subp. 29. **Waste tire transfer facility.** "Waste tire transfer facility" means an area where waste tires are concentrated for transport to waste tire processing facilities. A waste tire transfer facility must meet the qualifications in part 9220.0460.

Subp. 30. **Wetland.** "Wetland" means an area that is covered by standing water during any portion of a year. Wetland includes but is not limited to wetlands as defined in Classification of Wetlands and Deep Water Habitats of the United States, 1979. This publication is available at the Minnesota State Law Library, 25 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Minnesota 55155. This publication is incorporated into this definition by reference and is not subject to frequent change.

Statutory Authority: *MS s 115A.914*

History: *12 SR 2513; L 1999 c 73 s 5*

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