

SUBJECT

DATE

1448. Definitions of Inactive Portion, Active Portion and Closed Portion of a RCRA TSDF

AUG 12, 2021

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TWO MINUTE TRAINING

TO: CENTRAL PLATEAU CLEANUP COMPANY

FROM: PAUL W. MARTIN, RCRA Subject Matter Expert
CPCCo Environmental Protection, Hanford, WA

SUBJECT: DEFINITIONS OF INACTIVE PORTION, ACTIVE PORTION AND CLOSED PORTION OF A RCRA TSDF

DATE: AUGUST 12, 2021

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TWO MINUTE TRAINING

SUBJECT: Definitions of Inactive Portion, Active Portion and Closed Portion of a RCRA TSDF

Q: A consultant with Ill Repute Konsulting (IRK), has told one of our customers that since the customer recently stopped storing dangerous waste in a particular building, that building is now an inactive portion of the customer's RCRA permitted treatment, storage, or disposal facility (TSDF). Should our customer be concerned with this consultant's advice?

A: Oh yes...

[WAC 173-303-040](#) defines "Inactive portion" as a portion of a facility that has not recycled, treated, stored, or disposed of federal hazardous waste after the effective date of the waste's designation; or on or after March 10, 1982, for WA State-Only dangerous wastes.

WAC 173-303-040 defines "Active portion" as a portion of a facility that is not a closed portion, and where dangerous waste recycling, reuse, reclamation, transfer, treatment, storage or disposal operations are being or have been conducted after the federal effective date of the waste's designation; or on or after March 10, 1982, for WA dangerous wastes.

WAC 173-303-040 defines "Closed portion" as that portion of a facility which an owner or operator has closed, in accordance with the approved facility closure plan and all applicable [closure requirements](#).

Since the customer was recently storing dangerous wastes in this building, and has not formally closed the building, the building is still an active portion of the facility. If the building was operating under interim status standards or a final status permit, all applicable requirements continue to apply until the building is closed according to an approved RCRA closure plan.

SUMMARY:

- An "Inactive portion" is a portion of a facility that has not manage federal hazardous wastes after a specified effective date or has not managed WA State-Only dangerous wastes after March 10, 1982.
- An "Active portion" is a portion of a facility that has manage federal hazardous wastes after a specified effective date or has managed WA State-Only dangerous wastes after March 10, 1982.
- A "Closed portion" is a portion of a facility which an owner or operator has closed, in accordance with the approved facility closure plan and all applicable closure requirements.

Excerpts from WAC 173-303-040 are attached to the e-mail. If you have any questions, please contact me at [Paul W Martin@rl.gov](mailto:Paul_W_Martin@rl.gov) or at (509) 376-6620.

TWO MINUTE TRAINING – ATTACHMENT

SUBJECT: Definitions of Inactive Portion, Active Portion and Closed Portion of a RCRA TSDF

WAC 173-303-040 Definitions.

When used in this chapter, the following terms have the meanings given below.

"Active portion" means that portion of a facility which is not a closed portion, and where dangerous waste recycling, reuse, reclamation, transfer, treatment, storage or disposal operations are being or have been conducted after:

The effective date of the waste's designation by [40 C.F.R. Part 261](#); and

March 10, 1982, for wastes designated only by this chapter and not designated by 40 C.F.R. Part 261. (See also "closed portion" and "inactive portion.")

"Closed portion" means that portion of a facility which an owner or operator has closed, in accordance with the approved facility closure plan and all applicable closure requirements.

"Closure" means:

- The requirements placed upon all recycling, used oil, and TSD facilities, plus some generators, and some transporters to ensure that all such facilities are closed in an acceptable manner (see also "post-closure"); and
- Once taken out of service, the proper cleaning up and/or decontaminating of a dangerous waste management unit or a recycling unit and any areas affected by releases from the unit.

"Inactive portion" means that portion of a facility which has not recycled, treated, stored, or disposed dangerous waste after:

The effective date of the waste's designation, for wastes designated under 40 C.F.R. Part 261; and

March 10, 1982, for wastes designated only by this chapter and not designated by 40 C.F.R. Part 261.