

Byer, James

From: Mitchell, Aaron
Sent: Friday, December 27, 2013 8:07 AM
To: Byer, James
Subject: FW: PCB and RCRA Programs
Attachments: Public Meeting.pdf; EPA Email.pdf; 20131226_105145.pdf; 40 CFR 761.72.doc

From: Stoll, Christopher
Sent: Thursday, December 26, 2013 10:18 AM
To: Mitchell, Aaron
Subject: RE: PCB and RCRA Programs

Hello Aaron,

Yes, FTI meets the criteria and the requirements of 40 CFR 761.72. FTI has a state operating permit (1310263-005-AO). Also, please see the attachments'. The first is a public notice of the meeting that was held on September 16, 2008 to allow for public participation. The second is an e-mail from EPA PCB approvals concerning the PCB emissions. The third is the FDEP Air Permit and the last document is the 40 CFR requirements for the scrap metal recovery oven.

Please let me know if you have any questions or need more information.

Chris Stoll

christopher.stoll@dep.state.fl.us

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From: Mitchell, Aaron
Sent: Friday, December 20, 2013 10:40 AM
To: Stoll, Christopher
Subject: FW: PCB and RCRA Programs

Chris, this is some information that Javier sent us in regards to PCB/HW management at FTI. The last bit of information in his email pertains more to the Air permit that FTI has with the state. When you are able can you shoot me an email that answers the question of whether the permit that FTI has meets the criteria as it is stated below?

Thank you,

Aaron Mitchell

From: Garcia, Javier [<mailto:Garcia.Javier@epa.gov>]
Sent: Thursday, December 19, 2013 10:37 AM
To: Feely, Ken; Adams, Donna M; Lippert, Kris; Mitchell, Aaron
Subject: PCB and RCRA Programs

This is from the PCB Questions and Answer Manual:

Under the Disposal Amendments, if a lab is storing for disposal a container of hazardous liquid waste generated from PCB analysis (such as spent solvent / hexane extract, deionized water, PCB oil sample, or reagent blanks), should the waste be labeled and disposed of as only RCRA hazardous waste and not PCB waste?

A: If the waste contains regulated levels of PCBs, it must be marked, stored, and disposed of in accordance with the PCB regulations as well as in accordance with applicable RCRA regulations.

Q: Under §761.65(b), PCBs may be stored for disposal in areas meeting the requirements of RCRA §§3004, 3005, or 3006. May I store PCBs in accordance with the requirements for 90-day accumulation under RCRA (40 CFR 262.34)?

A: No. The allowance to store in a RCRA permitted facility does not include the 90-day generator storage provision or storage in satellite accumulation areas.

Please note that FTI operates a scrap metal recovery oven permitted by FDEP's Air Program.

Q: I operate a scrap metal recovery oven that meets the requirements of §761.72(a), but does not have a RCRA permit. Under §761.72(c), must I get approval from the Region?

A: Section 761.72(c)(1) requires that a scrap metal recovery oven or smelter have a final RCRA permit or be operating under a valid state air emissions permit that includes a standard for PCBs. This is to ensure that the facility's operations have been evaluated through a process that includes a risk assessment and public participation. Alternatively, under §761.72(c)(3), the EPA Regional Administrator may make a finding based on a site-specific risk assessment that a scrap metal recovery oven or smelter does not pose an unreasonable risk of injury to health or the environment even though it does not have a state air permit that includes an air emissions standard for PCBs. Each Region offers an opportunity for public participation in the process of making such a finding.

Thanks,



Javier E. García
RCRA Enforcement and Compliance Branch
EPA Region 4
61 Forsyth Street S.W.
Atlanta, GA 30303

404-562-8616

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