

Closure Certification

5. Must the certification of closure (§264.115) signed by the owner/operator (o/o) and independent professional engineer (P. E.) be submitted to the Regional Administrator within the 180 day period allowed for closure activities under §264.113(b)?

Presently, the certification of closure should be submitted in a timely fashion, preferably within the 180 closure period. However, there are currently no time limits for submission of the certification of closure under §264.115.

In the March 19, 1985 Federal Register (50 FR 11068), EPA proposed several amendments to the closure regulations including §264.115. Under the proposed changes to §264.115, the o/o would have 30 days after completion of final closure of the entire hazardous waste management facility to submit the certification of closure. If the o/o performs partial closure of the facility (i.e., closing one unit of many), he must submit a certification of closure for any surface impoundment, land treatment, wastepile, or landfill unit within 45 days of closing the unit. Also, EPA proposes to drop the requirement that an "independent" professional engineer (P. E.) certify closure; instead any qualified P. E. may certify closure.

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