

9443.1988(07)

DISCARDED CLASS C EXPLOSIVES

OFFICE OF SOLID WASTE AND EMERGENCY RESPONSE

June 6, 1988

MEMORANDUM

SUBJECT: Classification of Discarded Class C Explosives

FROM: Sonya M. Stelmack, Acting Chief
Alternative Technology Support Section

TO: Incinerator Permit Writer's Workgroup

Our section has recently received several inquiries regarding whether Class C explosives intended for disposal are classified as Subtitle C hazardous wastes. Since it is apparent that confusion exists, I would like to clarify this issue.

To date, only those Class C explosives identified as off-specification small arms ball ammunition up to and including 0.50 caliber have been demonstrated not to be subject to the Subtitle C hazardous waste requirements. The Office of Solid Waste concluded that these materials are not "reactive" within the meaning of 40 CFR 261.33(a)(6) based on information provided by Remington Arms Company and the Army (see attached memorandum). Furthermore, in a letter from Marcia Williams to J. Carricato of DOD (also attached) it was emphasized that the OSW determination only applied to the ball ammunitions since other ammunition types of similar caliber may be subject to RCRA. For the remaining Class C explosive wastes, as for any other solid waste not listed in 40 CFR 261 Subpart D, the generator must determine whether his particular waste exhibits the reactivity or other characteristics identified in 40 CFR 261 Subpart C.

We will be working with the Army on the Class C explosives issue as it related to popping furnaces. If you have any questions on the Class C explosives issue, please contact Lionel Vega at FTS 475-8988.

RO 13194

Attachments

cc: Bruce Weddle
Elizabeth Cotsworth
Lionel Vega
David Friedman
Major Jessie Cabellon