

PPC 9502.1986(16)

OPEN BURNING/OPEN DETONATION AT DOD FACILITIES

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

SEP 22 1986

MEMORANDUM

SUBJECT: Open Burning/Open Detonation at DOD Facilities

FROM: Bruce R. Weddle, Director
Permits and State Programs Branch (WH-563)
Office of Solid Waste

TO: Gary B. Gosbee, Chief
MA Waste Regulation Section
EPA Region I

This memo responds to your September 8, 1986 memo about EPA's definition of SWMU's at DOD facilities. Your memo outlined EPA's regulation of open burning/open detonation (ob/od) areas, and you explained how this applies to the Fort Devens facility.

I agree with your interpretation of the ob/od issue, and it appears from your description of the units at Fort Devens that your interpretation of SWMU's is consistent with our understanding of the ob/od issue. RCRA applies to discreet areas where DOD performs ob/od for disposal purposes. RCRA does not apply to "training areas" or "impact ranges" as long as these areas are not used for disposal purposes. If however, DOD used a training area or impact range for disposal purposes, then these areas might be subject to RCRA.

In the near future EPA will propose new regulations under Subpart X of 40 CFR Part 264. The proposed regulations in Subpart X address the ob/od issue. Because you have practical experience in this area I encourage you to comment on the new regulations when they are proposed in the Federal Register.

RO 12744

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Paul Connor (FTS 475-7066) is the contact on this issue in my Division and Ossi Meyn (FTS 382-4654) is the point of contact on the new Subpart X regulations. Thank you for keeping me informed on this issue.

cc: Dave Fagan
Ossi Meyn
George Garland
Jim Michael
Andrea O'brien
Gwen Ruta
Craig Johnston
Tina Kaneen
Lee Herwig
Warren Hull
Matt Hale