



Compliance Advisory

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
Compliance & Enforcement #2021-03 Issued: 02/17/2021

SCRAP METAL HANDLING AND RECYCLING

WHO IS AFFECTED BY THIS ADVISORY?

Any person, owner or operator of a scrap metal handling and/or recycling source operation.

WHY IS DEP ISSUING THIS ADVISORY?

Scrap metal material handling source operations located at scrap metal handling and recycling facilities processing in excess of 50 pounds per hour of scrap metal and/or other nonmetal materials and which emit one or more air contaminants are required to obtain a preconstruction permit and operating certificate in accordance with N.J.A.C. 7:27-8 et seq. or included as a significant source operation in a major facility operating permit in accordance with N.J.A.C. 7:27-22 et seq. This permit applicability determination is based on N.J.A.C. 7:27-8.2(c)19 and N.J.A.C. 7:27-22.1 (definition of significant source operation) and N.J.A.C. 7:27-22.3(b).

The Department has observed visible and particulate emissions from the operation of scrap metal material handling source operations. The air permit application must include, but is not limited to, a dust control plan for minimization of visible emissions and particulate/dust from the material handling source operations and an estimation of the air pollutant emissions and associated basis for the emissions estimate.

As such, air permit applications for these source operations are required to undergo a case-by-case application review to obtain a preconstruction permit and operating certificate and therefore, are not eligible for a General Permit at this time.

WHAT IS DEP DOING?

The Department is investigating scrap metal material handling and/or recycling facilities to determine compliance with N.J.A.C. 7:27-8 et seq. and N.J.A.C. 7:27-22 et seq. to ensure that any person installing and operating these source operations has obtained the required air permits. The Department will also investigate reported incidents/complaints of dust/particulate/smoke to ensure compliance with the statutes and rules under N.J.S.A. 26:2C-9, N.J.A.C. 7:27-5 et seq., N.J.A.C. 7:27-8 et seq. and N.J.A.C. 7:27-22 et seq. Any violation will be subject to enforcement action that may include the assessment of a civil administrative penalty.

WHAT SHOULD I DO?

Obtain the required Preconstruction Permit and Operating Certificate for source operations meeting the permit applicability requirements as detailed above.

Compliance Advisory

WHO SHOULD I CONTACT WITH QUESTIONS?

Air Permits	609-292-6716 or agppls@dep.nj.gov
Air Compliance and Enforcement, Northern Field Office For counties: Bergen, Essex, Hudson, Hunterdon, Morris, Passaic, Somerset, Sussex, Warren, and Union.	973-656-4444 or AirCE-Northern@dep.nj.gov
Air Compliance and Enforcement, Central Field Office For counties: Burlington, Mercer, Middlesex, Monmouth, and Ocean.	609-292-3187 or AirCE-Central@dep.nj.gov
Air Compliance and Enforcement, Southern Field Office For counties: Atlantic, Camden, Cape May, Cumberland, Gloucester, and Salem.	856-614-3601 or AirCE-Southern@dep.nj.gov

WHERE CAN I GET MORE INFORMATION?

The following web sites can be accessed for additional information regarding this advisory:

- For general NJDEP information (Contact NJDEP): <https://www.nj.gov/cgi-bin/dep/contactdep.pl>
- To comment on this advisory: <https://www.nj.gov/dep/enforcement/survey.html>

In addition, DEP's Compliance and Enforcement Program is on [Facebook](#). Our goal is to provide our stakeholders and the regulated community a new way to connect and share relevant and useful compliance assistance topics, upcoming training, regulatory updates and recent advisories on a regular basis. Click on <https://www.facebook.com/NJDEPComplianceandEnforcement> and "Like" our page to receive up-to-date information as soon as it is available.

This advisory is intended to be a summary explanation of a DEP initiative. It does not include all potentially applicable requirements. If you have any questions related to compliance with this initiative, please contact the Enforcement numbers listed above.