



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION I

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

SEP - 4 1996

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Susan L. Prior, Regional Compliance Manager  
Laidlaw Environmental Services (North East), Inc.  
221 Sutton Street  
North Andover, MA 01845

Re: Class 2 permit modification (carbamate wastes)  
Laidlaw Environmental Services (North East), Inc.  
EPA ID# MAD000604447

Dear Ms. Prior:

The New England office of the Environmental Protection Agency (the "Agency") has completed its review of the Laidlaw Environmental Services (North East), Inc. (the "facility") Class 2 permit modification request dated February 5, 1996, for authorization to manage newly-listed carbamate production wastes (see 60 FR 7824, February 9, 1995). The newly-listed wastes include certain wastes which are generated during the production of carbamate chemicals (the K-list) and also includes commercial chemical products or manufacturing intermediate wastes containing carbamates (U & P lists). These wastes are identified by USEPA waste code numbers: K156-K161, U271, U277-U280, U364-U367, U372, U375-U379, U381-U387, U389-U396, U400-U404, U407, U409-U411, P127, P128, P185, P188-P192, P194, P196-P199, and P201-P205. The final rule listing the new wastes became effective on August 9, 1995.

The facility issued a public notice for the permit modification request on February 12, 1996, and submitted documentation to EPA that it notified all persons on the mailing list regarding the modification request, in accordance with 40 CFR § 270.42(b)(2). Additionally, in accordance with 40 CFR §270.42(b)(4), the facility held a public meeting on March 7, 1996. No comments were received during the public comment period.

The Agency has determined that Laidlaw's permit modification request has satisfied the requirements of 40 CFR § 270.42(b) for a Class 2 modification. Based on this determination the Agency hereby approves the above referenced modification request pursuant to 40 CFR § 270.42(b)(6)(iii). Based on the authority granted by this modification the facility is permitted to manage



only those newly-listed carbamate wastes as indicated above and listed in the facility's revised part A application. This is in addition to any other wastes that the facility is currently permitted to manage in accordance with the Part B permit. This approval only serves to modify those conditions specifically stated in this approval letter, all other permit conditions remain the same.

The action to list these carbamate wastes is taken pursuant to Sections 3001(e)(2) and 3001(b)(1) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6921(e)(2) and 6921(b)(1), as further amended by the Hazardous and Solid Waste Amendments of 1984 (HSWA), 42 U.S.C. 6901 et. seq. Section 3006 of RCRA provides EPA with the authority to issue permits for any new requirements and prohibitions until a State is authorized to do so. That section provides that in an authorized State (i.e., Massachusetts) the Administrator "shall have the authority in such State to issue or deny permits or those portions of permits affected by the requirements and prohibitions established by the Hazardous and Solid Waste Amendments of 1984". This situation continues until the State revises its program pursuant to 40 CFR § 271.21 to add the wastes to its regulated universe and receives EPA's approval. The facility should be aware, however, that this approval does not relieve it of any responsibility to comply with any other applicable Federal, State or local regulations or requirements.

Should you have any questions regarding this approval please contact Sharon Leitch in the Hazardous Waste Program Unit. She may be reached at (617)565-4879.

Sincerely,



David A. Fierra, Director  
Office of Ecosystem Protection

cc: Kevin McSweeney, Associate Director of Waste Policy, EPA-OEP  
Gary Gosbee, Chief, Hazardous Waste Program Unit, EPA-OEP  
Jane Downing, Chief, Massachusetts Program Unit, EPA-OEP  
Steve DeGabriele, Director, Division of Hazardous Materials,  
MADEP  
Al Nardone, Licensing & Permitting, MADEP