

WESTATES CARBON - ARIZONA, INC.

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August 12, 1991

US EPA, Region IX
Chief, Alternative Technology Section
75 Hawthorne Street
San Francisco, CA 94105

Attn: Mr. Larry Bowerman
M/C H-3-3

Dear Mr. Bowerman:

Westates Carbon-Arizona, Inc. hereby submits to you the enclosed application for a "Hazardous Waste Permit - Part A".

This permit application applies to our facility located on lands belonging to the Colorado River Indian Tribes near Parker, Arizona. This facility is identified by EPA Facility ID# AZD 902441263. The permit application enclosed is for the storage and regeneration of spent activated carbon at this facility.

Up until this time, the Parker facility was considered to be an "exempt reclamation unit". Additionally, this facility employed "direct transfer operations" in handling hazardous spent carbon waste materials; i.e., without storage units. See EPA letter of memorandum dated 10/18/90, attached.

However, effective August 21, 1991, EPA has given notice (FR/vol.56, No. 35/Thursday, February 21, 1991) of its intention to begin regulating carbon regeneration facilities as "Thermal Treatment Units". The enclosed application for our Parker facility is being submitted in response to that EPA notification.

Specifically, EPA notice in 56 FR 7200, Part Four, I. Regulation of Carbon Regeneration Units details EPA intentions to regulate existing carbon regeneration. EPA intends to regulate under 40 CFR, § 265 (Interim Status Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities), Subpart P - Thermal Treatment.

As EPA notice details in 56 FR 7186, Part Three VIII, (1), our Parker facility is subject to RCRA permit requirements for the first time, effective August 21, 1991. Furthermore, our facility qualifies for "Interim Status" as an existing facility per 56 FR 7186, Part Three, VIII, A, (1).

We qualify as an existing facility having met the requirements detailed in 40 CFR, Part 266.103 (a)(1)(ii) for a facility under construction.

Additionally, we will add storage units to the Parker facility, rather than continue "direct transfer operations", under provisions provided by EPA detailed in 56 FR 7186, Part Three, VIII, D - Addition of Storage Units as Direct Transfer Facilities that Obtain Interim Status.

Thank you for your attention regarding acceptance of this permit application form. Should you have any questions regarding this permit application, please contact Robert Babbitt at (213) 722-7500.

Sincerely,
Westates Carbon, Inc.



Robert Babbitt
Project Manager

RB:rr

encl.