

handling facility when they contain an F-listed spent solvent, a corresponding spilled P- or U-listed commercial chemical product, or when they exhibit the hazardous characteristic of ignitability, corrosivity, reactivity or toxicity when that characteristic results from the F-listed spent solvent or corresponding P- or U-listed commercial chemical products, provided that the conditions specified below are satisfied by the facility claiming the exclusion:

(i) Solvent-contaminated industrial wipes must be accumulated, stored and managed in non-leaking, covered containers;

(ii) Solvent-contaminated industrial wipes, if transported off site, must be transported in containers that are designed, constructed, and managed to minimize loss to the environment;

(iii) When laundered or dry cleaned on site or transported off site to a laundry, dry cleaner, or industrial wipes handling facility, solvent-contaminated industrial wipes must contain no free liquids or must have been treated by solvent extraction, except as stated in paragraph (a)(24)(iv) of this section. Any liquids removed from the industrial wipes must be managed according to the regulations found under 40 CFR parts 261 through 268 and 270 if discarded;

(iv) Intra-company transfer of solvent-contaminated industrial wipes containing free liquids may occur provided that the following conditions are satisfied:

(A) The transfer must occur in order to remove sufficient solvent from the industrial wipes so they meet the "no free liquids" condition; and

(B) The receiving facility must manage the extracted solvent according to regulations found under 40 CFR parts 261 through 268 and 270.

(v) Laundries, dry cleaners and industrial wipes handling facilities must manage the solvent-contaminated industrial wipes in non-leaking covered containers or in containers that are designed, constructed, and managed to minimize loss to the environment before the industrial wipes enter the handling process; and

(vi) If free liquids are in containers that arrive at a laundry, dry cleaner, or industrial wipes handling facility, the receiving facility must either:

(A) Remove the free liquids and manage them according to the regulations found under 40 CFR parts 261 through 268 and 270; or

(B) Return the closed container with the wipes and free liquids to the generator as soon as reasonably practicable, but no later than the next scheduled delivery.

(vii) Industrial laundries and dry cleaners may dispose of sludge from cleaning industrial wipes in solid waste landfills if the sludge does not exhibit a hazardous waste characteristic.

(b) * * *

(19) Industrial wipes that are sent for disposal to a municipal waste landfill or other non-hazardous waste landfill that meets the standards under 40 CFR part 257, subpart B, to a municipal waste combustor or other combustion facility, or to an industrial wipes handling facility when they contain an F-listed spent solvent, a corresponding spilled P- or U-listed commercial chemical product, or when they exhibit the hazardous characteristics of ignitability, corrosivity, reactivity, or toxicity when that characteristic results from the F-listed spent solvent or corresponding P- or U-listed commercial chemical products, providing that the conditions specified below are satisfied by the facilities claiming the exclusion:

(i) Solvent-contaminated industrial wipes must be accumulated, stored, and managed in non-leaking, covered containers;

(ii) Solvent-contaminated industrial wipes, if transported off site, must be transported in containers that are designed, constructed, and managed to minimize loss to the environment;

(iii) Solvent-contaminated industrial wipes, if transported, must be transported in containers labeled "Exempt Solvent-Contaminated Wipes";

(iv) When transported to a municipal waste landfill or other non-hazardous waste landfill that meets the standards under 40 CFR part 257, subpart B, solvent-contaminated industrial wipes:

(A) Must contain less than 5 grams of solvent each, or must have been treated by solvent extraction; and

(B) Must not contain the following solvents: 2-nitropropane, nitrobenzene, methyl ethyl ketone (MEK), methylene chloride, pyridine, benzene, cresols

(o,m,p), carbon tetrachloride, chlorobenzene, tetrachloroethylene, trichloroethylene;

(v) When transported to a municipal waste combustor, other combustion facility, or industrial wipes handling facility, solvent-contaminated industrial wipes must not contain free liquids or must have been treated by solvent extraction. Any liquids removed from the wipes must be managed as hazardous wastes according to regulations found under 40 CFR parts 261 through 268 and 270 if disposed;

(vi) Intra-company transfer of solvent-contaminated industrial wipes containing free liquids may occur provided that the following conditions are satisfied:

(A) The transfer must occur in order to remove sufficient solvent from the industrial wipes so they meet the 5-gram condition or the "no free liquids" condition, as appropriate; and

(B) The receiving facility must manage the extracted solvent according to regulations found under 40 CFR parts 261 through 268 and 270;

(vii) Combustion and industrial wipes handling facilities must manage solvent-contaminated industrial wipes in non-leaking covered containers or in containers that are designed, constructed, and managed to minimize loss to the environment before the industrial wipes enter the handling process; and

(viii) If free liquids are in containers that arrive at combustion and industrial wipes handling facilities, the receiving facility must:

(A) Remove the free liquids and manage them as hazardous wastes according to regulations found under 40 CFR parts 261 through 268 and 270; or

(B) Return the closed container with the industrial wipes and free liquid to the generator as soon as reasonably practicable, but no later than the next scheduled delivery;

(xi) Combustion facilities may dispose of residuals from combustion of industrial wipes in solid waste landfills if residuals do not exhibit a hazardous waste characteristic.

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