

<u>SUBJECT</u>		<u>DATE</u>
1320.	Treated Hazardous Waste Used as Dust Suppressant	FEB 28, 2019
1321.	Decharacterized RCRA Waste - Manifesting and LDR Reporting	ENCORE MAR 7, 2019
1322.	Decharacterized Hazardous Waste Listed Solely for Non-Toxic Characteristics	ENCORE MAR 14, 2019
1323.	Decharacterized Wastes, ≤90-Day Accumulation Time Limits and LDR Storage Prohibition	ENCORE MAR 21, 2019
1324.	Decharacterized Wastes and the LDR Dilution Prohibition	ENCORE MAR 28, 2019
1325.	PCB Decontamination Standard with No Decontamination Performed	ENCORE APR 4, 2019
1326.	PCB Manifest Relief a.k.a., When is a PCB Manifest Not Required?	ENCORE APR 11, 2019
1327.	PCB Manifest Relief a.k.a., When is a PCB Manifest Not Required? – The Sequel	ENCORE APR 18, 2019
1328.	PCB Concentrations and Micrograms per Centimeters Squared (µg/cm ²)	ENCORE APR 25, 2019
1329.	Operating Record vs. Operating Log	ENCORE MAY 2, 2019
1330.	Operating Records Not Referenced in the “Operating Record” Regulations	ENCORE MAY 9, 2019
1331.	Washington State Used Oil and Mixtures with Other Materials	ENCORE MAY 16, 2019
1332.	Used Oil Filter Regulation – The Feds vs. Washington State	ENCORE MAY 23, 2019
1333.	Printed Circuit Board Recycling – Shredded vs. Whole	ENCORE MAY 30, 2019
1334.	Universal Waste Alkaline Batteries and Self-Transportation	ENCORE JUN 6, 2019
1335.	Universal Waste Lithium Batteries and Self-Transportation	ENCORE JUN 13, 2019
1336.	RCRA Hazard Labeling – A Random Scenario	ENCORE JUN 20, 2019
1337.	Regulatory Status of Chromated, Copper, Arsenate, (CCA) Wood as Wood Mulch	ENCORE JUN 27, 2019
1338.	Unused Paraformaldehyde - U Listed Hazardous Waste or Not?	ENCORE JUL 3, 2019
1339.	The Hazardous Waste Characteristic of Reactivity (D003)	ENCORE JUL 11, 2019
1340.	Central Accumulation Areas and Signage Requirements	ENCORE JUL 18, 2019
1341.	RCRA EPA Identification Numbers – Site Specifics	ENCORE JUL 25, 2019

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TWO MINUTE TRAINING

TO: CH2M HILL PLATEAU REMEDIATION COMPANY

FROM: PAUL W. MARTIN, RCRA Subject Matter Expert
CHPRC Environmental Protection, Hanford, WA

SUBJECT: RCRA EPA IDENTIFICATION NUMBERS – SITE SPECIFICS

DATE: JULY 25, 2019

<u>CHPRC Projects</u>	<u>CH PRC - Env. Protection</u>	<u>MSA</u>	<u>Hanford Laboratories</u>	<u>Other Hanford Contractors</u>	<u>Other Hanford Contractors</u>
Richard Austin Tania Bates Rene Catlow Richard Clinton Larry Cole Laura Cusack John Dent Lorna Dittmer Eric Erpenbeck Stuart Hildreth Mike Jennings Stephanie Johansen Sasa Kosjerina Melvin Lakes Richard Lipinski Stuart Mortensen Dave Richards Phil Sheely Connie Simiele Jeff Westcott	Jeff Bramson Bob Bullock Frank Carleo Bill Cox Noah Cruz Jeanne Elkins Jonathan Fullmer Ted Hopkins Tad Karschnia Barry Lawrence Jim Leary Diane Leist Mitch Marrott Stewart McMahan Brian Mitcheltree Anthony Nagel Linda Petersen Fred Ruck Sean Sexton Dave Shea Ray Swenson Kat Thompson Wayne Toebe Eric Trotta Daniel Turlington Dave Watson	Brett Barnes Michael Carlson Mike Demiter Kip George Jerry Cammann Jeff Ehlis Garin Erickson Panfilo Gonzalez Jr. Dashia Huff Mark Kamberg Jon McKibben Saul Martinez Matt Mills Carly Nelson Michelle Oates Eric Pennala Jon Perry Christina Robison Christian Seavoy David Shaw John Skoglie Lana Strickling Greg Sullivan	(TBD) <u>DOE RL, ORP, WIPP</u> Mary Beth Burandt Duane Carter Al Farabee Tony McKarns	Bill Bachmann Dean Baker Scott Baker Lucinda Borneman Paul Crane Tina Crane Ron Del Mar John Dorian Mark Ellefson Darrin Faulk Tom Gilmore Rob Gregory James Hamilton Andy Hobbs Ryan Johnson Megan Lerchen Charles (Mike) Lowery Michael Madison Terri Mars Cary Martin Grant McCalmant Steve Metzger Tony Miskho Tom Moon Chuck Mulkey Kirk Peterson	Jean Quigley Dan Saueressig Merrie Schilperoort Joelle Moss Glen Triner Greg Varljen Julie Waddoups Jay Warwick Ted Wooley

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TWO MINUTE TRAINING

SUBJECT: RCRA EPA Identification Numbers – Site Specifics

Q: A customer has two dangerous waste generator facilities in a large metropolitan city. The customer at the larger northern facility wants to have dangerous/hazardous waste picked up at the smaller southern facility using the northern facility's EPA Identification Number and shipped to an offsite RCRA facility. The southern facility is not a WA small quantity generator or a Federal very small quantity generator, i.e., the southern facility is required to have an EPA ID#. The two facilities are several miles apart. Can the northern facility allow the southern facility to use its EPA ID# to manifest dangerous waste to the RCRA offsite facility?

A: Per [WAC 173-303-040](#), Definitions, [[40 CFR 260.10](#)], a “generator” means any person, by site, whose act or process produces dangerous waste or whose act first causes a dangerous waste to become subject to regulation. The southern facility's processes generated the dangerous waste and therefore the southern facility is the generator. Also, the term “on-site” means the same or geographically contiguous property. Since the customer's two sites are several miles apart and are not contiguous, the two facilities cannot be considered the same site.

As further clarification, in a letter dated August 15, 1989, from EPA to the Kansas City International Airport ([RO 11456](#)), EPA stated:

“Generators and transporters of hazardous waste must obtain an EPA identification number from the EPA Administrator before they treat, store, dispose of, transport, or offer for transportation, hazardous waste. The numbers are obtained by submitting a notification form, EPA Form 8700-12, to the Administrator. The numbers are issued to each generator on a by-site basis. Therefore if (your company) has facilities in various locations, each facility, by site, must have an EPA ID number.”

Since the customer's two facilities are not considered the same site, a separate EPA ID# is required for the northern and southern facilities. Therefore, the southern facility must use its own EPA ID# to manifest its dangerous waste and cannot use the northern facility's EPA ID#.

SUMMARY:

- The RCRA regulations define a generator on a by-site basis.
- The RCRA regulations define a site the same contiguous property.
- If a generator has facilities at multiple sites that are not contiguous, and not eligible for other relief concerning generator status, each site must have a separate EPA ID number.

Excerpts from WAC 173-303-040, 40 CFR 260.10, and the August 15, 1989 EPA letter are attached to the e-mail. If you have any questions, contact me at Paul_W_Martin@rl.gov or at (509) 376-6620.

FROM: Paul W. Martin

DATE: 7/25/19

FILE: 2MT\2019\072519.rtf

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TWO MINUTE TRAINING – ATTACHMENT

SUBJECT: RCRA EPA Identification Numbers – Site Specifics

WAC 173-303-040 Definitions.

When used in this chapter, the following terms have the meanings given below.

"Generator" means any person, by site, whose act or process produces dangerous waste or whose act first causes a dangerous waste to become subject to regulation.

"On-site" means the same or geographically contiguous property which may be divided by public or private right of way, provided that the entrance and exit between the properties is at a cross-roads intersection, and access is by crossing as opposed to going along the right of way. Noncontiguous properties owned by the same person but connected by a right of way which they control and to which the public does not have access, are also considered on-site property.

40 CFR §260.10 Definitions

When used in parts 260 through 273 of this chapter, the following terms have the meanings given below:

Generator means any person, by site, whose act or process produces hazardous waste identified or listed in part 261 of this chapter or whose act first causes a hazardous waste to become subject to regulation.

On-site means the same or geographically contiguous property which may be divided by public or private right-of-way, provided the entrance and exit between the properties is at a cross-roads intersection, and access is by crossing as opposed to going along, the right-of-way. Non-contiguous properties owned by the same person but connected by a right-of-way which he controls and to which the public does not have access, is also considered on-site property.

TWO MINUTE TRAINING – ATTACHMENT

SUBJECT: RCRA EPA Identification Numbers – Site Specifics

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

AUGUST 15, 1989

William L. Bider, Manager - Environmental Protection
Trans World Airlines, Inc.
P.O. Box 20126, Kansas City International Airport
Kansas City, Missouri 64195

Dear Mr. Bider:

This letter is in response to your letter of July 18, 1989. You ask if TWA's St. Louis Airport facility requires one or more EPA Identification numbers. The determination in this case must be made by State and EPA Region personnel. However, we can provide you with a general description of the relationship between the EPA ID number and a facility location, or "site" requiring such a number.

Generators and transporters of hazardous waste must obtain an EPA identification number from the EPA Administrator before they treat, store, dispose of, transport, or offer for transportation, hazardous waste (40 CFR Section 262.12). The numbers are obtained by submitting a notification form, EPA form 8700-12, to the Administrator. The numbers are issued to each generator on a by-site basis. Therefore, if TWA has facilities in various locations, each facility, by site, must have an EPA ID number.

The definition of "on-site" as referenced by you in your letter and as found in 40 CFR 260.10, may be helpful in determining if TWA's St. Louis Airport facility constitutes one or more "sites." "On-Site" means the same or geographically contiguous property which may be divided by public or private right-of-way . . ." From your description it appears that all of your airport facilities are on a single property. It is unclear, however, whether there are any rights-of way to which the public has access. If there are, the entrance and exit between the properties must be at a cross-roads intersection, i.e. vehicles by not carry unmanifested waste along the public right-of-way. The information you gave us thus seems to show that under EPA's regulations you would only need one identification number. However, as stated previously, the State is the appropriate authority for making this determination. Also, you should be aware that State regulations may dictate a different result.

If you have any further questions in regard to this letter, you may contact Emily Roth of my staff at (202) 382-4777.

Sincerely,

Devereaux Barnes, Director
Characterization & Assessment Division
Office of Solid Waste

FaxBack # 11456

FROM: Paul W. Martin

DATE: 7/25/19

FILE: 2MT\2019\072519.rtf

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