



State of Oregon  
Department of  
Environmental  
Quality

# Application for Solid Waste Permit Exemption Determination

Oregon Department of Environmental Quality

## DEQ BUSINESS OFFICE USE ONLY

Date Rec'd: \_\_\_\_\_

Amount Rec'd: \_\_\_\_\_

Check No.: \_\_\_\_\_

Deposit No.: \_\_\_\_\_

Forward confirmation of fee payment to:

- Eastern Region: DEQ-The Dalles
- Northwestern Region: DEQ-NWR
- Western Region: DEQ-Eugene

Under [OAR 340-93-080\(2\)](#), DEQ may exempt from permit persons seeking to dispose of certain inorganic solid waste (e.g.: foundry sand, glass) in specified locations provided the applicant can demonstrate that the waste is substantially the same as "clean fill" exempted by [OAR 340-93-050\(3\)\(c\)](#). Each exemption is unique to the given waste and disposal location. A new exemption must be obtained any time the waste or the disposal location changes. A change in waste may be caused by a change in process, raw materials, waste management, etc. DEQ considers disposal without notification of a change in waste or disposal location to constitute the disposal of solid waste without a permit, a Class I violation.

THIS APPLICATION IS NOT COMPLETE UNLESS ALL ITEMS HAVE BEEN ADDRESSED.

## A. REFERENCE INFORMATION *Attach additional sheets if needed. Please type or print clearly.*

### 1. APPLICANT INFORMATION

Name	
Company name	
Address	
City, State, Zip	
Telephone	
Email	

### 2. DISPOSAL SITE PROPERTY OWNER INFORMATION

Name	
Mailing address	
City, State, Zip	
Telephone or email	

### 3. DISPOSAL SITE INFORMATION

Street address	
City, State, Zip	
County	
Latitude and longitude	
Tax lot number(s)	
Mailing address	
City, State, Zip	

**B. SIGNATURE:** I hereby certify by my signature below that the information contained in this application and the documents I have attached, are true and correct to the best of my knowledge and belief.

Signature:	Date:
Print name:	Title:

Note: The application must be signed by the applicant or by a duly authorized agent, employee, officer, or representative of the applicant. When another person signs on behalf of the applicant, his/her title or relationship to the applicant should be shown. In all cases, the person signing the form should be authorized to do so by the applicant. An application submitted for a corporation must be signed by (or the signatory must be authorized by)

a principal executive officer of at least the level of vice president; or for a partnership or sole proprietorship, by a general partner or the proprietor, respectively. In the case of a municipal, state, federal, or other public facility, the application shall be signed by either a principal operating officer or ranking elected official.

### **C. ATTACH TO THIS PERMIT EXEMPTION APPLICATION**

*To complete your exemption application attach the following if required for your application: (Note: If you have questions regarding requirements, please check with the regional permit coordinator).*

1. A STATEMENT OF APPROVAL from the property owner or person with long-term control of the property, if other than applicant.
2. A DISPOSAL LOCATION MAP AND DESCRIPTION of the surrounding area. Include proximity to streams, waterways, flood plains, wells, springs, etc., and land use features such as housing developments, schools, parks, and playgrounds. Note: Disposal site must not be located in a residential area or a sensitive hydrogeologic environment.

If the disposal location has a NPDES Storm Water Discharge Permit or an Underground Injection Control Permit, the applicant must demonstrate that the disposal will not cause the conditions of the permit to be violated.

How the waste will be disposed, and whether it will be "encapsulated" or "non-encapsulated" disposal. Examples of encapsulated uses are for building, road and parking lot sub base where the waste will be covered by concrete or asphalt, or as an additive to cement or asphalt.

A description of the process generating the waste and how that process integrates into the generator's operations.

Documentation that the waste is not hazardous as defined in [OAR Chapter 340, Division 101](#). The procedure for making a hazardous waste determination is found in [OAR 340-102-011](#).

A demonstration that the waste is inorganic, stable, and physically similar to soil, rock, concrete, brick, building block or tile.

Such demonstration may be made as follows:

- Obtain three representative samples of the waste and provide a discussion of the QA/QC procedures used to obtain the samples. In the event there are significant differences in the results of the analyses, the waste must be sampled further to resolve the discrepancy and all analyses submitted. Note: It is recommended that the samples be composites of statistically selected individuals.
- Select any contaminants of concern that may be in the waste. Provide a rationale for omitting any contaminants indicated in a MSDS. DEQ may require the addition of other contaminants to those selected by the applicant.
- Analyze the extract for the selected contaminants using the methods in EPA Document SW-846 ("totals," not leaching tests, or "TCLP"). If other analysis methods are used, provide a rationale for their selection. Note: In the event the selected analytical method detects other compounds, report all the detected compounds.
- Compare the concentrations of the analyzed contaminants to the DEQ risk-based screening tables, EPA risk-based screening levels (if the contaminant is not present on DEQ's table), and DEQ ecological screening levels.

Other information as may be appropriate or requested by DEQ (e.g., ash, TPH, oil/grease).

Processing fee of \$500 payable to Department of Environmental Quality ([OAR 340-97-120\(2\)\(e\)](#)).

## D. APPLICATION PROCEDURE

### Step 1

Contact a DEQ staff person in the region of the disposal site for assistance with the preparation of the application. DEQ staff will help with determination of the eligibility for a permit exemption of a particular waste or disposal site. Consult the chart below for help with initial DEQ contacts.

### Step 2

Mail the original signed application, all attachments, including the fee payment, and one extra copy of the application materials to the appropriate regional office as shown below. Note that DEQ review work will not begin until a complete application packet is received. Incomplete applications may be returned. DEQ recommends the applicant keep a full copy of all application materials to guard against possible loss in transit.

### Step 3

DEQ will contact the applicant, acknowledging receipt of the application and will identify the staff person assigned to carry out the review. This staff person will contact the applicant if any additional information is needed.

## FEES – MUST ACCOMPANY THIS APPLICATION

Permit Fees: <http://www.oregon.gov/deq/mm/swpermits/Pages/Fees.aspx>

Make checks payable to Oregon DEQ.

*Please mail the original application and one copy of the completed packet to the appropriate regional office. Note that action will not begin on an application until a complete application packet is received. Incomplete applications may be returned. DEQ recommends retaining a copy of all application materials to guard against loss in transit.*

<b>If your facility/project is in this county...</b>	<b>...then send to this DEQ office</b>
Baker, Crook, Deschutes, Gilliam, Grant, Harney, Hood River, Jefferson, Klamath, Lake, Malheur, Morrow, Sherman, Umatilla (including Milton- Freewater), Union, Wallowa, Wasco, Wheeler	Eastern Region Materials Management Program 400 E Scenic Drive, Suite 307 The Dalles, OR 97058  Phone: 541-298-7255 ext. 221
Clackamas, Clatsop, Columbia, Multnomah, Tillamook, Washington	Northwest Region Environmental Partnerships 700 NE Multnomah St., Suite 600 Portland, OR 97232  Phone: 503-229-5353 or <a href="mailto:DEQNWR.SolidWastePermitCoordinator@deq.state.or.us">DEQNWR.SolidWastePermitCoordinator@deq.state.or.us</a>
Benton, Coos, Curry, Douglas, Jackson, Josephine, Lane, Lincoln, Linn, Marion, Polk, Yamhill	Western Region Materials Management Program 165 E Seventh Ave., Suite 100 Eugene, OR 97401  Phone: 541-687-7465