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RCRA/SUPERFUND HOTLINE MONTHLY SUMMARY

OCTOBER 86

6. Post-Closure Permits

A storage and disposal facility has a surface impoundment. The facility stopped receiving waste on January 25, 1983. However, the facility did not get certification of closure until September 10, 1984. Is this facility required to have a post-closure permit?

Yes; Permits covering the post-closure care period are currently required for all disposal units that close after January 26, 1983 (§270.1(c)). Units are closed once certification of closure is received not when the unit stops receiving waste. 50 FR 28712 n. 14 (July 15, 1985).

Section 3005(i) of RCRA, which was added in the 1984 amendments requires that any landfill, surface impoundment, land treatment unit, or wastepile unit which qualifies for the authorization to operate under interim status and which receives hazardous waste after July 26, 1982 must meet applicable permit standards concerning groundwater monitoring, unsaturated zone monitoring, and corrective action under Section 3004.

In order to bring §270.1 permitting requirements in line with RCRA Section 3005(i), EPA on March 28, 1986 to amend its regulation generally to ensure that all landfills, surface impoundments, waste piles and land treatment units that received waste after July 26, 1982 will be reviewed for compliance with the permitting standards for groundwater monitoring, unsaturated zone monitoring, and corrective action. EPA's preferred alternative for conducting this review is the issuance of a post-closure permit.

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