

# OPNAVINST 5090.1B, Change 3

## Chapter 12 Hazardous Waste Management Ashore

### **What was changed?**

The last paragraph in Section 12-4.1.b, particularly the portion pertaining to mixtures of a solid waste and listed HW, was re-worded.

The third paragraph in Section 12-4.1.c, was changed to include the term, “satellite accumulation points.”

Since Figure 12.1 does not include all required training requirements, it was removed (as a reference) from Section 12.5.7.b.

### **What was added?**

The following reference has been added: DoD Instruction 4715.4 of 18 June 1996, Pollution Prevention.

Section 12-4.1.a includes added information on EPA’s ability to issue applicable regulations to states even when approved programs exist.

A sentence on generator’s responsibilities was added to the end of the last paragraph in Section 12-4.1.b.

A statement on HW accumulation was added to Section 12-4.1.c.

HW Transporter requirements (i.e., EPA identification number) were added to Section 12-4.1.d.

The following addition was made to the last sentence of the NOTE in Section 12-4.1.f:  
-“...will fulfill the generator requirements; however, records and manifests must be kept by the activity that actually generated the HW.”

Section 12-4.1.g was revised, and additional recordkeeping requirements were included for LDR notifications and certifications, spill reporting, training documentation, and P2ADS.

The notion that Federal facilities must also comply with local infectious waste regulations was added to Section 12-4.3.

The first sentence in the fourth paragraph of Section 12-5.2.1.a was changed to reflect that  
-Shore facilities shall manage used and/or excess HM and solid waste transferred from a Navy ship in compliance with applicable HM, HW and solid waste regulations.

Training clarification has been added to Section 12-5.7.

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COMNAVFACENGCOM was given an added responsibility to prepare an annual Pollution Prevention Annual Data Summary.

Commanding Officers of shore activities (operating in coordination with the appropriate regional commander) shall now submit a Pollution Prevention Annual Data Summary to NFESC.

### **What was deleted?**

The following references have been deleted:

- DoD Directive 4210.15 of 27 July 1989, Hazardous Material Pollution Prevention; (NOTAL)
- DoD Directive 6050.8 of 27 February 1986, Storage and Disposal of Non-DoD Owned Hazardous and Toxic Materials on DoD Installations; (NOTAL)
- OPNAVINST 4110.2, Hazardous Material Control and Management (HMC&M); (NOTAL)
- SECNAVINST 5191.1 Storage and Disposal of Non-DoD Owned Hazardous and Toxic Materials on DON Installations; (NOTAL)
- National Fire Codes, 307 Chapter 7, Hazardous Materials Storage; (NOTAL)

The NOTE, which originally followed section 12-1.1, entitled “References,” has been deleted:

- Reference (n) describes the Navy integrated logistics approach for effective HM control and management. This chapter complements that policy by providing mandatory elements for an effective HW management program. Also see Chapter 3 for information on HM/HW pollution prevention.

The last paragraph of Section 12-4.1.b, was deleted:

- If a material is determined to be a HW, it may be subject to all, some, or none of EPA’s HW regulations, depending on specific circumstances. It is the generator’s responsibility to determine whether its waste is a HW subject to regulation under RCRA and/or applicable state and local laws.

The following sentences were deleted from the second paragraph of Section 12-4.1c:

- Small quantity generators are only allowed to store HW without a permit or interim status for up to 180 days or 270 days subject to the requirements of reference (e).
- Generators become storers if they accumulate HW for longer than the times prescribed in State and Federal regulations.

Section 12-5.2.2 entitled, “Applicability of RCRA to Military Munitions and Ordnance” was deleted from the chapter.

Because the scope of this chapter is not worldwide, the word “worldwide” was removed from the first sentence in Sentence 12-5.4.