1		DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT
2		
3	Sc	olid and Hazardous Waste Commission/Hazardous Materials and Waste Management Division
5		
7		6 CCR 1007-2
8	PART	1 REGULATIONS PERTAINING TO SOLID WASTE SITES AND FACILITIES
10 11	Corre	ction of Typographical Errors and Outdated References
12 13 14		ction 1.2 (Definitions) is being amended by revising the definition of "Ground water ction standard" to read as follows:
15 16		Section 1
17 18		Administrative Information
19 20	1.2	DEFINITIONS
21 22 23	*****	
24 25	"Ground water protection standard" means those standards established by following 40 CFR 258.55(H) and (I) methodology or standards established by this Department (5 CCR 1002-8).	
26 27 28	*****	
29 30 31 32	2) Sec follow	ction 1.9.2 (Enforcement) is being amended by revising paragraph (F) to read as
33 34 35	1.9	INSPECTIONS - ENFORCEMENT - CIVIL PENALTY
36 37	1.9.2	Enforcement. ******
38 39	*****	
40 41 42 43		(F) In accordance with Section 30-20-113(5)(b), C.R.S. of the Act, the Department may settle claims for administrative or civil penalties of up to \$2000 \$10,000 per violation per day through settlement agreements or compliance orders on consent. Such a settlement may include, but is not limited to, payment or contribution of the penalty amount to state or local agencies or for other

environmentally beneficial purposes. Penalties collected by the Department shall be paid to the state treasurer.

3) Section 1.9.4 (Judicial Enforcement Actions) is being amended by revising paragraph (B) to read as follows:

1.9 INSPECTIONS - ENFORCEMENT - CIVIL PENALTY

- 1.9.4 Judicial Enforcement Actions
- (A) The Department may, at any time that the Department finds that the respondent is or has been in violation of the Act, commence a civil action for injunctive relief, in accordance with section 30-20-113(2) C.R.S. in the district court of the judicial district in which the violation occurs.
 - (1) The Department may file a civil action for injunctive relief in addition to, or as an alternative to, the issuance of a Compliance Order.
- (B) In accordance with the Act, the Department may seek a civil penalty for each violation of the Act in the district court of the judicial district in which the violation occurs. The district court may impose a civil penalty of no more than \$2000 \$10,000 per violation per day.
- 4) Section 5.5.7 (Standard Requirements for the Disturbance of RACS) is being amended by revising paragraph (E)(2)(e)(ii) to read as follows:

SECTION 5

ASBESTOS WASTE MANAGEMENT

5.5 MANAGEMENT OF REGULATED ASBESTOS-CONTAMINATED SOIL (RACS):

5.5.7 STANDARD REQUIREMENTS FOR THE DISTURBANCE OF RACS

- (E) AIR MONITORING
 - (2) ******
 - (e) TEM presence/absence analysis is required (analysis providing fiber counts/concentrations is always optional) as described in paragraphs (i) through (iv) below. The laboratory shall be requested to provide verbal results by the start of the next working day, or as soon as possible after the start of the next working day, with written results within 24 hours of the receipt of verbal results.
 - i. ******
 - ii. During the first five (5) days of RACS disturbance A minimum of 25% of the samples collected from each RWA, inclusive of the downwind floating samples as described in

97 98	5.5.7(E)(23), shall be submitted for TEM analysis. The sample(s) selected for TEM analysis shall have the highest PCM result(s) based on fiber concentration. If all PCM
99	results are Below Detectable Limit (BDL) for fiber concentration, then the sample(s)
100	selected for TEM analysis shall be determined by highest fiber count. If all samples
101	have no fiber counts (i.e. zero (0) fibers counted, not a "below detection limit" fiber
102 103	concentration) then no TEM analysis is required. iii. *******
103	III.
105	*****
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108	5) Section 7.2.2 (Design criteria) is being amended by revising paragraph (B)(4) to read as
109	follows:
110	ionows.
111	
112	SECTION 7
113	OLO HOIL T
114	REGULATIONS FOR TRANSFER STATIONS
115	
116	7.2 OPERATING PLAN CRITERIA
117	
118	7.2.2 Design criteria
119	7.2.2 <u>Booigh official</u>
120	*****
121	
122	(B) On-site roads
123	· , ,
124	*****
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126	(4) Where public dumping is allowing allowed, separate access for passenger vehicles shall
127	be provided.
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129	*****
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131	
132	6) Section 9.3.5 (Recordkeeping and Reporting Requirements) is being amended by
133	renumbering paragraphs (H) and (I) as paragraphs (F) and (G) to read as follows:
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135	OFOTION A
136	SECTION 9
137	WASTE IMPOUNDMENTS
138	WASTE IMPOUNDMENTS
139 140	
141	9.3 REQUIREMENTS FOR TYPE B WASTE IMPOUNDMENTS
142	3.5 REGUITEMENTO FOR THE B WASTE IN CONDINENTO
143	9.3.5 RECORDKEEPING AND REPORTING REQUIREMENTS
144 145	(E) Routine Monitoring: *******
146	
147 148 149	(HF) Inspections: Records shall be maintained by all facilities with Type B waste impoundments that fully document all inspections, fluid level measurements, damage, repairs and repair verifications to impoundments, the liner systems or ancillary equipment.
	Correction of Typographical Errors and Outdated References

150 |151 (IG) Reporting Requirements: 152 153 For facilities receiving third party

For facilities receiving third party wastes, waste characterization results indicating excursions from the facility's approved plans, such as inadvertent receipt of unapproved wastes, shall trigger notification in writing to the Department within seven (7) calendar days after receipt of such results by the owner or operator.

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