

9483.1988(03)

TANK SYSTEMS SINCE CHANGES IN DEFINITION OF HAZARDOUS WASTE,
CLASSIFICATION OF

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

FEB -8 1988

Mr. David Millman, P.E.
Environmental Resources Management, Inc.
855 Springdale Drive
Exton, Pennsylvania 19341

Dear Mr. Millman:

This letter is in response to your letter of January 15, 1988, requesting confirmation of our telephone conversation on the proper classification of tank systems as new vs. existing once these systems become subject to RCRA Subtitle C standards subsequent to July 14, 1986, as a result of changes made to the definition of hazardous waste. For example, a tank system that was being used to store a substance that was previously not considered to be a hazardous waste becomes, as a result of changes to the definition of hazardous waste, a hazardous waste storage tank system. As I had previously stated in our conversation, such a tank system that was in existence prior to time when its contained material becomes a hazardous waste is considered an existing tank system. These tank systems would need to provide secondary containment per the phase-in schedule presented in 40 CFR 264.193(a)(3)-(5). Of course, a tank system that is used to store/treat a hazardous waste subsequent to the waste being newly identified as a hazardous waste, but that was not used to store the material prior to its becoming a hazardous waste, would be regarded a new tank system. These tank systems would need to have secondary containment prior to being put into service and would also be subject to other new tank system standards, including design and installation requirements.

If you have any further questions, please call me at
(202) 382-7917.

Sincerely,
William J. Kline
Environmental Scientist

RO 13137

Waste Treatment Branch