



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION I

J.F. KENNEDY FEDERAL BUILDING, BOSTON, MASSACHUSETTS 02203-2211

April 21, 1993

Mr. James Maher
Environmental Processing
Associates, Incorporated
Foundry Industrial Park
Building 1A Foundry Street
Lowell, MA 01852

Dear Mr. Maher:

This letter comes in response to your letter of March 1, 1993 and a follow-up letter dated March 29, 1993 requesting guidance on how materials Electronic Processing Associates markets fits into the federal hazardous waste regulations.

As stated in your March 29th letter, Electronics Processing Associates operations consist of receiving computer terminals or televisions sets at the facility and separating the materials into recoverable categories, one of which is the spent CRTs. The CRTs are then processed by releasing the pressure within the CRT, removing steel bands and crushing the remaining casing for use by a customer.

Electronics Processing Associates has been issued a Class A recycling permit from the Massachusetts Department of Environmental Protection (MA DEP). In issuing this permit the MA DEP has presumably considered all the process information submitted by your company and has deemed the process a form of recycling which would be environmentally desirable to alternative disposal methods. At the present time, EPA chooses to defer to the MA DEP's issuance of a recycling permit and the selection of permit conditions which should act as incentives to proper waste management.

40 C.F.R. § 261.1 (c)(4) states that, "a material is reclaimed if it is processed to recover a usable product, or if it is regenerated." The CRT process described in your letters is considered reclamation only if all hazardous constituents are being processed to recover a usable product. Assuming all hazardous constituents remaining as a result of Electronic Processing Associates' processing of CRTs are reused by a customer or by Electronics Processing Associates, and considering other criteria such as intent and financial incentives, this process may be considered reclamation, a form of recycling.

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

of pages

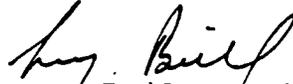
Form with fields for To (Jim Maher), From (USA Dept), Dept/Agency, Phone (573 5755), Fax (573 9662), and a large handwritten number 1-524-970-3700.

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If you have any additional questions regarding your process and its relationship to the federal hazardous waste regulations, please contact Lisa Papetti of my staff at (617) 573-5745.

Sincerely,


Larry Brill, Chief
MA Waste Management Branch

cc: Gary Gosbee, EPA
Lisa Papetti, EPA
Steve DeGabriele, MA DEP