Environmental Protection Agency

§ 267.141 Definitions of terms as used in this subpart.

(a) Closure plan means the plan for closure prepared in accordance with the requirements of §267.112.

(b) Current closure cost estimate means the most recent of the estimates prepared in accordance with §267.142 (a), (b), and (c).

(c) The owner or operator must notify the Regional Administrator if the owner or operator is named as a debtor in a bankruptcy proceeding under Title 11 (Bankruptcy), U.S. Code (See also §267.148).

(d) States and the Federal government are exempt from the requirements of this subpart.

§ 267.140 Who must comply with this subpart, and briefly, what do they have to do?

(a) The regulations in this subpart apply to owners and operators who treat or store hazardous waste under a standardized permit, except as provided in §267.1(b), or §267.140(d) below.

(b) The owner or operator must:
   (1) Prepare a closure cost estimate as required in §267.142;
   (2) Demonstrate financial assurance for closure as required in §267.143; and
   (3) Demonstrate financial assurance for liability as required in §267.147.

(c) The owner or operator must notify the Regional Administrator if the owner or operator is named as a debtor in a bankruptcy proceeding under Title 11 (Bankruptcy), U.S. Code (See also §267.148).

(d) States and the Federal government are exempt from the requirements of this subpart.

§ 267.116 What must I do with contaminated equipment, structure, and soils?

You must properly dispose of or decontaminate all contaminated equipment, structures, and soils during the partial and final closure periods. By removing any hazardous wastes or hazardous constituents during partial and final closure, you may become a generator of hazardous waste and must handle that waste following all applicable requirements of 40 CFR part 262.

§ 267.117 How do I certify closure?

Within 60 days of the completion of final closure of each unit under a part 270 subpart J standardized permit, you must submit to the Director, by registered mail, a certification that each hazardous waste management unit or facility, as applicable, has been closed following the specifications in the closure plan. Both you and an independent registered professional engineer must sign the certification. You must furnish documentation supporting the independent registered professional engineer's certification to the Director upon request until he releases you from the financial assurance requirements for closure under §267.143(i).

Subpart H—Financial Requirements

§ 267.140 Who must comply with this subpart, and briefly, what do they have to do?

(a) The regulations in this subpart apply to owners and operators who treat or store hazardous waste under a standardized permit, except as provided in §267.1(b), or §267.140(d) below.

(b) The owner or operator must:
   (1) Prepare a closure cost estimate as required in §267.142;
   (2) Demonstrate financial assurance for closure as required in §267.143; and
   (3) Demonstrate financial assurance for liability as required in §267.147.