



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

FEB 2 - 2007

Helen Cotton
Hazardous Waste Section,
Division of Waste Management
North Carolina Department of Environment and Natural Resources
401 Oberlin Road
Suite 150
Raleigh, NC 27605

OFFICE OF
SOLID WASTE AND EMERGENCY
RESPONSE

Dear Ms. Cotton:

Thank you for your email of January 12, 2007, to Administrator Johnson in which you request information regarding the deletion of the definition for "on-site" from 40 CFR 273.9. Administrator Johnson asked that I respond on his behalf.

After reviewing the August 5, 2005, Federal Register notice which adds mercury-containing equipment to the Universal Waste Rule (70 FR 45508), we have determined that the definition of "on-site" was not omitted from 40 CFR 273.9. We have ascertained that a typesetting error occurred when the 2006 Edition of the Code of Federal Regulations (CFR) was printed. We are addressing the issue and future editions of the CFR will contain the definition of "on-site" under 40 CFR 273.9.

Thank you for bringing the deletion of the definition "on-site" to our attention. Should you have any questions or need additional information, please contact Lisa Lauer of my staff (lauer.lisa@epa.gov; 703-308-7418).

Sincerely,

A handwritten signature in black ink that reads "Matt Hale".

Matt Hale, Director
Office of Solid Waste