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MOBILE RECYCLING UNIT FOR REPROCESSING WASTE SOLVENTS

APR 16 1986

Mr. Jack A. Russell
501 East 79th Street, Apt. 8F
New York, New York 10021

Dear Mr. Russell:

I am responding to your letter, dated March 11, 1986, to George Lord of the EPA's Office of the Small Business Ombudsman.

In that letter you asked a number of questions regarding the regulatory status, under the Resource Conservation and Recovery Act (RCRA), of a planned business for reprocessing waste solvents. Your service would involve the use of a truck-mounted distillation unit which would be operated at your customer's site, that is, at the site of hazardous waste generation.

You also stated that both recovered solvent and any generated solvent still bottoms would be left at the customer's site. Under this arrangement your "vehicle will enter and depart from [your] customer's sites containing no hazardous wastes."

You asked three specific questions regarding: us of hazardous waste manifests; the need for a federal permit; and insurance requirements.

Since the States you propose to operate in, that is, "the New York metropolitan area", are each authorized to implement a RCRA hazardous waste program in lieu of the U.S. EPA, you must comply with those States' rules and regulations, not U.S. EPA's. I am sorry that I am unable to tell you what those States' requirements are, except that they must be at least as stringent as federal requirements.

As means of providing you with some information, however, I can offer you the following:

- If your vehicles do not transport hazardous waste over

public roads you would not, under federal requirements, be required to register as a hazardous waste transporter or use the Uniform Hazardous Waste Manifest.

- Federal requirements do not apply, currently, to actual reclamation activities. Federal requirements apply only to transportation and storage associated with recycling not to actual recycling units.

I hope that these answers will be of some value to you.

Respectfully,

Bernard J. Stoll
Program Manager
Financial Responsibility and
Assessment Branch

cc: George Lord (A-149C)