

9527.1987(02)

SLUDGE DEHYDRATION EQUIPMENT

AUG 3 1987

Mr. Dic Olsen, Sales Manager
Fenton Company, Inc.
1608 N. Beckley
Lancaster, Texas 75134

Dear Mr. Olsen:

Thank you for your letter of June 30, 1987, in which you requested information on the regulatory status of sludge dehydration equipment which is part of a wastewater treatment facility.

Your understanding of the requirements contained in 40 CFR 270.1(c)(2)(v) is correct. Sludge dehydration equipment that is part of a wastewater treatment system is excluded from the need to obtain a RCRA permit provided the equipment meets the definition of wastewater treatment unit as defined in 40 CFR 260.10, and actually is used to evaporate water from the sludge.

It is important to not that the exclusion provided by §270.1(c)(2)(v) does not apply to conventional incinerators. Such devices are subject to Subpart O of Parts 264 or 265 even when part of a wastewater system.

I must caution you that various States have requirements that are different from the Federal standards. Under their own authorities, States can establish requirements that are more stringent than the Federal requirements. In this instance, the owner or operator is required to comply with the more restrictive requirements. Thus, I encourage you to contact an appropriate State official to determine what the requirements will be for a specific unit.

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If you have any further questions regarding the Federal requirements, please contact Mary Cunningham of my staff at (202) 382-7935.

Sincerely,

Original Document signed

Marcia E. Williams
Director
Office of Solid Waste

cc: Mary Cunningham
Steven Silverman, Esq.

bcc: R. Holloway
B. Weddle
S. Rudzinski
R. Dellinger
M. Hale
G. Garland
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