

9551.1987(20)

NOTIFICATION REQUIREMENT WHEN SHIPPING RESTRICTED WASTES
TO A STORAGE FACILITY

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

OCT 28 1987

Mr. James T. Bell
Manager Environmental Control
Advanced Environmental Technology Corporation
Gold Mine Road
Flander, New Jersey 07836

Dear Mr. Bell:

In your letter of October 14, 1987, you requested confirmation in writing of the application of the land disposal restrictions notification requirements to Advanced Environmental Technology Corporation (AETC) as a interim status treatment, storage, and disposal (TSD) facility. It is our understanding that your facility stores waste generated at off-site sources and packages that waste for treatment or disposal elsewhere.

The generator is required to determine that he is managing a restricted waste at the point of generation through analysis or knowledge of the waste. The Environmental Protection Agency (EPA) has imposed certain waste analysis, notice, and recordkeeping requirements on generators, treatment facilities and disposal facilities. In the preamble to the final rule (51 FR 40597), the Agency stated that testing and recordkeeping is essential to implementation of the land disposal restrictions.

-2-

Although storage facilities were not directly referenced in 40 CFR 268.7 or the preamble, the intent reflects that these requirements are applicable. In other words, a notification is required when restricted waste is shipped to an off-site storage facility.

I hope this information adequately addresses your concerns. If you have additional questions, you may contact me at (202) 382-4770.

Sincerely,

Jim Thompson
Environmental Specialist