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RCRA/SUPERFUND HOTLINE MONTHLY SUMMARY

DECEMBER 85

An interim status facility has a surface impoundment for storing a hazardous waste. This facility wants to build another storage surface impoundment for a new product line which will produce a hazardous waste that was not designated on the facility's Part A application. Would building such a storage surface impoundment for accepting a generated hazardous waste new to the facility be considered an increase in design capacity (§270.72(b)) or a process change (§270.72(c))?

Adding a new storage surface impoundment would be an increase in design capacity. This would not be considered a process change since the process is not changing; the new unit is also a storage surface impoundment (designated S04 on a Part A). An increase in design capacity requires the owner/operator to submit a revised Part A application, which includes a justification for the change, and to obtain approval from the Regional Administrator or State Director (§270.72(b)). Also, the owner/operator must comply with §270.72(e) concerning reconstruction of the facility.

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