Warrick Co. Farm Bureau Coop Mauston Farmers Coop Assn. Montana-Dakota Utilities Co.

Dismissals

The following submissions were dismissed:

Dennis McQuadeVFA-E.C. Crosby & Sons, IncRF32Economy Rentals, IncRF32Elgin WipfRF32Englefield Oil CompanyLEE-Faulkner Bros., IncRF32Ferro CorporationRF27International Business Ma- chines Corp.RF32McGil Specialized CarriersRF34Petro LtdRF34	ase No.
Rubicon IncRF32Sellers' TexacoRF32Wayne's TexacoRF32	21–20757 -0006 21–206955 72–93453 21–11393 -0148 21–4676 72–93208 72–91403 21–19853 49–19 00–13246 21–18817 21–2482 21–20660 21–2919

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E–234, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except Federal holiday. They are also available in *Energy Management: Federal Energy Guidelines*, a commercially published loose leaf reporter system.

February 2, 1995.

George B. Breznay,

Director, Office of Hearings and Appeals. [FR Doc. 95–3139 Filed 2–7–95; 8:45 am] BILLING CODE 6450–01–P

ENVIRONMENTAL PROTECTION AGENCY

[SWH-FRL-5151-3]

Hazardous Waste Management System: Land Disposal Restrictions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of approval of application for a case-by-case extension of land disposal restrictions effective date.

SUMMARY: EPA is today approving the application submitted by Great Lakes Chemical Corporation (Great Lakes), requesting an extension of the June 30, 1994, effective date of the RCRA land disposal restrictions (LDR) treatment standards applicable to wastewaters with the hazardous wastes codes K117,

K118, K131, K132, and F039. to be granted such a request, the applicant must demonstrate, among other things, that there is insufficient capacity to manage its waste and that he has entered into a binding contractual commitment to construct or otherwise provide such capacity, but due to circumstances beyond its control, such capacity could not reasonably be made available by the effective date. As a result of this action. Great Lakes will be allowed to land dispose of its K117, K118, K131, K132, and F039 wastes, until June 30, 1995, without being subject to the land disposal restrictions applicable to such wastes. If warranted, EPA may grant a renewal of this extension, for up to one additional year, which, if requested and granted, would extend the effective date of the LDR for these wastestreams to June 30, 1996.

EFFECTIVE DATE: This approved extension of the LDR effective date becomes effective January 31, 1995. **ADDRESSES:** The docket for this action is located at the EPA Region 6 office, 1445 Ross Avenue, Dallas, Texas 75202, and is available for review during normal business hours, 8:00 a.m. through 4:00 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: The RCRA/Superfund Hotline, at (800) 424–9346 (toll-free) or (703) 412–9810, in the Washington, DC metropolitan area or Gus Chavarria, Chief UIC Section, EPA—Region 6, telephone (214) 665–7166.

SUPPLEMENTARY INFORMATION:

I. Background

A. Congressional Mandate

Congress enacted the Hazardous and Solid Waste Amendments (HSWA) of 1984 to amend the Resource Conservation and Recovery Act (RCRA), to impose additional responsibilities on persons managing hazardous wastes. Among other things, HSWA required EPA to develop regulations that would impose restrictions on the land disposal of hazardous wastes. In particular, Sections 3004 (d) through (g) prohibit the land disposal of certain hazardous wastes by specified dates in order to protect human health and the environment except that wastes that meet treatment standards established by EPA are not prohibited and may be land disposed. Section 3004(m) requires EPA to set "levels or methods of treatment, if any, which substantially diminish the toxicity of the waste or substantially

reduce the likelihood of migration of hazardous constituents from the waste so that short-term and long-term threats to human health and the environment are minimized."

RF272-93758

RF272-93765

RF272-93779

11/08/94

In developing such a broad program, Congress recognized that adequate alternative treatment, recovery, or disposal capacity which is protective of human health and the environment, may not be available by the applicable statutory effective dates. Section 3004(h)(1) authorizes EPA to grant a variance (based on the earliest dates that such capacity will be available, but not to exceed two years) from the effective date which would otherwise apply to specific hazardous wastes. In addition, under Section 3004(h)(2), EPA is authorized to grant an additional capacity extension of the applicable deadline on a case-by-case basis for up to one year. Such an extension is renewable once for up to one additional year.

On November 7, 1986, EPA published a final rule (51 FR 40572) establishing the regulatory framework to implement the land disposal restrictions program, including the procedures for submitting case-by-case extension applications.

On August 18, 1992, EPA published a final rule (57 FR 37194, 37252), establishing treatment standards under the land disposal restrictions (LDR) program for certain listed hazardous wastes, including the following:

- 1. K117—Wastewaters from the reactor vent gas scrubber in the production of ethylene dibromide via the bromination of ethylene.
- 2. K118—Spent adsorbent solids from the purification of EDB produced by bromination of ethylene.
- 3. K131—Wastewater from the reactor and acid dryer from the production of methyl bromide.
- 4. K132—Spent adsorbent and wastewater separator solids from the production of methyl bromide.

Because of a determination that available treatment, recovery, or disposal (TRD) capacity did not exist at that time for wastewaters K117, K118, K131, and K132 that are underground injected, EPA granted a two-year national capacity variance for these wastes. The variance expired June 30, 1994. The mixture of wastes for which Great Lakes requested an extension of the LDR treatment standards also will be subject to the treatment standards for F039 since that is a component of the