AN ORDINANCE 02-O-2090

AN ORDINANCE TO AMEND THE CITY OF ATLANTA CODE OF ORDINANCES, SECTION 154-297 TO RECOUP THE COST TO THE CITY FOR GREASE MANAGEMENT PROGRAM (GREASE TRAP ORDINANCE); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta must continue to ensure the integrity of its sewer system; and

WHEREAS, the City of Atlanta experienced a series of problems within its sewer system as a result the release of fats, oils and grease by establishments throughout the City; and

WHEREAS, the City of Atlanta has enacted a series of ordinances to protect its sewer system from the damaging effects of oil and grease; and

WHEREAS, these ordinances work to prevent food processing establishments, food sales establishments and food service establishments from releasing fats, oils and grease into the City of Atlanta sewer system; and

WHEREAS, there is a cost associated with maintaining compliance and enforcement of the City of Atlanta Code of Grease Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION II: That **Sec. 154-297.00. Definitions. To Be added**

(J) Commissioner. The term "Commissioner" means the Commissioner of the Department of Watershed Management or his/her duly authorized assistant, agent, or representative, or such person as the mayor may designate to carry out the functions set forth herein.

(K) DWM. Means the Department of Watershed Management.

SECTION II: That Section 154-297.00 (I) shall be amended to read:
Temporary food service establishment means a food service establishment which operates at the same location for a period of time of not more than 14 consecutive days in conjunction with a single event, such as a fair, carnival, circus, exhibition or similar temporary gathering, which have no permanent sewer connection is not regulated by this ordinance.

That Section 154-297.01 (A) (1) shall be amended to read:

There will be an annual permit fee for a food service wastewater discharge permit set forth as outlined:

Facilities with Traps	Cost
0-5	$ 300.00
6-10	$ 600.00
11-15	$ 900.00
16-20	$1,200.00
21-25	$1,500.00
26-30	$1,800.00
31-35	$2,100.00
36-40	$2,400.00
41-45	$2,700.00
46-50	$3,000.00
51-55	$3,300.00
56-60	$3,600.00

A re-inspection fee shall be instituted as follows: any facility that fails an inspection shall be charged a follow-up inspection fee in addition to any fines that maybe imposed by the courts. The follow-up or re-inspection fee shall be fifty dollars ($50.00) per trap.

The Commissioner will evaluate these fees based on the annual cost for operation and maintenance to the City of Atlanta, and adjust such fees to recover cost. A fee increase of

less than 10% per year shall not require City Council approval. All annual fees collect in accordance with the schedules in the previous paragraphs shall be deposited to the following fund: 2J01 422307 B00001

(B) Grease trap requirements. All establishments that have a multi-compartment sink or combination of sinks where food is manufactured, sold, or prepared, except for small areas designated as break areas or the equivalent, discharging wastewater containing fats, oils and grease (FOG) to the city's water pollution control facilities shall install, operate, and maintain a sufficiently sized oil and grease, water and solids separator (hereinafter called grease trap) necessary to achieve and maintain compliance, or a discharge limit of 100 ppm total FOG may be imposed on all establishments that do not install, operate, and maintain a sufficiently sized grease trap as indicated below:

To Be added

(D) All new food services establishments where a 100 ppm total FOG limit is imposed must submit sample results taken from a sample point agreed upon by the Commissioner, if a sample point is not agreed upon, then such a point must be installed and maintain by the user at the user's expense. The FOG samples must be taken by an independent laboratory certified by the State of Georgia and a laboratory technician certified by the State of Georgia to collect and analyze such samples. The samples are to be three (3) separate grab samples collected over a twenty four (24) hour period a minimum of four (4) hours apart. The samples are to be analyzed using the Hexane extractables EPA 1664 method, at the users expense and a certified statement from the laboratory conducting the test as to its accuracy. The testing must be conducted every four (4) months and reported to the Commissioner as outlined in the users foodservice wastewater discharge permit. The report must contain the name of the facility, street address, sample point location, date and time samples taken, all sample results, the name, address phone number of laboratory and custody sheet/log. All data collected must be maintain by the user for a period of three (3) years and must be available for review upon request.

(E) Alternative Treatment Technologies.

(1) The Commissioner in his or her discretion may approve the use of alternative technologies for controlling FOG discharges in place of passive type grease traps. Any such devise if required must be wired straight to circuit breaker and contain an audio and visual alarm that can only be reset by opening and servicing such devise.

(2) The user shall provide the following to allow the Commissioner to evaluate on a case by case basis:

(a) A proposal that is specific for the Food Service Establishment under consideration. The Commissioner will not consider a general or generic proposal.

(b) Complete information regarding the applicability, performance and proof of effectiveness of the proposed treatment system to include maintenance frequency and performance standards.

(F) The City of Atlanta may require testing of the effluent of all grease traps or grease removal devices and may require all such traps or devices to meet and effluent limit in ppm determined by the City.

(G) It is specifically prohibited to maintain grease traps by bacteriological, chemical, or enzymatic addition or treatment.

(H) The Commissioner shall review all plans, drawings, diagrams for all food processing, sales, and service establishments prior to issuance of a building, plumbing permit or business license. The Bureau of Buildings and/or Licensing shall refer all food processing, sales, and service applicants to the Commissioner. The applicant shall provide two copies of the plans, drawings, diagrams and any information requested by the Commissioner, for review. Upon receiving plans for review the applicant maybe issued a Food Service Wastewater Discharge Permit Application form for completion. The applicant will have 30 days or as directed by the Commissioner to return the completed application to the Commissioner. All fees for the Food Service Wastewater Discharge Permit must be paid before the issuance of a business license.

SECTION 2: That Section 154-297.02 (A) (1) shall be amended to read:

There will be an annual permit fee for a food service wastewater discharge permit set forth as outlined:

Facilities with Traps	Cost
0-5	$ 300.00
6-10	$ 600.00
11-15	$ 900.00
16-20	$1,200.00
21-25	$1,500.00
26-30	$1,800.00
31-35	$2,100.00
36-40	$2,400.00
41-45	$2,700.00
46-50	$3,000.00
51-55	$3,300.00
56-60	$3,600.00

A re-inspection fee shall be instituted as follows: any facility that fail an inspection shall be charged a follow-up inspection fee in addition to any fines that maybe imposed by the courts. The follow-up or re-inspection fee shall be fifty dollars ($50.00) per trap.

To Be added

The Commissioner will evaluate these fees based on the annual cost for operation and maintenance to the City of Atlanta, and adjust such fees to recover cost. A fee increase of less than 10% per year shall not require City Council approval. All annual fees collect in accordance with the schedules in the previous paragraphs shall be deposited to the following fund: 2J01 422307 B00001

(B) All existing food service, sales, processing, establishments shall obtain a food service wastewater discharge permit.

(C) Alternative Treatment Technologies.

(1) The Commissioner in his or her discretion may approve the use of alternative technologies for controlling grease FOG discharges in place of passive type grease traps. Any such devise if required must be wired straight to circuit breaker and contain a audio and visual alarm that can only be reset by opening and servicing such devise.

(2)The user shall provide the following to allow the Commissioner to evaluate on a case by case basis:

(a) A proposal that is specific for the Food Service Establishment under consideration. The Commissioner will not consider a general or generic proposal.

(b) Complete information regarding the applicability, performance and proof of effectiveness of the proposed treatment system to include maintenance frequency and performance standards.

(D) The City of Atlanta may require testing of the effluent of all grease traps or grease removal devices and may require all such traps or devices to meet and effluent limit in ppm determined by the City.

(E) It is specifically prohibited to maintain grease traps by bacteriological, chemical, or enzymatic addition or treatment.

(F) The Commissioner shall review all plans, drawings, diagrams for all food processing, sales, and service establishments prior to issuance of a building, plumbing permit or business license. The Bureau of Buildings and/or Licensing shall refer all food processing, sales, and service applicants to the Commissioner. The applicant shall provide two copies of the plans, drawings, diagrams and any information requested by the Commissioner, for review. Upon receiving plans for review the applicant maybe issued a Food Service Wastewater Discharge Permit Application form for completion. The applicant will have 30 days or as directed by the Commissioner to return the completed application to the Commissioner. All fees for the Food Service Wastewater Discharge Permit must be paid before the Food Service Wastewater Discharge Permit is issued.

(G) Food Service Wastewater Discharge Permit Application.

CITY OF ATLANTA

DEPARTMENT OF WATERSHED MANAGEMENT
WASTEWATER SERVICES
GREASE TRAP SECTION
675 Ponce De Leon Ave N.E.
Suite 5350A
Atlanta, Ga. 30308
Phone 404 853-7838 Fax 404 853-7837

FOOD SERVICE WASTEWATER DISCHARGE PERMIT APPLICATION

1. Company Name:_____

   a) Facility Name:_____
   b) Corporate Owner: _____

2. Facility Address: Street:_____
   Zip:_____ Business License #: _____

3. Business Mailing Address:_____
   Street:_____
   City:_____ State:_____Zip:_____

4. Facility Contact Name:_____
   Position/Title:_____
   Facility Phone:_____ Fax:_____
   E-mail:_____

5. Corporate Contact: Name:_____
   Corporate Title/Position:_____
   Street:_____
   City:_____ State:_____Zip:_____
   Corporate Phone:_____ Fax:_____
   E-mail:_____

Last Revised: Tuesday, November 19, 2002

6. Brief narrative of service activity at this address. (list type of food served)

_____
_____
_____
_____
_____

7. Standard Industrial Classification Codes (SIC, see SIC code book or Business license application).

PRODUCT OR SERVICE	SIC CODE	% ACTIVITY

8. Describe the wastewater generating operations. _____
_____
_____
_____
_____
_____

9. Is the discharge batch or continuous? (circle one)

10. Months of operation (circle) J F M A M J J A S O N D Peak months_____
Days of operation (circle) M T W Th F S S
Holidays Closed _____

11. Total number of employees _____
Shift 1._____ StartTime_____
Shift 2. _____ StartTime_____
Shift 3. _____ Start Time_____

12. Describe any wastewater pretreatment systems in place (Grease Traps or other Grease Removal Devices). _____
_____
_____
_____
_____
_____

13. Do you have fryers grease? Y / N Amount _____gals.
14. How is fryers grease handled? _____

15. Fryers Grease Hauler:_____
Address:_____
City: _____ State:_____ Zip:_____
Phone:_____

16. Provide information on your Grease Trap and Fryers Grease Removal Equipment.

Location	Size (capacity)	Manufacturer	Model #	Additional Information

Attach additional sheets if necessary.

17. Provide Maintenance Information.
Frequency of grease trap maintenance:_____
Who conducts trap maintenance:_____
How is grease trap maintenance performed: _____

18. Disposal site of fryers grease removed from equipment:_____

19. Disposal site of grease removed from grease trap:_____

20. If grease trap maintenance is performed by an outside company, provide the following:
Name:_____
Address:_____
City: _____ State: _____ Zip: _____
Contact:_____ Phone: _____
Disposal Site:_____

21. Does your company verify that all wastes removed from your property are disposed of properly? Y / N

22. Name as it appears on Water Bill:_____
Service Address: _____
Street:_____
City: _____ State:_____ Zip:_____

23. Billing Address (if different)_____
Street:_____
City: _____ State:_____ Zip:_____

24. List water account numbers:

#1	#4
#2	#5
#3	#6

25. Does your facility use water from another source (wells etc.)? Y / N
If yes, describe:_____
_____
_____

26. Attach a copy of the latest water bill for this facility.

27. List all major equipment used for food preparation. (ie: grills, fryers, dishwashers, etc.) include sizes and capacities where applicable.

28. List the number of sinks, number of compartments per sink, and their intended use. (ie: hand, rinse, pre-rinse, wash, sanitize, 2 compartment, 4 compartment, etc.)

location	intended use	number of compartments	size

29. Total seating capacity _____(by fire inspector / CO).

30. **Provide a up to date (as built) copy of the indoor and outdoor plumbing plans, these plans should include the location of all water meters, facility sewer connections, floor drains, grease removal equipment, sinks, dishwashers, restrooms etc. etc. Blue prints are acceptable, a "to scale" hand drawn copy may be acceptable in some cases.**

AUTHORIZED REPRESENTATIVE STATEMENT

I, being duly authorized to sign this document, and in consideration for the granting of a Food Service Wastewater Discharge Permit, do hereby agree to allow duly authorized employees of the City of Atlanta the right to enter upon said company properties, without prior notification, for the purposes of inspection, observation, measurement, sampling, copying of records, photographing or testing.

Additionally, I agree to abide by all applicable provisions of Chapter 154, Article V, of the City of Atlanta Code of Ordinances.

I understand that failure to abide by the terms of this permit may be cause for disconnection of sewer service or water service to the property authorized to discharge

by this permit.

I certify under penalty of law that this document and all attachments were prepared under my direction of supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of citations or imprisonment for known violations.

SIGNATURE: _____

NAME (printed): _____

TITLE: _____

DATE: _____

Sec 154-297.03 (A) be amended

(2) Maintenance of indoor grease trap: Maintenance shall be performed at frequencies necessary to protect the capacity of the sewer system against the accumulation of fats, grease and oils, as required by the "25 Percent Rule" as defined in paragraph (4) below. Indoor grease traps must be cleaned at intervals no less than once every 30 days or as determined by the Commissioner.

(5) The user shall be responsible for the proper removal and legal disposal of the grease trap waste. All waste removed from each grease trap must be disposed of at a facility permitted to receive such waste. In no manner shall any grease trap pumpage be discharged to the city's sewer system.

Maintenance shall include the complete removal of all contents, including floatable materials, wastewater, sludges, and solids. Top skimming of outdoor grease traps, decanting or back flushing of the grease trap or its wastes for the purpose of reducing the volume to be hauled is prohibited. Further, the discharge of liquid, semi-solids, or solids into a grease trap from vehicles after servicing is prohibited. Vehicles capable of separating water from grease shall not discharge separated water into the grease trap or into the wastewater collection system, storm sewer, storm drain or natural stream. All discharges shall be at a State approved facility permitted to except this type wastewater.

It is specifically prohibited to maintain grease traps by bacteriological, chemical, or enzymatic addition or treatment.

(6) Record keeping requirement. The user shall be responsible for maintaining records (manifests, permit application, correspondence, sample data) or any documentation as may be requested by the Commissioner as to the dates of service, quantity of waste removed, end disposal site of waste, and waste hauler. These records shall be kept on-site at the user's location for a period of three years and subject to the commissioner of Watershed Management review without prior notification. The records shall also be submitted for annual permit renewal as required by the commissioner of Watershed Management.

(c) *Notice of non-compliance.*

Whenever the commissioner of Watershed Management discovers a violation of the 25 Percent Rule, or of the plans or specifications submitted and approved hereunder, or of a permit issued hereunder, or a non-permitted discharge a written notice or order shall be served by the commissioner of Watershed Management upon the person responsible for directing discontinuance of such illegal action and the remedying of the condition that is in violation of the provisions of 154-297.03(b)(2) of this division.

To Be added

(H) Fryers Grease

Fryers grease shall be handled in a manner consistent with industry standards or as may be determined by the Commissioner. Such grease shall be stored in sealable covered container that must be removed at a frequency determined by the Commissioner to a site permitted by the State of Georgia, EPD/EPA to except such grease. A manifest must be issued by the hauler to the generator of such grease.

(I) Other Violations

a. Any discharge of wastewater containing FOG which causes or contributes to any violation of any section of the City Water Pollution Control ordinances or Grease ordinances;
b. Violation of any terms or conditions of the Food Service Establishment Wastewater Discharge Permit;
c. Obtaining a permit by misrepresentation or failure to disclose fully all relevant facts;
d. Refusal of immediate access to the users premises;
e. A discharge, which, in the opinion of the Commissioner, may cause interference with the operation or maintenance of the Water Reclamation Center or threaten human health or safety.
f. Failure to provide advance notice of the transfer of business ownership of a permitted facility;
g. Failure to Pay fines
h. Failure to pay sewer charges, surcharges or administrative fees;
i. Failure to meet compliance schedules;
j. Falsifying self-monitoring reports, laboratory reports or data;
k. Tampering with monitoring equipment or grease removal FOG devices.

Sec.154-297.04 **COMMERCIAL WASTE TRANSPORTATION REGULATIONS**

SECTION .04.1 – GENERAL PROVISIONS

1. Purpose and Policy

This regulation sets forth-uniform requirements for transporters of commercial waste in the City of Atlanta. It enables the City to provide regulations for any person or company transporting commercial waste for a generator to a designated disposal site in the State of Georgia. The objectives of this ordinance are:

A. To provide uniform regulations that are accepted statewide for the purpose of regulating transporters that dispose and/or collect commercial waste.

B. To provide a commercial waste FOG permit that is accepted statewide.

C. To provide a tracking system that prevents those persons or companies from obtaining a commercial FOG permit when they are deemed ineligible.

D. To provide fees for the cost of permitting and inspecting transporter vehicles.

E. To provide a uniform regulation that enables governing municipalities to issue fines against those persons or companies that violates any section of this regulation.

1.2 Administration and Enforcement

The City of Atlanta is authorized to enforce this regulation and any governing authority with an approved EPD FOG program that regulates the generators of commercial waste. A governing authority to be defined as any city, county or municipality in the State of Georgia. This regulation will regulate the transporting and permitting of those persons or companies that transport commercial waste (FOG) within the City of Atlanta.

1.3 Abbreviations

The following abbreviations and definitions when used in this ordinance, shall have the designed meanings:

FOG Fats, Oil, and Grease

EPD Environment of Protection Department

1.4 Definitions

A. **Backwash** – to discharge gray, brown or polluted water to a pretreatment systems during a pumping activity.

B. **Commercial Waste** – nontoxic, non-hazardous liquid wastewater from commercial facilities. Fats, oil, grease, food scraps and other grease trap contents generated by a food operation or institutional food preparation facility. Any oil waste residue produced from vehicle maintenance or washing that discharge to an oil water separator and/or sand trap.

C. **Commercial Waste FOG Permit** – a permit issued to a transporter for the collection of commercial waste by pumping out, cleaning, or otherwise servicing a grease trap, oil water separator and sand trap.

D. **Disposer** – a State licensed person or company that receives commercial waste from a transporter for disposal.

E. **Generator** – a person or company that produces commercial waste.

F. **Governing Authority** – any city, county or municipality in the State of Georgia with an approved EPD FOG program.

G. **Grey Water** – liquid wastewater located in a pretreatment system. Also known as brown water.

H. **Grease Trap** – a structure or device found in commercial food facilities that separates and retains fats, oil, and grease waste prior to discharge to the sanitary sewer systems.

I. **Manifest** – a document used to tract the transportation and disposal of commercial waste.

J. **Oil Water Separator** – a structure or device installed in commercial facilities to retain and separate oil waste prior to discharge or sanitary sewer.

K. **Permit** – written authorization granted to a person or company to perform services to transport commercial waste in the City of Atlanta.

L. **Pretreatment System** – a grease trap, oil water separator, and sand trap installed to the exterior of the building subsurface or interior at a sink, dishwasher, floor drain, and utility sink to collect and treat commercial wastewater prior to discharge to the sanitary sewer or POTW. The pretreatment system also includes a sampling area known as the test manhole.

M. **Test Manhole** – the last discharge point of the pretreatment system and the sampling point for the pretreatment system waste stream.

N. **Total Pump Out** – the complete removal of any waste generated by a waste generator stored in a pretreatment system on site, this includes any sampling manhole or test manhole designed for the system.

O. **Transporter** – a licensed person or company that collect commercial waste from commercial waste generators.

P. **Transfer Station-** a licensed business in the State of Georgia used as a holding point for commercial waste before transferring to a final disposal site.

SECTION .04.2 – GENERAL REQUIREMENTS FOR COMMERCIAL WASTE

2.1 Transporters

A. No person shall vacuum or pump grease traps, sand traps, oil water separators or grit traps for the purpose of transporting commercial waste to a disposal site without a valid commercial waste FOG permit issued by the State or City of Atlanta.

B. Transporters of commercial waste shall use only those disposal sites meeting the State or Federal licensing and permit requirements to receive such waste in the **State of Georgia**.

C. A transporter shall not co-mingle hazardous waste with commercial waste or septic waste or co-mingle commercial waste with septic waste.

D. A transporter must remove the entire contents of any tank or pretreatment system that is serviced.

E. A transporter shall dispose of commercial waste into grease traps, grip traps, sand traps, POTW, sanitary sewer and storm drains.

F. If certification to perform pumping maintenance of a pretreatment system is required, that certification may be established by the State or City of Atlanta.

2.2 Generators

A. A generator of commercial waste shall have such waste removed from their premises only by a transporter who holds a valid commercial FOG permit issued by the City of Atlanta.

B. A generator of commercial waste shall not have hazardous waste in combination with commercial waste or septic waste removed from their premises by a transporter operating under a commercial waste FOG permit.

C. A generator of commercial waste will not allow a transporter to remove less than the entire contents of any tank or pretreatment system on site.

D. A generator of liquid waste:

1. Shall accurately complete and sign the generator information section of a manifest to ensure that the transporter has removed the number of gallons of waste removed as indicated.
2. Shall submit a copy of a completed non-hazardous manifest upon request to the State or City of Atlanta (15) days after the pumping activity has occurred.
3. Shall keep a copy of all manifests for a period of (3) years and shall make them available for inspection by the State or the City of Atlanta.
4. Shall report any spills upon becoming aware to the State and City of Atlanta that impact the surrounding areas such as storm drains, adjacent streams or soil when a transporter is removing waste from the facility's pretreatment system.

2.3 Commercial Waste Transporters with Disposal Sites

A. A transporter owning its own disposal site and operating under the same company name will be required to supply the City of Atlanta with a monthly report of all facilities pumped. This report will be in addition to the non-hazardous waste manifest required for waste generators. This requirement is only for those person(s) or companies performing two services under a single company name where they are considered the transporter and the disposer. The report will be submitted upon request for all those facilities serviced in City of Atlanta.

B. A person/company that owns, operates or is in control of a disposal site receiving commercial waste in the State of Georgia shall,

1. Obtain all licenses and permits required by the Federal, State or local governing authority for such sites, and shall remain in compliance with the provisions of such licenses and permits.
2. Accept waste only from a transporter with a valid commercial waste FOG permit.
3. Accept only those classes of waste, which the site is authorized to accept under the provisions of its permits of licenses.

4. Accurately complete and sign in the disposal site section of the manifest utilized by a transporter.
5. Maintain manifests for a period of (3) years and make all records available for inspection by the State of a governing authority upon request.

SECTION .04.3 – NON-HAZARDOUS WASTE MANIFEST

A manifest system consisting of a multi-part non-hazardous waste manifest shall be used to document the generation, transportation and disposal of commercial waste generated in the state. A manifest shall be used as follows:

A. A transporter shall utilize a manifest for each location serviced; shall present the manifest to the generator to complete and sign the generator's section; shall present the manifest to the disposer to complete and sign the disposers' section of the manifest.

B. The transporter shall sign the first part of the manifest at the time of waste removal.

C. The transporter shall leave the first part of the manifest with the generator.

D. The disposer shall sign the manifest at the time of the waste disposal from the transporter.

E. The transporter shall leave a copy of the manifest with the disposer.

F. The transporter shall keep a copy of the completed manifest for (3) years and upon request shall make it available for inspection by the State or City of Atlanta.

G. The transporter shall deliver to the waste generator, a completed manifest with all required signatures ten (10) days after pumping activity has occurred.

3.1 Non-Hazardous Waste Manifest Document

A commercial waste transporter must provide a generator with a non-hazardous manifest. The transporter shall ensure the manifest contains the following information (see Form A- Section 9):

A. Generator Information

- Name and physical address of facility
- Phone
- Food Service Establishment Wastewater Discharge Permit Number

- Trap Type and size
- Volume of waste pumped
- Date and time of pumping activity
- Signature of Authorized Representative
- Printed Name

B. Transporter Information

- Name and physical address of company
- Phone
- County or State issued commercial waste FOG permit number
- Driver State Certification number
- Volume of waste removed
- Name and signature of driver
- Printed Name

C. Disposer Information

- Name and physical address of facility
- Phone
- State, County, City or Federal Permit number
- Volume of waste received
- Signature of Authorized Representative
- Printed Name

SECTION .04.4 – TRANSPORTER COMMERCIAL WASTE (FOG) PERMIT

A person(s)/company required to have a commercial Fog permit shall do the following:

A. Complete a permit application on a form prescribed by the State and the City of Atlanta

B. Submit with the application a photocopy of the driver's license of the owner or company representative authorized to obtain the permit.

C. Shall provide the City of Atlanta with a list of all disposal sites the person/company proposes to use. The disposal site must be located in the State of Georgia or a permanent transfer station must be established and operating as a business in Georgia.

D. Attach current business license for operating in the State of Georgia to permit application.

E. The person/company must demonstrate to the City of Atlanta that they have sufficient knowledge of tanks, traps and pretreatment systems to perform the services contemplated in a safe and competent manner. The

State or the City of Atlanta may require certification of personnel maintaining pretreatment systems.

F. The person/company must provide proof of liability insurance in the amounts required by State law, or shall obtain a certificate of self insurance as provided by State law to secure payment of all lawful and proper claims arising out of operation of each permitted vehicle.

G. Submit for inspection to the City of Atlanta each vehicle the applicant proposes to license for a commercial FOG permit. Each vehicle shall meet the following requirements:

1. The business name, address, telephone number and permit number of the transporter shall be permanently displayed on both sides of the vehicle in letters of a minimum height of two inches (3") in a color contrasting to their background. An address is sufficient if it states the city and state.
2. A vehicle that recycles wastewater will not be allowed to pump pretreatment systems unless they are able to remove the entire contents of tanks. No backwash of brown or gray wastewater to pretreatment systems will be allowed. A permit issued to a vehicle of this type will require the person/company to sign an additional statement on the application stating that they understand no backwash is allowed.
3. The vehicle shall be clean, odor free and filled to capacity with water for the inspection.
4. The vehicle shall display current State registration tag and inspection certificate.
5. The vehicle shall have a single tank permanently mounted and designed to transport the commercial waste; portable tanks or other containers temporarily installed in vehicles are prohibited. Water used to pressure wash down interior of any pretreatment system must be clean water and not gray or brown water removed from the pretreatment system.
6. All piping, valves and connectors shall be permanently attached to the vehicle tank and shall be accessible and easy to clean.
7. The vehicle tank shall be liquid tight. This requires that any inlet, outlet or opening of the tank shall be constructed so that the commercial waste will not spill during filling transfer, or during transport.
8. The tank shall be constructed so that every interior and exterior portion can be easily cleaned.
9. All outlets on transport vehicles shall be of a design and type suitable for the commercial waste handled and capable of controlling flow or discharge without spillage or flooding of immediate surrounding area while in use.

10. All pumps, valves, cylinders, diaphragms and other appurtenances on transport vehicles shall be of design and type suitable for the type of commercial waste handled and must be capable of being easily disassembled for cleaning, operate without spillage, spray or leakage.
11. All vehicle tank valves shall have a safety plug.
12. A transporters' vehicle(s) used in transporting commercial waste must have the gallon capacity to retain the commercial waste pumped on site.

4.1 Permit Conditions

Once a person/company receives a commercial waste FOG permit in the City of Atlanta for a fiscal year, they **may not** be required to obtain another FOG permit when operating in another city, county or local municipality in Georgia. Any FOG permit issued may be recognized statewide. However, a transporter will be required to register with each jurisdiction where their company performs services. A fee may be attached to this registration.

The City of Atlanta will issue a FOG permit at a cost of $250.00 for the first vehicle. Each additional vehicle will be $100.00. All vehicles must be inspected within 10 days of the permit application. A permit will be issued within 30 days, if the applicant has paid all applicable fees. All annual fees collect in accordance with the schedules in this paragraph shall be deposited to the following fund: 2J01 422307 B00001

A. The registration fee will be determined by the individual governing authority. The transporter must provide a copy of a current FOG permit issued in the State of Georgia upon registering. The registration will be valid for one year.

B. The FOG permit will be valid for one year and must be renewed annually, unless it is revoked.

C. Permits will be issued from January 1 through March 31. Any permits not renewed during this period will be subject to additional 25 percent late fee. A new business can apply at any time after the permit period, however their permit will only be valid for the end of a fiscal year.

D. The transporters' (FOG) permit is not transferable. The permit holder must notify the City of Atlanta where the permit is obtained of any business name, vehicle registration or insurance changes that occur during the permit period.

E. A separate number will be given to each person/company issued a FOG permit. The City of Atlanta will determine their own numbering system, however it will be consistent with an established State tracking system. The number issued may be used for registering or permit issuance in other jurisdictions where services will be performed. The same number will be used to identify the transporter as long as they are in business. If the person/company ceases operations, then their number will be considered void for use and will not be assigned to another business.

F. The transporter must notify the City of Atlanta of any change(s) or want to add commercial waste disposal sites to their current FOG application.

G. All vehicles permitted for transporting commercial waste will be listed on the FOG application. Only those vehicles registered under the current year FOG permit can transport commercial waste in the State. Any vehicles purchased during a permit year must be inspected and added to the transporter's application before thy can transport commercial waste.

SECTION .04.5 – DENIAL OF A COMMERCIAL WASTE (FOG) PERMIT

The City of Atlanta may deny a commercial waste FOG permit application;

A. If the transporter has previously transported commercial waste without a permit issued by the City of Atlanta or the State of Georgia after the promulgation of this ordinance.

B. If the transporters' vehicle(s) submitted for the inspection does not meet the criteria in accordance with this regulation.

C. If the transporter does not qualify under the requirements stated in this regulation.

D. If the transporter has violated any provisions of this ordinance within the proceeding (12) twelve months where fines were imposed by the State or City of Atlanta and the transporter has failed to pay those fines.

E. Any transporter whose FOG permit has been denied will be notified by the State or the City of Atlanta in writing within (30) thirty days of denial.

F. Any transporter denied a FOG permit in any governing municipality will be placed in a State network system and no other municipality will issue a permit until the person/company has met all the conditions required from a FOG permit.

G. The transporter has (15) days from the date of receipt of a denial letter to submit a written appeal to the City of Atlanta. The appeal should state any inaccuracies in the ruling and provide any support documentation to substantiate the transporter's appeal. If the transporter fails to appeal the denial in the required time frame, the denial of the FOG permit will remain in effect for the year in which the application was processed. The transporter's name shall remain in the State network system and no governing municipality in the state will issue a FOG permit to this person/company for that fiscal year. If the transporter does not clear up the permit denial from the previous year, the permit will continue to be denied the following year.

SECTION .04.6 – REVOCATION OF COMMERCIAL WASTE FOG PERMIT

A. Any person/company that has their transporter's commercial waste FOG permit revoked in a fiscal year may file a request for reinstatement City of Atlanta. The City of Atlanta, based on the severity of the violation will determine the length of time that a permit will be revoked. Written notification will be given to the transporter. The City of Atlanta will determine when the transporter is again qualified by correcting all violations, developing a plan to prevent future violations and has paid all fees assessed for violations and/or administrative costs.

B. No permit will be revoked any longer than (2) two years, unless it is determined that a transporter's business practices are deemed illegal and detrimental to the environment.

C. A transporter's permit that has been revoked will not be allowed to collect or transport commercial waste in the State of Georgia until it has been reinstated.

D. The transporter has (15) fifteen days from the date of receipt of a permit revocation letter to submit a written appeal to the City of Atlanta. The appeal should state any inaccuracies in the ruling and provide any support documentation to substantiate the transporter's appeal. Failure to appeal the permit revocation will automatically place a (2) two-year permit revocation on the transporter. The transporter's name shall be placed in the State network system noting the period of permit revocation and no governing authority in the state will issue a FOG permit to this person/company.

SECTION .04.7 – TRANSPORTER VIOLATIONS AND PENALTIES

A. Illegally discharging commercial waste to grease traps, grit traps, sand traps, septic tanks, POTW, sanitary sewer and storm drains.

- First violation: *revocation of permit and a minimum $1000 fine*
- *Additional administrative fees assessed for clean up and payment of fines imposed on the* City of Atlanta *by the State.*

B. Falsifying manifest documentation to generator, disposal site and governing regulated authority.

- First violation; *$500 citation*
- Second violation: *$1,000 citation*
- Third violation: *revocation of commercial (FOG) permit.*

C. A direct cause of a major or minor spill due to illegally discharging to the sanitary sewer or storm drains.

- First violation: *revocation of permit and a minimum $1,000 fine*
- *Additional administrative fees assessed for clean up and payment of fines imposed on the* City of Atlanta *by the State.*

D. Any transporter pumping commercial waste without a current commercial (FOG) or registration permit.

- First violation: *written warning notice*
- Second violation: *$500 citation*
- Third violation: *$1,000 citation*
- *Each day the violation exists constitutes a separation violation for which separate fines will accrue*

E. Any transporter trunk leaking non-hazardous liquid waste on streets, highways and ground areas that poses a threat to the public health and welfare.

- First violation: *$500 citation*
- Second violation: $*1,000 citation*
- Third violation: *revocation of commercial (FOG) permit.*
- *Administrative fees for clean up will be assessed by the State or* City of Atlanta

F. Any transporter service involved in illegal business practices that cause harm to the waste generator, monetary or otherwise: (e.g. charging for pumping but not actually performing service).

- First violation: *$1,000 citation*

- Second violation: *revocation of commercial (FOG) permit*

G. Any transporter company or individual fails to provide the customer, State or the City of Atlanta with the required pumping documentation.

- First violation: written warning notice
- Second violation: *$250 citation*
- Third violation: *$500 citation*
- *Each day the violation exists constitutes a separate violation for which separate fines will accrue.*

H. Any transporter company or individual that impacts the environment while pumping a generators pretreatment system, however impact does not classify as a spill, but creates an odor and waste residue of pumping activity is visible at waste generators location.

- First violation: *$500 citation*
- Second violation: *$1,000 citation*
- *Each day the violation exists constitutes a separate violation for which separate fines will accrue.*
- *Additional costs will be assessed if the* City of Atlanta *has to clean up or pay any State imposed fines.*

I. Any transporter company or individual owing fines for not adhering to this regulation.

- First violation: *written notice of violation*
- Second violation: *revocation or denial of a FOG permit*

Any violations or fines not stated do not negate their existence. The State or the City of Atlanta reserves the right to use other laws that may be applicable when determining violations or fines not state. All fines collected in accordance with the schedules in the previous paragraphs shall be deposited to the following fund: 2J01 452112 B00001

SECTION .04.8 – RESPONSIBILITY OF CORPORATIONS OR ASSOCIATIONS

A. In addition to prohibiting certain conduct by natural persons, it is the intent of this article to hold a corporation or association legally responsible for prohibited conduct performed by an agent acting in behalf of a corporation or association and within the scope of his or her office employment.

B. Any person, operator or owner who shall violate any provision of this regulation, or who shall fail to comply with any provision hereof, shall be

guilty of a misdemeanor and upon conviction, shall be subject to a fine not to exceed one thousand dollars ($1,000), for each violation and each day a violation continues, shall constitute a separate offense and shall be punished accordingly.

C. Any person found to be guilty of violating provisions of this article shall become liable to the State and/or City of Atlanta for any expense, loss, or damage incurred for the purpose of clean up and disposal of commercial waste illegally duped or discharged which impacts the State or City of Atlanta environmentally. An administrative fee equal to one-half (1/2) of the assessed clean-up costs shall be levied by the State or City of Atlanta against the guilty person, association or corporation.

SECTION .04.9 – APPENDIXES

FORM A – MANIFEST – A transporter must have the information shown on manifest to be considered a valid document in the State of Georgia. All sections must be completed and signed. Manifests should be a form for multiple distribution.

FORM B – PERMIT APPLICATION – All documentation for a permit must be attached as required. (*e.g. copy of drivers license, business license, insurance, etc.*). Failure to provide documentation will delay processing your permit. This is a two-part document, which includes an inspection vehicle report. The waste transporter applying for the permit will complete the permit application. Once it is submitted, the State or the governing authority will conduct a vehicle inspection of the transporter's vehicle(s).

FORM C – FOG PERMIT REGISTRATION – A waste transporter who has received a permit in the City of Atlanta may use this form to register with another jurisdiction before performing any services in a governing authority where the permit was not obtained.

FORM D – PERMIT - A copy of this permit must be on each vehicle permitted for commercial waste transportation in the City of Atlanta.

FORM A – MANIFEST CONTROL NO: _____

COMMERCIAL WASTE TRANSPORTER MANIFEST

GENERATOR **SECTION**

FACILITY NAME _____ CONTACT NAME _____

FACILITY ADDRESS _____ PHONE: _____

CITY _____ GA, ZIP _____ GREASE TRAP PERMIT NO: _____

Type of Waste: Grease Trap _____ Fryers grease _____ Oil Separator _____ Sand trap/grit _____

Quantity Pumped _____ gallons Number of Tanks Serviced _____ Fryers grease _____ Gallons

Generator Certification: *I hereby certify that the waste listed under this manifest are not hazardous, as defined in regulations promulgated by the State of Georgia, Dept. of Natural Resources, and the type of waste and quantity indic are fully accurate.*

PRINTED NAME: _____

SIGNATURE _____ DATE _____

WASTE TRANSPORTER **SECTION**

WASTE HAULER NAME _____ TELEPHONE _____

ADDRESS _____ CITY _____ ZIP _____

COMMERCIAL WASTE PERMIT NO. _____ REGISTRATION NUMBER _____

DRIVER CERTIFICATION NO. _____

Number of Tanks Serviced _____ Condition of Tank: Poor ☐ Fair ☐ Good ☐

Quantity Pumped _____ gallons: Type of Waste: Grease trap ___ Oil Separator ___ Fryers ___ Sand Grit ___

Transporter Certification: *I hereby acknowledge the receipt of the above listed waste and will transport and dispose accordance with all applicable laws.*

DRIVER PRINTED NAME _____

DRIVE SIGNATURE _____ DATE _____

DISPOSAL **SECTION**

DISPOSAL SITE NAME _____ TELEPHONE _____

ADDRESS _____

CITY _____ ZIP _____

STATE PERMIT NO. _____ GALLONS OF WASTE RECEIVED _____

Type of Commercial Waste: Grease Trap ☐ Oil Separator ☐ Sand trap/grit ☐

Certification of Receipt: *The above waste was received by this facility and will be processed, disposal of or recycled accordance with applicable laws.*

PRINTED NAME: _____

SIGNATURE _____ DATE _____

Last Revised: Tuesday, November 19, 2002

FORM B – COMMERCIAL WASTE PERMIT PART I

PERMIT NO._____

COMMERCIAL WASTE TRANSPORTER PERMIT APPLICATION

COMPANY NAME

NUMBER OF TRANSPORTER TRUCK(S):

TRANSPORTER ADDRESS:

ZIP CODE COUNTY CITY

TELEPHONE NO: EXT. FAX NO.

MAILING ADDRESS *(if different from above)*:

ZIP CODE COUNTY CITY

Transporter Contact:

Last Name: First Name: Title:

Alternate Contact:

Last Name: First Name: Title:

TELEPHONE NO: EXT. FAX NO.

Type of Commercial Waste (Transport) check all that apply:

Grease Waste ☐ Oil Waste ☐ Sand Grit ☐ Other ☐ (explain:

DISPOSAL SITE(S)/RENDERING FACILITIES

1)COMPANY NAME

Type of waste excepted(check all that apply): Grease(FOG)_____; Oil(petroleum)_____ ; Other_____

ADDRESS:

ZIP CODE COUNTY CITY

TELEPHONE NO: EXT. FAX NO.

Disposal Contact Person(s)

Last Name: _____ First Name: _____ Title: _____

Last Name: _____ First Name: _____ Title: _____

Last Revised: Tuesday, November 19, 2002

2)COMPANY NAME

Type of waste excepted(check all that apply): Grease(FOG)_____; Oil(petroleum)_____ ; Other_____

ADDRESS:

ZIP CODE COUNTY CITY

TELEPHONE NO: EXT. FAX NO.

Disposal Contact Person(s)

Last Name: _____ First Name: _____ Title: _____

Last Name: _____ First Name: _____ Title: _____

3)COMPANY NAME

Type of waste excepted(check all that apply): Grease(FOG)_____; Oil(petroleum)_____ ; Other_____

ADDRESS:

ZIP CODE COUNTY CITY

TELEPHONE NO: EXT. FAX NO.

Disposal Contact Person(s)

Last Name: _____ First Name: _____ Title: _____

Last Name: _____ First Name: _____ Title: _____

4)COMPANY NAME

Type of waste excepted(check all that apply): Grease(FOG)_____; Oil(petroleum)_____ ; Other_____

ADDRESS:

ZIP CODE COUNTY CITY

TELEPHONE NO: EXT. FAX NO.

Disposal Contact Person(s)

Last Name: _____ First Name: _____ Title: _____

Last Name: _____ First Name: _____ Title: _____

K. VEHICLES PERMITTING

TRUCK 1

Tag Number | STATE | GALLON CAPACITY | VIN NUMBER

TRUCK 2

Tag Number | STATE | GALLON CAPACITY | VIN NUMBER

TRUCK 3

Tag Number | STATE | GALLON CAPACITY | VIN NUMBER

TRUCK 4

Tag Number | STATE | GALLON CAPACITY | VIN NUMBER

TRANSPORTER INSURANCE INFORMATION (LIABILITY)

Company Name: Phone:

Address:

City State ZIP

Policy Number: Amount of Liability Coverage: $

SELF INSURED:

Address:

City State ZIP

Certificate Number: Amount of Liability Coverage $

I understand that "Backwashing" or any other discharging of the contents of transport trucks into the collect system is prohibited. Fines and/or revocation of permit could result if transporter is found to be in noncompliance. Trucks cannot be used unless company name is clearly labeled as required.

Signature of company official and title must be included below:

Owner/Corporation/Authorized company Representative (*Attach a photo copy of Drivers Licen*

Owner/Authorized Representative | Drivers License Number | State

Signature

Print Name | Title | Date

OFFICE USE ONLY

Date Received | Received By

FORM B – COMMERCIAL WASTE PERMIT PART II

PERMIT NO._____

VEHICLE INSPECTION REPORT

For Office Use Only

COMPANY NAME

ADDRESS:

ZIP CODE COUNTY CITY

TELEPHONE NO: EXT. FAX NO.

VEHICLE CHECKLIST:

1. Vehicle Registration: (as required per regulations)

Name _____

Address_____

City_____ State _____

Vin Number_____ License Plate #_____

DOT Number_____

2. Vehicle(s) Capacity (gallons)

_____ _____ Comments:_____

3. Type of waste transported

Grease (grease trap)_____ Oil(yellow)_____ Sand/Grit_____ Other_____

4. Does vehicle have any leaks? (yes/no – Vehicle must be filled to capacity with water)

YES_____ NO_____ Comments_____

5. Is pump in working condition? (yes/no)

YES_____ NO_____ Comments_____

6. Does vehicle have proper caps, proper seals, and emergency manual cut off? (yes/no)

YES_____ NO_____ Comments_____

Emergency manual cut off? YES_____ NO_____ Comments_____

7. Are hoses and gaskets in proper condition? (yes/no)

YES_____ NO_____ Comments_____

MARK AREAS OF VEHICLE PROBLEMS

Truck 1:
Front View

Tag Number:_____
Drivers Side View

Rear View

Passenger Side View

Comments:

_____
Inspector Signature

_____
Print Name

_____
Organization (State, County, City)

_____
Telephone No.

_____
Inspection Date

_____
Fax No.

Comments:

MARK AREAS OF VEHICLE PROBLEMS

Truck 1:
Front View

Tag Number:_____
Drivers Side View

Rear View	Passenger Side View
Truck 1: Front View	Tag Number:_____ Drivers Side View
Rear View	Passenger Side View
Truck 1: Front View	Tag Number:_____ Drivers Side View
Rear View	Passenger Side View
Truck 1: Front View	Tag Number:_____ Drivers Side View
Rear View	Passenger Side View
Comments:	
_____ Inspector Signature	_____ Print Name
_____	_____

Organization (State, County, City) _____ Telephone No. _____

Inspection Date Fax No.

TRUCK 1 PHOTO:

Waste Transporter Approved for Permit

Yes _____ No _____ (Explain):_____

PERMIT FEE AMOUNT DUE: _____ PERMIT FEE DUE DATE: _____

PERMIT FEE RECEIVED (date)_____ RECEIVED BY: _____

ISSUED BY: _____ ISSUED BY OTHER: _____

STATE GOVERNING AUTHORITY

TRUCK 4 PHOTO:

Waste Transporter Approved for Permit

Yes ☐ No ☐ (Explain):

PERMIT FEE AMOUNT DUE: _____ PERMIT FEE DUE DATE: _____

PERMIT FEE RECEIVED (date)_____ RECEIVED BY: _____

ISSUED BY: _____ ISSUED BY OTHER: _____

STATE GOVERNING AUTHORITY

FORM C – FOG PERMIT REGISTRATION

COMPANY NAME

ADDRESS:

CITY COUNTY State Zip

COMPANY CONTACT PERSON: TITLE:

TELEPHONE NO: EXT. FAX NO.

PERMIT NO: _____ **DATE OF ISSUANCE** _____

ISSUED BY: _____ **EXPIRATION DATE** _____

REGISTRATION FEE DUE $_____ **DATE FEE RECEIVED** _____

FEE RECEIVED BY: _____