Environmental Protection Agency

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of hazardous waste as necessary to fa-
cilitate proper recovery, treatment, or
disposal and the generator complies
with the requirements in §262.34 and
parts 264 and 265 of this chapter.

(2) An owner/operator of a hazardous
waste treatment, storage, or disposal
facility stores such wastes in tanks,
containers, or containment buildings
solely for the purpose of the accumula-
tion of such quantities of hazardous
waste as necessary to facilitate proper
recovery, treatment, or disposal and:

(i) Each container is clearly marked
to identify its contents and the date
each period of accumulation begins;

(ii) Each tank is clearly marked with
a description of its contents, the quan-
tity of each hazardous waste received,
and the date each period of accumula-
tion begins, or such information for
each tank is recorded and maintained
in the operating record at that facility.
Regardless of whether the tank itself is
marked, an owner/operator must com-
ply with the operating record require-
ments specified in §264.73 or §265.73.

(3) A transporter stores manifested
shipments of such wastes at a transfer
facility for 10 days or less.

(b) An owner/operator of a treatment,
storage or disposal facility may store
such wastes for up to one year unless
the Agency can demonstrate that such
storage was not solely for the purpose
of accumulation of such quantities of
hazardous waste as are necessary to fa-
cilitate proper recovery, treatment, or
disposal.

(c) An owner/operator of a treatment,
storage or disposal facility may store
such wastes beyond one year; however,
the owner/operator bears the burden of
proving that such storage was solely
for the purpose of accumulation of such
quantities of hazardous waste as are
necessary to facilitate proper recovery,
treatment, or disposal.

(d) If a generator’s waste is exempt
from a prohibition on the type of land
disposal utilized for the waste (for ex-
ample, because of an approved case-by-
case extension under §268.5, an ap-
proved §268.6 petition, or a national ca-
pacity variance under subpart C), the
prohibition in paragraph (a) of this sec-
tion does not apply during the period of
such exemption.

(e) The prohibition in paragraph (a)
of this section does not apply to haz-
ardous wastes that meet the treatment
standards specified under §§268.41,
268.42, and 268.43 or the treatment
standards specified under the variance
in §268.44, or, where treatment stand-
ards have not been specified, is in com-
pliance with the applicable prohibi-
tions specified in §268.32 or RCRA sec-
tion 3004.

(f) Liquid hazardous wastes con-
taining polychlorinated biphenyls
(PCBs) at concentrations greater than
or equal to 50 ppm must be stored at a
facility that meets the requirements of
40 CFR 761.65(b) and must be removed
from storage and treated or disposed as
required by this part within one year of
the date when such wastes are first
placed into storage. The provisions of
paragraph (c) of this section do not
apply to such PCB wastes prohibited
under §268.32 of this part.

(g) The prohibition and requirements
in this section do not apply to haz-
ardous remediation wastes stored in a
staging pile approved pursuant to
§264.554 of this chapter.

[51 FR 40642, Nov. 7, 1986; 52 FR 21017, June 4,
1987, as amended at 52 FR 25791, July 8, 1987;
54 FR 36972, Sept. 6, 1989; 57 FR 37281, Aug. 18,
1992; 54 FR 59440, Nov. 30, 1989; 71 FR 40279,
July 14, 2006]

APPENDIXES I-II TO PART 268

[RESERVED]

APPENDIX III TO PART 268—LIST OF HAL-
OGENATED ORGANIC COMPOUNDS
REGULATED UNDER §268.32

In determining the concentration of HOCs
in a hazardous waste for purposes of the
§268.32 land disposal prohibition, EPA has
defined the HOCs that must be included in a
calculation as any compounds having a car-
bon-halogen bond which are listed in this Ap-
pendix (see §268.2). Appendix III to Part 268
consists of the following compounds:

I. VOLATILES

1. Bromodichloromethane
2. Bromomethane
3. Carbon Tetrachloride
4. Chlorobenzene
5. 2-Chloro-1,3-butadiene
6. Chlorodibromomethane
7. Chloroethane
8. 2-Chloroethyl vinyl ether
9. Chloroform
10. Chloromethane

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<table>
<thead>
<tr>
<th>11. 3-Chloropropene</th>
<th>13. 1,2-Dibromo-3-chloropropene</th>
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</thead>
<tbody>
<tr>
<td>12. 1,2-Dibromo-3-chloropropene</td>
<td>14. Dibromomethane</td>
</tr>
<tr>
<td>15. Trans-1,4-Dichloro-2-butene</td>
<td>16. Dichlorodifluoromethane</td>
</tr>
<tr>
<td>17. 1,1-Dichloroethane</td>
<td>18. 1,2-Dichloroethane</td>
</tr>
<tr>
<td>19. 1,1-Dichloroethylene</td>
<td>20. Trans-1,2-Dichloroethane</td>
</tr>
<tr>
<td>21. 1,2-Dichloropropane</td>
<td>22. 1,1,1,2-Tetrachloroethane</td>
</tr>
<tr>
<td>23. cis-1,2-Dichloropropene</td>
<td>24. 1,1,1,2-Tetrachloroethane</td>
</tr>
<tr>
<td>25. Methylene chloride</td>
<td>26. Bis(2-chloroethoxy)ethane</td>
</tr>
<tr>
<td>27. 1,1,2,2-Tetrachloroethane</td>
<td>28. Tribromomethane</td>
</tr>
<tr>
<td>29. Tetrachloroethene</td>
<td>30. 1,1,1,2-Tetrachloroethane</td>
</tr>
<tr>
<td>31. 1,1-Dichloroethylene</td>
<td>32. 1,2-Dichloropropane</td>
</tr>
<tr>
<td>33. Trichloromonomethane</td>
<td>34. 1,3-Dichloropropene</td>
</tr>
<tr>
<td>35. Vinyl Chloride</td>
<td>36. cis-1,2,3-Trichloropropene</td>
</tr>
</tbody>
</table>

### II. Semivolatiles

1. Bis(2-chloroethoxy)ethane
2. Bis(2-chloroethyl)ether
3. Bis(2-chloroethyl)ether
4. p-Chloroaniline
5. Chlorobenzilate
6. p-Chloro-p-cresol
7. 2-Chloronaphthalene
8. 2-Chlorophenol
9. 3-Chloropropionitrile
10. m-Dichlorobenzene
11. o-Dichlorobenzene
12. p-Dichlorobenzene
13. 3,3-Dichlorobenzidine
14. 2,4-Dichloroaniline
15. 2,4-Dichlorophenol
16. Hexachlorobenzene
17. Hexachlorobutadiene
18. Hexachlorocyclopentadiene
19. Hexachloroethane
20. Hexachloropropene
21. Hexachloropropene
22. 4,4'-Methylenebis(2-chloroaniline)
23. Pentachlorobenzene
24. Pentachloroethane
25. Pentachloronitrobenzene
26. Pentachlorophenol
27. Pronamide
28. 1,2,4,5-Tetrachlorobenzene
29. 2,3,4,6-Tetrachlorophenol
30. 1,2,4,6-Tetrachlorobenzene
31. 2,4,5-Trichlorophenol
32. 2,4,6-Trichlorophenol
33. Tris(2,3-dibromopropyl)phosphate

### III. Organochlorine Pesticides

1. Aldrin
2. alpha-BHC
3. beta-BHC
4. delta-BHC
5. gamma-BHC
6. Chlorodane
7. DDD
8. DDE
9. DDT
10. Dieldrin
11. Endosulfan I
12. Endosulfan II
13. Endrin
14. Endrin aldehyde
15. Heptachlor
16. Heptachlor epoxide
17. Isodrin
18. Kepone
19. Methoxychlor
20. Toxaphene

### IV. Phenoxyacetic Acid Herbicides

1. 2,4-Dichlorophenoxyacetic acid
2. Silvex
3. 2,4,5-T

### V. PCBs

1. Aroclor 1016
2. Aroclor 1221
3. Aroclor 1232
4. Aroclor 1242
5. Aroclor 1248
6. Aroclor 1254
7. Aroclor 1260
8. PCBs not otherwise specified

### VI. Dioxins and Furans

1. Hexachlorodibenzo-p-dioxins
2. Hexachlorodibenzofuran
3. Pentachlorodibenzo-p-dioxins
4. Pentachlorodibenzofuran
5. Tetrachlorodibenzo-p-dioxins
6. Tetrachlorodibenzofuran
7. 2,3,7,8-Tetrachlorodibenzo-p-dioxin

### APPENDIX IV to PART 268—WASTES EXCLUDED FROM LAB PACKS UNDER THE ALTERNATIVE TREATMENT STANDARDS OF § 268.42(c)

Hazardous waste with the following EPA Hazardous Waste Codes may not be placed in lab packs under the alternative lab pack treatment standards of §268.42(c): D009, F019, K003, K004, K005, K006, K062, K071, K100, K106, P016, P011, P012, P076, P078, U134, U151.

### APPENDIX V to PART 268 [RESERVED]