

QUESTION: If 60% of an interim status facility is damaged by fire or explosion and the facility's owner wants to rebuild the entire damaged portion of his facility, can he rebuild under the limits of 270.72(e) or must he first receive a RCRA permit?

ANSWER: The requirements for reconstruction under 270.72(e) would not allow reconstruction of greater than 50% of the facility as filed on the original Part A.

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