“Where’s the Waste?, and Where are you Storing It?”

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Container Management.

What is a container?
Definition of a Container:

- 40 CFR 260.10 Subpart B:
  A *container* mean any portable device in which a material is stored, transported, treated, disposed of, or otherwise handled.

Can you show me some examples???
Most Common Container found:
Other Containers Include:
Other Containers Include:
Other Containers Include:
Other Containers Include:
Other Containers Include:
Other Containers Include:
Other Containers Include:

- Boxes (various sizes and materials)
- One cubic yard heavy duty cardboard boxes with a plastic liner (gaylord boxes)
But what “kind” of container do you have?!?

- What the Department’s inspector means, is your hazardous waste container:
  - a) Satellite Accumulation Container?,
  - OR
  - b) Hazardous Waste Storage Container?
Satellite Accumulation Container
Satellite Accumulation Container

- Typically the beginning of the hazardous waste container management cycle. (Logical place to start)
- Most generators will have at least one (1), but may have more satellite accumulation containers accumulating waste onsite, before a storage drum is ever created.
Once an inspector sees a hazardous waste satellite accumulation container. What are we (the inspector) going to look for?
Satellite Accumulation Container (SAC) Requirements:

- 40 CFR 262.34(c)1 – The generator does not accumulate more than 55 gallons of hazardous waste or one quart of acutely hazardous waste (listed in §261.33(e)).

- The SAC is at or near any point of generation where wastes initially accumulate, AND is under the control of the operator of the process generating the waste.
If these requirements are met, then there is no limit on the amount of time waste can be stored in SAC.

(Excerpts from the Revised Satellite Accumulation Policy)

- The goal is that this temporary accumulation is performed responsibly and safely, with adequate oversight and control.
- The applicability of the satellite accumulation provision will always depend upon a generator's particular set of circumstances, which are site-specific.
- Therefore, any questions regarding specific wastes at specific facilities are best answered by the agency implementing the RCRA program for that particular facility.
However…….

If a generator accumulates waste in excess of the amounts listed in paragraph (c)(1) of this section, at or near any point of generation must, with respect to that amount of excess waste, must within three days:

a) Mark the container holding the excess accumulation of hazardous waste with the date the excess amount began.

b) During the three day period the generator must continue to comply with paragraphs (c)(1)(i) and (ii) of this section.
Having said that……

- The generator can continue to store the container or containers, containing the excess amounts of hazardous waste, at the satellite area for an additional three days.

- After three consecutive days the SAC(s) “MUST BE” moved to either a designated Hazardous Waste Storage Area (HWSA) on-site, be managed as a HWSA, or shipped off-site for disposal.
Most Common Satellite Accumulation Container (SAC) Requirements:

- 40 CFR 262.34(c)(ii) - Mark containers either with the words “Hazardous Waste” or with other words that identify the contents of the containers.

- A label or tag on the container is acceptable.
- Other acceptable wording for example is “Acetone Waste”, “Waste Paint” and “Spent Solvent Waste”.
- The key is that the label or mark must indicate that the material is a hazardous waste and not a raw material or product.
Common problems seen with 40 CFR 262.34(c)1(ii)
How it should/can be done:
SAC Excess Waste Handling:
Secondary Containment

- The Department recommends Secondary Containment for the following containers in order to minimize the potential for breakage and to minimize the consequences in the event of breakage:
  - Glass containers holding liquid hazardous waste kept on the floor.
  - Containers with capacity of less than 4 Liters, of liquid hazardous waste, regardless of storage location.

NOTE: In general, secondary containment is to be used as a means of preventing incompatibles from interacting in the event of breakage and/or spillage. Hazardous waste are to be segregated by hazard class and stored in separate cabinets, trays, or pans.
ACCEPTABLE SECONDARY CONTAINMENT OPTIONS
Other SAC requirements

- **265.171 Conditions of Containers.** (If a container holding a hazardous waste is not in good condition or if it begins to leak, the owner or operator must transfer the hazardous waste from this container to a container that is in good condition ....)

- **265.172 Compatibility of Waste with Containers.** (Container used must be made of or lined with materials which will not react with and are otherwise compatible with the hazardous waste to be stored, so that the ability of the container to contain the waste is not impaired.)

- **265.173(a) Management of Containers.** (Container holding hazardous waste must always be closed during storage, except when it is necessary to add or remove waste.)

Requirements for both Satellite Accumulation Containers, **AND** Hazardous Waste Storage Containers...to be discussed later as well !!!
Hazardous Waste Storage Area
Why were Container Management / Storage Regulations created?

May 19, 1980 preamble

- to minimize emissions of volatile wastes;
- help protect ignitable or reactive waste(s) from sources of ignition or reaction;
- Help prevent spills; and
- Reduce the potential from the mixing of incompatible waste and direct contact of facility personnel with waste(s)

Suggests that containers are closed with lids or some other closure device when adding or removing the waste from the container.
When an inspector visits a hazardous waste storage area, what are we going to look for?

That depends on the type of generator that you are:

+ Large Quantity Generator (LQG)
+ Small Quantity Generator (SQG)
+ Conditionally Exempt Small Quantity Generator (CESQG)
However, ALL Generators MUST comply with 40 CFR 262.30

Before transporting hazardous waste or offering hazardous waste for transportation offsite, a generator must package the waste in accordance with applicable USDOT regulations, under 49 CFR parts 173, 178, and 179.

49 CFR 178 – Covers the “Specifications for the Packaging” that the hazardous material/waste will be shipped in.

49 CFR 179 – Covers the “Specifications for Tank Cars”

(These to be covered under Transportation Section of the seminar!!)
A Hazardous Waste Storage Area is:
An area where waste accumulation container(s) are of such distance from the process generating the waste, or in such a location, that it is NOT routinely within the control and cognizance of the operator of the process.

Examples:

a) Location of the accumulation container in another room where intervening walls or partitions block it from the view of the process operator for significant periods of time.

b) Place the container in areas subject to other plant activities not under the control of the process operator where the risks of release or mismanagement may be greater.

c) Location of the waste storage container outside a building in which the waste is generated may be regarded as placing it beyond the routine attention of the process operator, and therefore not legitimate satellite accumulation.
Accumulation Time Limitations

CESQG’s – NONE, as long as Hazardous Waste in storage does not exceed 1,000Kg, and maintain CESQG waste generation rates (<100 Kg/220 lbs/@30 gal. per mo.)

SQG’s – must manifest/ship Hazardous Waste offsite within 180-days of being accumulated onsite (40 CFR 262.34(d))
Exceptions to Accumulation Time Limitations:

- **40 CFR 262.34(e)** –
  If you are a SQG of hazardous waste, who must transport his waste, or offer his waste for transportation, over a distance of 200 miles or more for off-site treatment, storage or disposal may accumulate waste on-site for 270 days or less without a permit or without having interim status provided that he complies with the requirements of paragraph (d) of this section.

**NOTE:** The quantity of waste accumulated on-site may never exceed 6000 kilograms.
Exceptions to Accumulation Time Limitations:

- 40 CFR 262.34(f) –
  If you are a SQG of hazardous waste, and has accumulated greater than 6000 Kg of hazardous waste onsite, or has stored hazardous waste onsite for greater than 180-days, the generator is considered an operator of a storage facility and is subject to the requirements of 40 CFR parts 264 & 265 (TSDF), and permit requirements of 40 CFR part 270 (TSDF), UNLESS he generator has been granted an extension to the 180-day period.

**NOTE:** An extension of up to 30-days may be granted by the Department, on a case-by-case basis.
Common Storage Area Requirements:

40 CFR 262.34(a)3 – While being accumulated on-site, each container...must be clearly marked, and/or labeled with the words:

“HAZARDOUS WASTE”

(THERE ARE NO EXCEPTIONS!!!!!!)
Common problems seen with 40 CFR 262.34(a)3
How it should/can be done:
Common Storage Area Requirements:

- 40 CFR 262.34(a)2 – the date upon which each period of accumulation begins is clearly marked and visible for inspection on each container.

Reason:
+ SQG – has 180-day storage limit (40 CFR 262.34(d))
Common problems seen with 40 CFR 262.34(a)2
How it should/can be done:
Common Storage Area Requirements:

- 40 CFR 265.173(a) – A container holding hazardous waste must always be securely closed during storage, except when it is necessary to add or remove waste.

**Reason:** To prevent the release of hazardous waste, and/or its vapors. Again, to prevent a spill from occurring, and protect workers from hazardous vapors, fumes, etc...

*(Satellite Accumulation Container Requirement)*
Common problems seen with 40 CFR 265.173(a)
How it should, and can be done:

(and maybe not!)
Common Storage Area Requirements:

- 40 CFR 265.173(b) – A container holding hazardous waste must not be opened, handled, or stored in a manner which may rupture the container or cause it to leak its contents
Common problems seen with 40 CFR 265.173(b)
In addition to 40 CFR 265.173(b)

40 CFR 265.171 also mandates that if generator’s have containers holding hazardous waste that is not in good condition, or if it begins to leak, the owner or operator (generator) must transfer the hazardous waste from this container to container that is in good condition; or manage the waste in some other way that complies with this requirement.

Both 40 CFR 265.173(b) and 40 CFR 265.171 go hand-in-hand with each other.

(Satellite Accumulation Container Requirement)
Common Storage Area Requirements:

- 40 CFR 265.35 – Required Aisle Space

An owner or operator (generator) must maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of facility operation in an emergency (Example – DEP requires 18” for single-stacked 55-gallon drums)
How it should/can be done:
Common Storage Area Requirements:

- 40 CFR 265.34(a) – Whenever hazardous waste is being poured, mixed, spread, or otherwise handled, all personnel involved in the operation must have immediate access to an internal alarm or emergency communication device, either directly or through visual or voice contact with another employee.
REMEMBER!!!

Hazardous Waste Storage Area description, is:
An area where waste accumulation container(s) are of such distance from the process generating the waste, or in such a location, that is not routinely within the control and cognizance of the operator of the process.

Storage areas are usually well removed from the active parts of a facility, and the only means of communications is through some type of communications device – phone, alarm, 2-way radio, etc...
WASTE SOLVENT

WASTE OIL

ALL DRUMS MUST BE CAPPED AT ALL TIMES.
Common Storage Area Requirements:

- 40 CFR 265.174 – the owner or operator (generator) must inspect area where containers are stored, at least weekly, looking for leaks and for deterioration caused by corrosion or other factors.
Things to remember about inspections:

- Container Management and weekly inspections go hand-in-hand.
- Ensures hazardous waste storage containers are being properly managed.
- Ensures any problems that are found, are/can be addressed in a prompt manner before any serious injury or property damage can occur.
- Written inspection log not required for SQG/LQG, but highly recommended to show that the required inspections are being conducted.
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<td>Containers in good condition, not leaking?</td>
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<td>Containers closed when not in use?</td>
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<td>Containers properly marked?</td>
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<td>Container markings visible?</td>
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<td>Containers stored longer than allowed?</td>
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<td>Containers segregated by waste type?</td>
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<td>Ignitable or reactive waste stored &gt;50” from property line?</td>
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<td>Adequate aisle space?</td>
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<td>Spill control, communication, safety, &amp; fire equipment present?</td>
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<td>Name, date, and time of person performing inspection</td>
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<td>Corrective action taken (Use separate sheet as necessary)</td>
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Great, but where can I get one of those?
Where can I find that online?

- The whole Compliance Assistance Packet
  www.nj.gov/dep/enforcement/CAVPacket%20Master.pdf

- Just the Sample Inspection Log
  www.nj.gov/dep/enforcement/hw-inspection.pdf
Commonly Overlooked Storage Area Requirements:

Storage of Incompatible Hazardous Wastes

as per 40 CFR 260.10 – an incompatible waste is a hazardous waste which is unsuitable for placement in a particular device because it may cause corrosion or decay of containment materials (i.e., container inner liners), OR commingling with another waste or material under un-controlled conditions because the commingling might produce heat or pressure, fire or explosion, violent reaction, toxic dusts, mists, fumes, or gases, or flammable fumes or gases.
Storage of Incompatible Hazardous Waste

40 CFR 265.177 – states “...incompatible waste, or incompatible wastes and materials must not be placed in the same container... hazardous waste must not be placed in an unwashed container that previously held incompatible waste or material... or a storage container holding hazardous waste that is incompatible with any waste or other materials stored nearby in other containers, piles, open tanks, must be separated from the other materials or protected from them by means of dike, berm, wall, or other device.

NOTE: Appendix V shows examples of incompatible waste, and materials.
### Appendix V

**40 CFR 265**

#### Environmental Protection Agency

Formulas for calculation of the leachability and toxicity of waste can be found in most introductory statistics texts.

**Appendix V to Part 265—Examples of Potentially Incompatible Waste**

Mixed hazardous waste, when mixed with other waste or materials at a hazardous waste facility, can produce effects which are harmful to human health and the environment, such as (1) heat or pressure, (2) fire or explosion, (3) violent reaction, (4) toxic fumes or gases, or (5) flammable fumes or gases.

Below are examples of potentially incompatible waste, waste components, and materials along with the hazardous consequences which result from mixing materials in one group with materials in another group. The list is intended as a guide to owners or operators of treatment, storage, and disposal facilities, and to enforcement and permit granting officials, to indicate the need for special precautions when managing these potentially incompatible waste materials or components.

An owner or operator must, as the regulations require, adequately analyze his waste so that he can avoid creating uncontrollable substances or reactions of the type listed below, whether they are listed hazard or not.

It is possible for potentially incompatible waste to be mixed in a way that produces a reaction (e.g., adding acid to water rather than water to acid) or that neutralizes them (e.g., a strong acid mixed with a strong base), or that controls substances produced (e.g., by generating flammable gases in a closed vessel). To prevent this type of reaction, mix the gases in an incinerator.

In the list below, the mixing of a Group A material with a Group B material may have the potential consequences as noted.

<table>
<thead>
<tr>
<th>Group A</th>
<th>Group B</th>
<th>Potential consequence: Fire or explosion; generation of flammable hydrogen gas.</th>
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</thead>
<tbody>
<tr>
<td>Group A</td>
<td>Group B</td>
<td>Potential consequence: Fire, explosion, or heat generation; generation of flammable or toxic gases.</td>
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<table>
<thead>
<tr>
<th>Acids</th>
<th>Alkalies, or other bases</th>
<th>Potassium hydroxide</th>
<th>Sodium hydroxide</th>
<th>Sodium metal</th>
<th>Sodium cyanide</th>
<th>Potassium cyanide</th>
<th>Chloride</th>
<th>Potassium chloride</th>
<th>Sodium chloride</th>
<th>Silver chloride</th>
<th>Sodium nitrate</th>
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<th>Ammonium nitrate</th>
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Easier Approach to Determining what Hazardous Wastes/Materials are Incompatible:

**USDOT Hazardous Materials Load & Segregation Chart**
Common problems seen with 40 CFR 265.177
PROPER D.O.T. SHIPPING NAME:
WASTE FLAMMABLE LIQUID N.O.S. (ACETONE, ETHYL ACETATE,
HEPTANE, HEXANE, ETHANOL, METHANOL, METHYL ETHYL KEYTONE.)
UN or NA No. 1993

GENERATOR INFORMATION:
Name: [Redacted]
Facility: EAST HANOVER 3
Phone: [Redacted]
Address: MERRY LANE
City: [Redacted]
State: NJ Zip: 07936
EPA / Manifest
ID No. / Document No. [Redacted]
State Manifest Document No.
EPA Waste No. D001 F003

HAZARDOUS WASTE
FEDERAL LAW PROHIBITS
IMPROPER DISPOSAL.
IF FOUND, CONTACT THE NEAREST POLICE OR
PUBLIC SAFETY AUTHORITY OR THE U.S.
ENVIRONMENTAL PROTECTION AGENCY.

HANDLE WITH CARE!
Workplace Accumulation
Start Date: 03/01/12
Unusual Events at DPW Yards….

What am I talking about?

Household Hazardous Waste Days!

Department has conducted periodic oversight inspections at these events!
Bulking of Flammables, Used Oil, etc…
Safety at HHW Events biggest concern…
Un-Common Storage Area Requirements:

Well, what if I store my hazardous waste in tanks???

Does anyone store hazardous waste in tanks???

Yes, but vast majority of generator’s store their hazardous waste in various sized containers...
The requirements for owners and operators (generators) that use tank systems can be found in Subpart J – Tank Systems located at 40 CFR 265.

40 CFR 265.190 – Applicability
40 CFR 265.191 – Assessment of existing tank system integrity
40 CFR 265.192 – Design & Installation of new tank systems or components
40 CFR 265.193 – Containment & Detection of release
40 CFR 265.194 – General operating requirements
40 CFR 265.195 – Inspections
40 CFR 265.198 – Special requirements for ignitable or reactive wastes
40 CFR 265.199 – Special requirements for incompatible wastes
40 CFR 265.201 – Special requirements for generators of between 100 and 1,000 kg/mo (SQG) that accumulate hazardous waste in tanks.

Subpart BB requirements – air emission standards for tanks that store volatile organics (500 ppm or greater in the waste stream)

Other NJAC requirements for that labeling, and placing the accumulation start date on tanks as well.
IMPORTANT

- To meet the hazardous waste storage container (and tank requirements if applicable) in 40 CFR, and the New Jersey Administrative Codes (N.J.A.C.);
- Even more important to ensure that all applicable personnel receive routine training in all aspects of container (and tank) management, from container labeling & marking requirements, to the proper use, and implementation of the emergency communications plan/devices onsite to ensure that…
This won’t happen to one of your hazardous waste storage containers at your facility...
Which can lead to this...all because of poor container, tank, or waste management!