

US EPA ARCHIVE DOCUMENT

Revision Checklist 163 Summary

Rule Title: Hazardous Waste Treatment, Storage, and Disposal Facilities and Hazardous Waste Generators; Organic Air Emission Standards for Tanks, Surface Impoundments, and Containers

Checklist Title: Organic Air Emission Standards for Tanks, Surface Impoundments, and Containers; Clarification and Technical Amendment

Reference: 62 FR 64636-64671

Promulgation Date: December 8, 1997

Effective Date: December 8, 1997

Cluster: RCRA Cluster VIII

Provision Type: HSWA

Linkage: Revision Checklists 154 and 177

Optional: No

Summary: Under the RCRA authority, the EPA has promulgated standards (59 FR 62896, December 6, 1994; see Revision Checklist 154 for a complete history) to reduce organic air emissions from certain hazardous waste management activities to levels that are protective of human health and the environment. In response to public comments and inquiries since the publication of the final standards on December 6, 1994, EPA is making clarifying amendments to these subpart CC standards and providing clarification of certain preamble language that was contained in previous documents for this rulemaking.

State Authorization: This rule is placed in RCRA Cluster VIII. The State modification deadline is July 1, 1999 (or July 1, 2000 if a State statutory change is necessary). All changes go into effect immediately because this rule was promulgated under HSWA authorities. Both interim and final authorization are available. Interim authorization expires January 1, 2003.

The State Revision Application must include applicable regulations, AG statement addendum, Revision Checklist 163, other associated checklists and other application materials, i.e., a program description and an MOA, as determined by the Regional office.

Attorney General's Statement Entry: The entry at Subsection XV (W) in the Model Revision Attorney General's Statement should be replaced with the following revised entry:

W. State statutes and regulations provide for organic air emission standards for tanks, surface impoundments and containers and provide that air emission control requirements be added to the permit terms and provisions specified for miscellaneous units as specified in Revision Checklists 154 and 163.

Revision Checklist 163 Summary (cont'd)

Federal Authority: RCRA § 3004(n); 40 CFR 60 Appendix A, 260, 261, 262, 264, 265, and 270 as amended December 6, 1994 (59 FR 62896); May 19, 1995 (60 FR 26828); September 29, 1995 (60 FR 50426); November 13, 1995 (60 FR 56952); February 9, 1996 (61 FR 4903); June 5, 1996 (61 FR 28508); November 25, 1996 (61 FR 59932); and December 8, 1997 (62 FR 64636)

Citation of Laws and Regulations; Date of Enactment and Adoption

Remarks of the Attorney General

Incorporation by Reference Guidance:

There is no special guidance for States that incorporate by reference with respect to this checklist.