

Dr. Peter Landrum
Research Chemist
Great Lakes Environmental
Research Laboratory
2205 Commonwealth Boulevard
Ann Arbor, MI 46105-1593

Dear Dr. Landrum:

This letter is in response to your letter of January 4, 1989 to Dr. Southerland regarding the disposal of sediment samples. As I understand, most samples are only tested with a bioassay, and the chemical composition is often unknown.

According to 40 CFR 261.4(d)(1), samples collected for the sole purpose of testing are not subject to any requirements under the regulations for hazardous waste management. In addition, under 40 CFR 261.5(a), if the waste is generated is less than 100 kg per month, the generator is conditionally exempt as a small quantity generator and may accumulate up to 1000 kg of waste on the property without being subject to the requirements of the hazardous waste regulations.

These two exclusions are for the Federal regulations; state regulations may be more stringent. In those cases, state requirements must also be met.

I hope this addresses your concerns. If you have any questions on this issue, please call Ossi Meyn at 202/382-6977.

Sincerely,

Devereaux Barnes, Director
Characterization & Assessment
Division

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