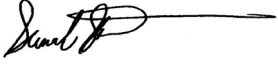


TCEQ Interoffice Memorandum

To: All Interested Persons

Thru: Samuel Short, Deputy Director, Air Permits Division 

From: Michael Partee, Manager, Rule Registrations Section, Air Permits Division

Date: June 10, 2025

Subject: **Use of permits by rule for Proprietary On-Site Sewage Facility (OSSF) treatment systems authorized under 30 TAC Chapter 285**

For an individual proprietary OSSF treatment system authorized under 30 TAC Chapter 285, TCEQ interprets that a combination of authorizations may be claimed. Permit by rule (PBR) in 30 Texas Administrative Code (TAC) §106.531 [Sewage Treatment Facility] may be claimed to authorize emissions from wastewater, waste tanks, and any waste lines. PBR §106.183 [Boilers, Heaters, and Other Combustion Devices] may be claimed for authorization of fuel combustion.

Certain proprietary sewage treatment processes may include wastewater evaporation units, ie incinerating toilets and septic incinerators, reduce wastewater sludge to ash using heat provided from fuel combustion or electricity. PBR §106.531 is meant to authorize sewage treatment facilities, land farms, or grease trap waste handling or treatment facilities, excluding combustion and incineration equipment. 30 TAC 101 defines incineration to include an enclosed combustion apparatus and attachments that are used in the process of burning 10% or more of solid waste. These individual units do not meet the definition of incineration and are not large wastewater treatment systems. Therefore, the emissions from the wastewater unit are covered under PBR §106.531. PBR §106.183 would authorize the emissions of the associated heating process when needed. These units are expected to emit insignificant levels of air emissions that are below the limits in §106.4 (Requirements for Permitting by Rule).

OSSF treatment systems covered by this memorandum must operate in compliance with these PBRs and must also comply with applicable requirements in §§106.4 [Requirements for Permitting by Rule] and 106.8 [Recordkeeping]. No registration is required to claim these authorizations.

Please note that other authorizations may be required. This memo does not include a solid waste disposal authorization. Ash materials produced through the use of the systems are not authorized for on-site disposal or use as fertilizer or compost material. Disposal of ash materials must be disposed of in accordance with all federal, state, and local requirements.