

9444.1986(03)

February 12, 1986

Mr. Kevin J. Igli
Chemical Waste Management, Inc.
3003 Butterfield Road
Oak Brook, Illinois 60521

Dear Mr. Igli:

Thank you for your letter of January 2, 1986, regarding the disposal status of containers formerly containing pentachlorophenol (PCP). In your letter, you request that I explain how the January 14, 1985 dioxin rules deal with the management of these wastes.

As you stated in your letter, an emptied, unrinsed container which formerly contained an unused formulation of PCP is EPA Hazardous Waste No. F027. Under the rules promulgated on January 14, 1985, these containers must be disposed either at a fully permitted facility having a waste management plan for this ("dioxin") waste; at a permitted incinerator that has demonstrated 99.9999% destruction and removal efficiency (6-9s DRF) for the chlorinated dioxins (CDDs) and -dibenzofurans (CDFs) or for the principal organic hazardous constituents (POHCs) that are more difficult to destroy than the CDDs/CDFs; or at an interim status facility which has received certification from the Assistant Administrator for Solid Waste and Emergency Response as satisfying the performance standards in Subpart 0 of Part 264. These containers may also be stored at an interim status facility in compliance in the tank or container standards.

At present, the residues of such incineration are considered to be an EPA acute hazardous waste. However, on September 12, 1985, the Agency proposed a regulation that would change their status to hazardous wastes (rather than acute hazardous wastes), which could then be managed at interim status land disposal facilities (see enclosure).

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At this point in time, I am not aware of any potential rule change which could allow these wastes to be managed any differently than described above. Please feel free to call Dr. Judith Bellin, if we can be of any further assistance; her telephone number is (202) 475-8551.

Sincerely,

Matthew A. Straus
Chief
Waste Identification Branch

Enclosure