

PPC 9484.1986(05)

DELISTING OF LIME SLUDGE IMPOUNDMENT SLUDGE

5/23/86

Mr. W.A. Bruner
Chevron U.S.A., Inc.
P.O. Box 7
Cleveland, Ohio 45002

Dear Mr. Bruner:

This letter is in reference to your letter dated April 23, 1986, regarding the status of your lime sludge impoundment sludge (K049 and K051). You state that the lime sludge impoundment is not subject to RCRA permitting and closure requirements since no RCRA hazardous waste has been treated, stored, or disposed of in it, as defined in RCRA regulations, since November 19, 1980. You, therefore, believe that the letter we sent you dated March 10, 1986, does not affect the status of the lime sludge contained in the impoundment. You do state, however, that you are still planning to submit the additional information requested by us in order to delist the sludge contained in the impoundment.

It is my understanding that you have been in contact with William Munro, Chief of RCRA Enforcement in Region V, regarding the status of the impoundment. Region V claims that the impoundment is really a hazardous waste storage unit. Because of your discussions with Region V, I believe that it would be inappropriate for me to comment on the status of this impoundment. This, however, should not be construed by you as our concurrence with your position on this matter.

You also state in your letter that refining operations at the Cincinnati Refinery will be discontinued by July 1, 1986, and you do not plan to pursue your second petition (0311). We interpret this to mean that you are withdrawing your petition and that we can, therefore, close this file. If you do not contact us within one month of the date on today's correspondence, we will consider your petition, 0311, withdrawn as moot.

RO 12651

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If you have any further questions regarding these matters,
please contact Doreen Sterling of my staff at (202) 475-6551.

Sincerely,

Marcia B. Williams
Director
Office of Solid Waste

cc: Dale Helmers, Region V