

US EPA ARCHIVE DOCUMENT

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 261, 271, and 302

[SWH-FRL-4194-3]

Hazardous Waste Management System: Identification and Listing of Hazardous Waste and CERCLA Hazardous Substance Designation; Reportable Quantity Adjustment, Chlorinated Toluenes Production Wastes

AGENCY: U.S. Environmental Protection Agency.

ACTION: Final rule.

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**SUMMARY:** The U.S. Environmental Protection Agency (EPA) is amending the regulations for hazardous waste management under the Resource Conservation and Recovery Act (RCRA) by adding three wastes generated during the production of the alpha- (or methyl-) chlorinated toluenes, ring-chlorinated toluenes, benzoyl chlorides, and compounds with mixtures of these functional groups, collectively referred to in this document as "chlorinated toluenes," to the list of hazardous wastes from specific sources. EPA is also amending appendix VII of 40 CFR part 261 to add the constituents for which these wastes are being listed. The effect of this regulation is that these three wastes will be subject to regulation as hazardous wastes. In addition, EPA is amending regulations promulgated under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) that are related to today's waste listings. In particular, EPA is amending CERCLA regulations by designating the listed wastes as CERCLA hazardous substances and establishing the reportable quantities applicable to these wastes.

**DATES:** Today's final rule will become effective on April 15, 1993. See section VII of the Supplementary Information section concerning compliance dates.

**ADDRESSES:** The official record for this rulemaking is identified as Docket Number F-92-LCTF-FFFFF and is located in the EPA RCRA Docket, room M2427, 401 M Street, SW., Washington, DC 20460. The docket is open from 9 a.m. to 4 p.m., Monday through Friday, excluding Federal holidays. The public must make an appointment to review docket materials by calling (202) 260-9327. The public may copy 100 pages from the docket at no charge; additional copies are \$0.15 per page.

**FOR FURTHER INFORMATION CONTACT:** The RCRA/Superfund Hotline, toll-free at (800) 424-9346 or locally at (703) 920-9810. For technical information on the RCRA hazardous waste

listings, contact Dr. Ambika Bathija, Office of Solid Waste (OS-333), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460, (202) 260-4770.

For technical information on the CERCLA portion of the rule, contact Ms. Gerain Perry, Response Standards and Criteria Branch, Emergency Response Division (OS-210), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460, (202) 260-2190.

>>>> Preamble has not been included in this file. <<<<

For the reasons set out in the preamble, Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

#### PART 261-IDENTIFICATION AND LISTING OF HAZARDOUS WASTE

1. The authority citation for Part 261 continues to read as follows: 42 U.S.C. 6905, 6912(a), 6921, 6922, and 6938.

2. In § 261.32, add the following waste streams in alpha-numeric order to the subgroup "Organic Chemicals" in the table:

##### § 261.32 Hazardous wastes from specific sources.

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Industry and EPA hazardous waste No.	Hazardous waste	Hazard code
*	*	*
K149	Distillation bottoms from the production of alpha- (or methyl-) chlorinated toluenes, ring-chlorinated toluenes, benzoyl chlorides, and compounds with mixtures of these functional groups, (This waste does not include still bottoms from the distillation of benzyl chloride.).	(T)
K150	Organic residuals, excluding spent carbon adsorbent, from the spent chlorine gas and hydrochloric acid recovery processes associated with the production of alpha- (or methyl-) chlorinated toluenes, ring-chlorinated toluenes, benzoyl chlorides, and compounds with mixtures of these functional groups.	(T)
K151	Wastewater treatment sludges, excluding neutralization and biological sludges, generated during the treatment of wastewaters from the production of alpha- (or methyl-) chlorinated toluenes, ring-chlorinated toluenes, benzoyl chlorides, and compounds with mixtures of these functional groups.	(T)
*	*	*

3. Add the following entries in alpha-numeric order to Appendix VII of Part 261:

EPA hazardous waste No.	Hazardous constituents for which listed
*	*
K149	Benzotrichloride, benzyl chloride, chloroform, chloromethane, chlorobenzene, 1,4-dichlorobenzene, hexachlorobenzene, pentachlorobenzene, 1,2,4,5-tetrachlorobenzene, toluene.
K150	Carbon tetrachloride, chloroform, chloromethane, 1,4-dichlorobenzene, hexachlorobenzene, pentachlorobenzene, 1,2,4,5-tetrachlorobenzene, 1,1,2,2-tetrachloroethane, tetrachloroethylene, 1,2,4-trichlorobenzene.
K151	Benzene, carbon tetrachloride, chloroform, hexachlorobenzene, pentachlorobenzene, toluene, 1,2,4,5-tetrachlorobenzene, tetrachloroethylene.
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>>>> § 271 and § 302 have not been included because they are not required as part of a State's Hazardous Waste Program. <<<<

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