

Hazardous Waste Treatment, Storage and Disposal Facilities (TSDF)

Hazardous waste is a regulated substance and facilities that treat, store or dispose of this material are required to be permitted unless they are excluded from the permit process. The decision to issue a permit for treatment, storage or disposal of hazardous waste is made by the Hazardous Materials and Waste Management Division after a thorough evaluation of the two part application and input from the public.

Who Must Apply

Owners and operators of existing or new hazardous waste management units must have permits for the active life of the unit, including the closure period. Surface impoundments, landfills, land treatment units and waste piles that received waste after July 26, 1982 or that certified closure after January 26, 1983 must have post closure permits unless the waste was properly removed.

Application Process

The first step in getting a permit is to receive a certificate of designation for land disposal, from the board of county commissioners or the appropriate governing body. Storage and treatment facilities are not required to obtain a certificate of designation. Part A and Part B permit applications should then be filed at least 180 days prior to the start of construction of a hazardous waste management facility.

Duration of Permit

Permits are effective for a fixed term not to exceed 10 years. Permits for a land disposal facility are reviewed five years after the date of permit issuance or re-issuance. Permits can be modified by the Division Director with cause.

Fees

There are several types of fees established under the program. Facilities operating under a treatment, storage or disposal permit are subject to annual operating fees that partially offset the cost of monitoring and compliance. This fee is based on the waste management method and has a minimum of ~~\$936~~ \$655*. Post-closure fees are also applicable and are used to partially offset the cost of monitoring and compliance. These fees are currently ~~\$5250~~ \$3675* per unit being closed. Document review and activity fees are assessed for the Department's technical and administrative time for reviewing, writing, issuing or denying and maintaining a permit. The hourly charge is set at ~~\$450~~ \$105* per hour. There are fee ceilings for operating permits, post closure permits and the closure plan. Ceilings range from \$4,250 to \$250,000. In addition, these facilities are subject to the annual Hazardous Waste Commission fee, currently \$400 for non-commercial treatment, storage and disposal facilities (TSDFs) and \$600 for commercial TSDFs.

Public Participation

There are a number of steps that are taken prior to the issuances or denial of a hazardous waste permit. Not all steps require public participation, but they can add to the time lines of the final action of the permit.

**Temporary fee reduction for calendar year 2012.*

30 days prior to informational meeting	Public Notice announcing informational meeting with newspaper advertisement, sign posted at facility and broadcast media announcement
Prior to submission of Part B application	Informational public meeting
Day 1	Application received by Department
Within 60 days	Application reviewed by Department
Within 60 days of receipt of additional information requested	Any additional information submitted must be reviewed
Within 6 months (of complete application)	Public Notice of intent to deny permit or issuance of draft permit; beginning of 45-day comment period
45 day public comment period	A public hearing may be held or may be requested to be held; hearing must be public noticed 30 days prior to the hearing date
Close of public comment period	Department prepares response to comments and Final Permit Denial or Final Approved Permit
90 days after close of public comment period	Final permit decision

Statutes and Regulations

CRS 25-15-101 et. seq.

Colorado Hazardous Waste Regulations 6 CCR 1007-3 Part 100

Division Contact

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