

**1100200 CLEARING AND GRUBBING**  
**COMMENTS FROM INTERNAL/INDUSTRY REVIEW**

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Comments: (6-13-17)

110-9.5 Hazardous Materials/Waste: Change "Regulation" to "Regulations" in the following sentence - Transport all hazardous materials/waste in accordance with applicable Federal, State, and Local Rules and Regulation including, but not limited to, the 40 CFR 263 Standards.

Response: Change made.

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Comments: (6-28-17)

Hazardous waste disposal documents should only be signed by designated Department representatives in each District. The current specification 110-9.5 has some ambiguity regarding who can sign these documents - in particular hazardous waste ID number applications and hazardous waste manifests. Also, the Department is the generator for wastes resulting from operations to remove Department-owned materials (e.g. lead-based paint from bridges). However, the Department should not be the generator for hazardous wastes generated as a sole result of the contractor's operations (e.g. paint thinners and excess paint waste from bridge painting operations). Since track changes cannot be inserted into this feedback window, the below text is suggested language for use in this section. Please let me know if you would like a MS-Word version using track changes. 110-9.5 Hazardous Materials/Waste: Handle, transport, and dispose of hazardous materials/waste in accordance with all Federal, State, and Local Rules and Regulations including, but not limited to, the following: 1. SSPC Guide 7 2. Federal Water Pollution Control Act, and 3. Resource Conservation and Recovery Act (RCRA). Accept responsibility for the collection, sampling, classification, packaging, labeling, accumulation time, storage, manifesting, transportation, treatment and disposal of hazardous materials/waste, both solid and liquid. Separate all solid and liquid waste and collect all liquids used at hygiene stations and handle as hazardous materials/waste. Obtain written approval from the Engineer for all hazardous materials/waste stabilization methods before implementation. List the Department as the generator for hazardous materials/waste resulting from removal or demolition of Department materials. Submit the following for the Engineers' approval before arranging, transporting, treatment or disposal of any hazardous materials/waste: 1. Name, address and qualifications of the transporter, 2. Name, address and qualifications of the treatment facility, 3. Proposed treatment and/or disposal of all Hazardous Materials/Waste, 4. EPA/FDEP Hazardous Waste Identification Number Application, 5. Manifest forms. Transport all hazardous materials/waste in accordance with applicable Federal, State, and Local Rules and Regulation including, but not limited to, the 40 CFR 263 Standards. Submit all final Hazardous Materials/Waste manifest/bills of lading and certificates of disposal to the Engineer within 21 days of each shipment.

Suggested changes are highlighted below:

<p>→ 110-9.5 Hazardous Materials/Waste: Handle, transport, and dispose of hazardous materials/waste in accordance with all Local, State and Federal requirements. State, and Local Rules and Regulations including, but not limited to, the following:</p> <ul style="list-style-type: none"><li>→ → → 1. SSPC Guide 7</li><li>→ → → 2. Federal Water Pollution Control Act, and</li><li>→ → → 3. Resource Conservation and Recovery Act (RCRA).</li><li>→ → Accept responsibility for the collection, sampling, classification, packaging, labeling, accumulation time, storage, manifesting, transportation, treatment and disposal of hazardous materials/waste, both solid and liquid. Separate all solid and liquid waste and collect all liquids used at hygiene stations and handle as hazardous materials/waste. Obtain written approval from the Engineer for all hazardous materials/waste stabilization methods before implementation.</li></ul> <p>→ → Obtain an EPA/FDEP Hazardous Waste Identification Number (EPA/FDEP ID Number) before transporting and/or disposal of any hazardous materials/waste.</p> <p>→ → List the Department as the generator of all for hazardous materials/waste resulting from removal or demolition of Department materials.</p> <p>→ → Submit the following for the Engineers' approval before arranging, transporting, treatment or disposal of any hazardous materials/waste:</p> <ul style="list-style-type: none"><li>→ → → 1. Name, address and qualifications of the transporter,</li><li>→ → → 2. Name, address and qualifications of the treatment facility,</li><li>→ → → 3. Proposed treatment and/or disposal of All Hazardous Materials/Waste.</li><li>→ → → 4. EPA/FDEP Hazardous Waste Identification Number Application,</li><li>→ → → 5. Manifest forms.</li></ul> <p>→ → Transport all hazardous materials/waste in accordance with applicable Federal, State, and Local Rules and Regulation including, but not limited to, the 40 CFR 263 Standards. Submit all completed final Hazardous Materials/Waste manifest/bills of lading and final certificates of disposal manifest to the Engineer within 21 days of each shipment.</p>
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Response: The Contractor completes the EPA/DEP ID form and the generator signs the form. This is clearly stated in the form. Proposed changes were made with exception of the 1) suggestion to delete that statement that indicates the Contractor obtains EPA/FDEP ID number before transporting/disposing materials; and 2) arranging as it is already implied in the sentence.

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