

US EPA ARCHIVE DOCUMENT

RCRA REVISION CHECKLIST 59

Hazardous Waste Miscellaneous Units;
Standards Applicable to Owners and Operators

54 FR 615-617
January 9, 1989
(non-HSWA Cluster IV)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

Note: This is a correction and clarification of 52 FR 46946 (December 10, 1987) addressed by Revision Checklist 45. This present checklist has been placed in non-HSWA Cluster IV because it corrects a checklist in that cluster. Because this cluster is already closed, States need to adopt this technical correction as soon as possible.

A June 22, 1989 (54 FR 26198) final rule amended the preamble of the December 10, 1987 rule addressed by Revision Checklist 45. Because this was the only change made by this final rule, a checklist was not developed for it, nor was it incorporated into this present checklist.

PART 270 - EPA ADMINISTERED PERMIT PROGRAMS: THE HAZARDOUS WASTE PERMIT PROGRAM

SUBPART B - PERMIT APPLICATION

CONTENTS OF PART B: GENERAL REQUIREMENTS

change "264.194" to

"264.193(i)"; add

"264.195"

270.14(b)(5)

210 ✓

✓

add reference to

264.197

270.14(b)(13)

210 ✓

✓

RCRA REVISION CHECKLIST 60

Amendment to Requirements for Hazardous Waste
Incinerator Permits
54 FR 4286-4288
January 30, 1989
(non-HSWA Cluster V)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

In lieu of making the changes addressed by this checklist, a State may submit a certification by the State Attorney General that he/she interprets his/her State's existing regulations in the manner described in this rule. Such a simplified application is allowed because EPA is only clarifying current regulatory language, and the Agency assumes that these requirements are already in effect in most States. If a State Attorney General cannot certify that he/she interprets his/her State's existing regulations in the manner described in this rule, the State's regulations must be amended to reflect this clarification.

PART 270 - EPA ADMINISTERED PERMIT PROGRAMS: THE HAZARDOUS WASTE PERMIT PROGRAM

SUBPART F - SPECIAL FORMS OF PERMITS

HAZARDOUS WASTE INCINERATOR PERMITS

RCRA REVISION CHECKLIST 60: Amendment to Requirements for Hazardous
Waste Incinerator Permits (cont'd)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE
after "permit," replace "to" with "for"; after "incinerate," replace "may" with "must"; after "in accordance with," insert "§270.19(b) and"; before "(9)" insert "(b)"; after "section," add clause regarding information in §270.19(c) and a sentence regarding exemption from §264.343 and 264.345; after "trial burn results" add sentence regarding submission of trial burn results prior to permit issuance; in last sentence replace "if" with "when"; change requirements so that the director specifies a time period prior to permit issuance in which the trial burn must be submitted	270.62(d)	210 ✓	✓		

RCRA REVISION CHECKLIST 61

Changes to Interim Status Facilities for
Hazardous Waste Management Permits; Procedures
for Post-Closure Permitting
54 FR 9596-9609
March 7, 1989
(non-HSWA Cluster V)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

Note: This rule does not impose a requirement or prohibition pursuant to HSWA. However, portions of the Federal requirements may be necessary to implement HSWA. These necessary rules will be immediately effective and administered by EPA in all States pursuant to RCRA Section 3006(g).

PART 124 - PROCEDURES FOR DECISIONMAKING

SUBPART A - GENERAL PROGRAM REQUIREMENTS

† PURPOSE AND SCOPE

add sentence to end
on denial of a
permit under 270.29

124.1(a)

None

† ISSUANCE AND EFFECTIVE DATE OF PERMIT

add parenthetical
clause on denial
of permit under 270.29
add parenthetical
clause on denial
of permit under 270.29

124.15(a)

None

124.15(b)

None

† APPEAL OF RCRA, UIC, AND PSD PERMITS

add parenthetical
clause on denial
of permit under 270.29

124.19(a)

None

PART 270 - EPA-ADMINISTERED PERMIT PROGRAMS: THE HAZARDOUS WASTE PERMIT PROGRAM

SUBPART A - GENERAL INFORMATION

RCRA REVISION CHECKLIST 61: Changes to Interim Status Facilities
for Hazardous Waste Management Permits; Procedures for
Post-Closure Permitting (cont'd)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

† PURPOSE AND SCOPE OF THESE REGULATIONS

add sentence to end
on effect of permit
denial on post-closure
permit requirements

270.1(c)

210 ✓

✓

SUBPART B - PERMIT APPLICATION

† GENERAL REQUIREMENTS

add sentence to end--
Director may deny a
permit for active life
without a complete
permit application

270.10(c)

210 ✓

✓

† PERMIT DENIAL

director denial of entire
permit application or
active life of hazardous
waste facility or unit

270.29

210 ✓

✓

SUBPART D - CHANGES TO PERMIT

† PERMIT MODIFICATION AT THE REQUEST OF THE PERMITTEE

make the listed
changes as
shown below

270.42,
Appendix I

210 ✓

✓

Amend items F(1)(a), F(1)(b), F(3), G(1)(a), G(1)(b), (G)(5)(a) and G(5)(b); add items F(1)(c), F(4)(a), F(4)(b), G(1)(e), G(5)(c), G(5)(d), H(5)(c), H(5)(d), J(6)(c) & J(6)(d) as is shown below.

SUBPART G - INTERIM STATUS

† CHANGES DURING INTERIM STATUS

RCRA REVISION CHECKLIST 61: Changes to Interim Status Facilities
for Hazardous Waste Management Permits; Procedures for
Post-Closure Permitting (cont'd)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE
add introductory paragraph addressing changes during interim status	270.72(a)	210	✓		
redesignate former 270.72(a) as 270.72(a)(1); reword and include wording on newly listed or identified wastes regarding units used to handle such waste	270.72(a)(1)	210	✓		
redesignate former 270.72(b) as 270.72(a)(2); slightly reword and reorganize	270.72(a)(2)	210	✓		
redesignate this portion of former 270.72(b) regarding lack of capacity and reword slightly	270.72(a)(2)(i)	210	✓		
add subsection regard- ing compliance with Federal, State, or local requirements	270.72(a)(2)(ii)	210	✓		
redesignate former 270.72(c) as 270.72(a)(3); remove "may be made at a facility" after "hazardous waste"	270.72(a)(3)	210	✓		
redesignate former 270.72(c)(1) as 270.72(a)(3)(i); replace "it is" with "the change."	270.72(a)(3)(i)	210	✓		

RCRA REVISION CHECKLIST 61: Changes to Interim Status Facilities
for Hazardous Waste Management Permits; Procedures for
Post-Closure Permitting (cont'd)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE
redesignate former 270.72(c)(2) as 270.72(a)(3)(ii); replace "It is" with "The change"; remove parenthetical statement and "regulations"; replace "local laws" with "local requirement"	270.72(a)(3)(ii)	210 ✓	✓		
redesignate former 270.72(d) as 270.72(a)(4); remove "may be made" after "facility"; remove "ownership or" before "operational control"	270.72(a)(4)	210 ✓	✓		
add new section allowing changes made in accordance with a corrective action order or a court order; limited to the TS or D of releases originating within facility's boundaries	270.72(a)(5)	210 ✓	✓		
redesignate former 270.72(e) as 270.72(b); revise first sentence; replace last sentence with list of changes that can be made if they amount to reconstruction:	270.72(b)	210 ✓	✓		
changes solely to comply with 265.193	270.72(b)(1)	210 ✓	✓		
changes necessary to satisfy standards of 3004(o) because of Federal, State or local requirements	270.72(b)(2)	210 ✓	✓		

RCRA REVISION CHECKLIST 61: Changes to Interim Status Facilities
for Hazardous Waste Management Permits; Procedures for
Post-Closure Permitting (cont'd)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE
changes necessary to allow continuing treat- ment of newly listed or identified wastes TSD'd prior to rule's effective date	270.72(b)(3)	210 ✓	✓		
changes during closure in accordance with approved closure plan	270.72(b)(4)	210 ✓	✓		
changes necessary to comply with interim status corrective action order or court order; changes limited to TS or D of waste originated within boundary of facility	270.72(b)(5)	210 ✓	✓		
changes to treat or store, in tanks or containers, wastes subject to 268 or RCRA Section 3004 disposal restriction, if solely made for compliance with these requirements	270.72(b)(6)	210 ✓	✓		
redesignate and revise as 270.72(a)(3)	270.72(c)	210 ✓	✓		
redesignate and revise as 270.72(a)(4)	270.72(d)	210 ✓	✓		
redesignate and revise as 270.72(b)	270.72(e)	210 ✓	✓		

† TERMINATION OF INTERIM STATUS

redesignate former
270.73(e) as 270.73(f);
add new paragraph on
termination 12 months
after effective date for
land disposal units
operating under
270.72(a)(1), (2) or

RCRA REVISION CHECKLIST 61: Changes to Interim Status Facilities
for Hazardous Waste Management Permits; Procedures for
Post-Closure Permitting (cont'd)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE
(3) redesignate former 270.73(e) as 270.73(f)	270.73(e)	210 ✓	✓		
redesignate former 270.73(f) as 270.73(g)	270.73(f)	210 ✓	✓		
	270.73(g)	210 ✓	✓		