

Land Disposal Restrictions One-Time Notification/Certification

1. Generator information:			2. Receiving facility information (if applicable):		
Name _____			Name _____		
Address _____			Address _____		
EPA ID No. _____			EPA ID No. _____		
			Manifest No. _____		
3. Waste description at point of generation:					
Line item	Waste description	Hazardous waste code(s)	LDR Subcategory	WW/NWW	Underlying hazardous constituents [§268.2(i)] ¹
1					
2					
3					
4					
4. Waste disposition:					
Line item	Subtitle C exclusion subsequent to point of generation (if applicable)	Current disposition of waste	§268.45, Table 1 technology used to treat debris (if applicable)	Date shipped (if applicable)	
1					
2					
3					
4					
5. Was the waste hazardous at the point of generation but subsequently became excluded from the definition of hazardous waste or exempt from Subtitle C regulation (including characteristic wastes managed in wastewater treatment systems discharging under the CWA)? <input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, this constitutes the §268.7(a)(7) one-time notification.) ²					
6. Was the waste characteristic at the point of generation, treated onsite to remove all characteristics, and treatment residues then shipped to a Subtitle D land disposal facility? <input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, complete Certification 1, 2, or 3.) ²					
7. Was the waste “debris” that was hazardous at the point of generation but subsequently became excluded from the definition of hazardous waste under §261.3(f)(1) by treating it using an extraction or destruction technology in §268.45, Table 1? <input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, complete Certification 4.) ³					
8. Was the waste “debris” that was hazardous at the point of generation but subsequently became excluded from the definition of hazardous waste under §261.3(f)(2) by receiving a “no-longer-contains” determination from EPA or the authorized state? <input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, this constitutes the §268.7(d)(1) one-time notification.) ⁴					
9. Was the waste “soil” that was hazardous at the point of generation but subsequently became excluded from the definition of hazardous waste via a “no-longer-contains” determination from EPA or the authorized state or by the generator determining that the soil no longer exhibits a characteristic? <input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, this constitutes the §268.7(e)(1) one-time notification.) ²					
10. Is the waste residue from treating K061, K062, and/or F006 wastes in high-temperature metals recovery (HTMR) units that 1) meets the generic exclusion levels in §261.3(c)(2)(ii)(C), 2) does not exhibit any characteristics, and 3) is shipped to a Subtitle D land disposal facility? <input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, complete Certification 5.) ⁵					

Land Disposal Restrictions One-Time Notification/Certification (Continued)

<p>1. <input type="checkbox"/> Waste that has been treated to remove characteristics and that did not contain underlying hazardous constituents at the point of generation.</p> <p>I certify under penalty of law that I have personally examined and am familiar with the treatment technology and operation of the treatment process used to support this certification. Based on my inquiry of those individuals immediately responsible for obtaining this information, I believe that the treatment process has been operated and maintained properly so as to comply with the treatment standards specified in 40 <i>CFR</i> 268.40 without impermissible dilution of the prohibited waste. I am aware there are significant penalties for submitting a false certification, including the possibility of fine and imprisonment.</p>	<p>Applies to manifest line items: _____</p> <p>Reference: §§268.7(b)(4) and 268.9(d)</p>	
<p>2. <input type="checkbox"/> Waste that has been treated to remove characteristics and to meet universal treatment standards for underlying hazardous constituents.</p> <p>I certify under penalty of law that the waste has been treated in accordance with the requirements of 40 <i>CFR</i> 268.40 to remove the hazardous characteristic and that underlying hazardous constituents, as defined in §268.2(i) have been treated on-site to meet the §268.48 Universal Treatment Standards. I am aware that there are significant penalties for submitting a false certification, including the possibility of fine and imprisonment.</p>	<p>Applies to manifest line items: _____</p> <p>Reference: §§268.7(b)(4)(v) and 268.9(d)</p>	
<p>3. <input type="checkbox"/> Waste that has been treated to remove characteristics but does not meet universal treatment standards for underlying hazardous constituents.</p> <p>I certify under penalty of law that the waste has been treated in accordance with the requirements of 40 <i>CFR</i> 268.40 or 268.49 to remove the hazardous characteristic. This decharacterized waste contains underlying hazardous constituents that require further treatment to meet treatment standards. I am aware that there are significant penalties for submitting a false certification, including the possibility of fine and imprisonment.</p>	<p>Applies to manifest line items: _____</p> <p>Reference: §§268.7(b)(4)(iv) and 268.9(d)</p>	
<p>4. <input type="checkbox"/> Debris that has been treated to meet the alternative treatment standards.</p> <p>I certify under penalty of law that the debris has been treated in accordance with the requirements of 40 <i>CFR</i> 268.45. I am aware there are significant penalties for making a false certification, including the possibility of fine and imprisonment.</p>	<p>Applies to manifest line items: _____</p> <p>Reference: §268.7(d)(3)(iii)</p>	
<p>5. <input type="checkbox"/> HTMR residue from treating K061, K062, and/or F006 wastes.</p> <p>I certify under penalty of law that the generic exclusion levels for all constituents have been met without impermissible dilution and that no characteristic of hazardous waste is exhibited. I am aware that there are significant penalties for submitting a false certification, including the possibility of fine and imprisonment.</p>	<p>Applies to manifest line items: _____</p> <p>Reference: §261.3(c)(2)(ii)(C)</p>	
Generator's signature	Printed/typed name & title	Date

1 Use an attachment if necessary. If all underlying hazardous constituents will be treated and monitored, there is no requirement to list any on this notification.

2 This one-time notification is placed in the facility's onsite files only. For compliance with the §268.9(d) one-time notification and certification, if the waste does not meet universal treatment standards for underlying hazardous constituents (i.e., Certification 3 above), the generator must somehow communicate the need for UHC treatment to the Subtitle D facility; the notification and certification must be updated if the process or operation generating the waste changes and/or if the Subtitle D receiving facility changes.

3 This one-time notification must be sent to EPA or the authorized state and placed in the facility's files. It is not sent with the shipment to the Subtitle D receiving facility. The notification must be updated if 1) a different type of debris is treated, 2) a different §268.45, Table 1 technology is used to treat the debris, and/or 3) the Subtitle D receiving facility changes. The certification (Certification 4 above) must be placed in the facility's files for each shipment of treated debris.

4 This one-time notification must be sent to EPA or the authorized state and placed in the facility's files. It is not sent with the shipment to the Subtitle D receiving facility. The notification must be updated if the Subtitle D receiving facility changes.

5 This one-time notification and certification must be sent to EPA or the authorized state and placed in the facility's files. It is not sent with the shipment to the Subtitle D receiving facility. The notification and certification must be updated if the process or operation generating the waste changes and/or if the Subtitle D receiving facility changes.

Source: McCoy and Associates, Inc.