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RCRA/SUPERFUND HOTLINE MONTHLY SUMMARY

MARCH 86

1. RCRA Permits for Mobile Treatment Units

A company would like to build a mobile hazardous waste incinerator. The company submitted a Part B permit application. Under the preconstruction ban of §270.10(f), a company must have a permit before beginning construction on a unit. Is there any way to begin construction earlier?

RCRA §3005(a), as amended by the Hazardous and Solid Waste Amendments of 1984, requires owners and operators of all hazardous waste treatment, storage, and disposal facilities to obtain a RCRA permit prior to constructing a RCRA facility. A mobile treatment unit (MTU) can be prefabricated and transported to the proposed treatment site, but construction of the site itself, such as pouring concrete foundations and connecting the MTU to physical structures on-site cannot occur until the RCRA permit is issued (RCRA §1004(2)).

EPA is developing a policy to streamline the permitting process for MTU's and is considering the concept of statewide permits. A draft policy is expect on March 30, 1986.

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