

**ENVIRONMENTAL SITING CRITERIA/  
ENVIRONMENTAL ASSESSMENT PROCESS  
REVIEW CHECKLIST FOR HAZARDOUS WASTE MANAGEMENT FACILITIES**

**MODULE 9**

**SCOPE**

The purpose of the criteria is to provide an additional margin of safety beyond the protection already afforded by facility design, operational and monitoring requirements set forth in Chapter 260a. through 270a. The criteria absolutely exclude siting of facilities in certain environmentally sensitive areas (Phase I) and require thorough assessment of environmental impacts prior to determining the suitability of siting in other sensitive environments (Phase II).

Permit applicants must subject lands proposed for treatment or disposal of hazardous waste to the siting criteria prior to issuance of a hazardous waste permit. Module 9 is to be completed and submitted to the Department as a component of the Part B Permit Application. It is recommended that potential permit applicants subject proposed facilities to Phase I of the ESC prior to preparation of any other component of the Part B permit application. If, in fact, the site does not meet the exclusionary criteria imposed by Phase I (Sections 269a.21 through 269a.29) the site will not be permitted by the Department. If the site is not excluded under Phase I of the criteria, the applicant should complete Phase II (Sections 269a.41 through 269a.50) providing additional information, as required. Sections 269a.41 through 269a.49 allow applicants to attempt to mitigate impacts. Section 269a.50 allows applicants to attempt to mitigate impacts, but also allows the applicant to provide social and economic justification in the event that impacts cannot be effectively mitigated. The Department will determine the effectiveness of mitigation and justification provisions.

Hazardous waste storage facilities are exempt from the requirements specific to the Environmental Siting Criteria, but may be subject to the Environmental Assessment Process, in accordance with Article 1, Section 27 of the Pa. Constitution, known as the Environmental Rights Amendment.

**APPLICABILITY**

**Environmental Siting Criteria:**

The Environmental Siting Criteria apply to siting of treatment and/or disposal facilities managing hazardous waste (defined in Chapter 260a.-261a.). Phase I Criteria apply to all hazardous waste treatment and/or disposal facilities and modification to the facility outside the facility site defined by the original permit (if the permit has not been issued, the permit application) with the following exceptions:

1. A facility sited and substantially constructed in good faith prior to September 21, 1985;
2. Modifications to a facility within the existing facility site.

Phase II criteria apply to all hazardous waste treatment or disposal facilities and modifications, including the exceptional circumstances indicated by Items 1 and 2, above.

**Environmental Assessment Process:**

The Environmental Assessment Process applies to the siting of hazardous waste storage facilities (storage as defined in Chapter 260a.), including surface impoundments to be used exclusively for storage.

**PROCEDURES**

Permit applicants should submit a completed copy of this module with the permit application submission. In addition, a USGS 7.5 minute topographic quadrangle map, indicating the perimeter of the facility site (to approximate scale) and all environmental resource areas (as indicated by this module) shall be provided.

**Environmental Siting Criteria:**

If the permit applicant/permittee intends to site a hazardous waste treatment and/or disposal facility subject to the Environmental Siting Criteria (as determined in the "Applicability" section, herein), then Section One of this module should be completed. The applicant should complete Phase I prior to Phase II. Applicants should answer each question which

# Siting Hazardous Waste Management Facilities

**Kent Portney**



## **Siting Hazardous Waste Management Facilities:**

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