

7901 West Morris Street
Indianapolis, Indiana 46231

VIA ELECTRONIC MAIL

December 20, 2019

Clerk's Office
Illinois Pollution Control Board
JRTC 100 W. Randolph St., Suite 11-500
Chicago, IL 60601

**Re: Special Waste Hauling Comments
Docket ID R19-18
Heritage Environmental Services, LLC**

To Whom It May Concern:

Heritage Environmental Services, LLC ("Heritage") appreciates the opportunity to offer comments on the above-referenced document. Heritage is one of the largest privately-held operators of commercial RCRA TSD facilities in the United States. Heritage operates facilities that conduct storage, wastewater treatment, stabilization, incineration, and landfilling of hazardous waste, state-regulated waste, and non-hazardous waste for a large variety of generators across many business sectors. Heritage operates a receiving facility in Illinois, and coordinates several thousand waste shipments from Illinois generators on an annual basis. Therefore, Heritage is well positioned to offer comments on the proposed Special Waste Rule.

Heritage has included its comments in the Enclosure following this cover letter. If you have any questions or comments regarding this document, please feel free to contact me by telephone at 317.486.2726 or by email at terry.ferrill@heritage-enviro.com.

Sincerely,



Heritage Environmental Services, LLC

Terry Ferrill
Program Manager, Corporate Compliance

ENCLOSUREAllow shipments on a non-Agency prescribed manifest

The definition of a manifest within Section 809.103 and the related shipping instructions in Section 809.501 mandate the use of a yet-to-be-published Agency-prescribed form. Heritage requests that the Agency modify this requirement in one of two possible ways as follows:

1. Allow regulated stakeholders to submit an alternate form for Agency approval; or
2. Specify the information that must be contained on the manifest, but do not prescribe the document design/layout.

The majority of the regulated community already has well-established procedures for shipments of RCRA hazardous waste, DOT hazardous materials, and non-regulated waste materials that are compliant with relevant shipping requirements. High volume shippers in particular often rely on service providers such as Heritage to prepare and print the majority of their paperwork. Significant investments in IT systems, printer hardware, and software programming have been made to accommodate existing shipping requirements. To Heritage's knowledge, very few states have unique, prescribed form layouts for state-regulated wastes.

Part of the administrative record for this rule change indicated an Agency preference to introduce minimal changes for a new shipping document as compared to the current requirement to use a Uniform Hazardous Waste Manifest (UWHM). While this is a commendable goal, it is not particularly realistic. The introduction of any new required form will force unnecessary expenses for any regulated stakeholder that currently has any type of automated printing process. Seemingly minor issues such as whether a form is sheet or pin fed to a printer, form thickness, print margin settings, and whether or not single forms are sent to dedicated printers all impact printing logistics, hardware requirements, personnel training, and other financial and resource considerations.

Regarding the form design itself, any new form, even though similar, will still be materially different from a UWHM from a layout perspective, particularly for page 1 of the document. There is no need for manifest sections to accommodate hazard codes (UWHM Item 13), waste minimization text (Item 15), international shipments (Item 16), discrepancies (Items 18a-c), or management codes (Item 19). Following the removal of these items, more space will be available for both additional shipping lines and additional text within a single shipping line.

Finally, Heritage, and likely many other stakeholders, has already developed a UWHM-like form to accommodate shipments of non-hazardous and DOT hazardous materials. Heritage's form is included at the end of this document. Heritage's form is designed primarily to comply with DOT requirements for shipments of DOT hazardous materials. Incidentally, DOT itself does not have a prescribed form to complete shipments, and instead has requirements for the content required to be contained on a shipping document.

In conclusion, Heritage requests additional flexibility as described above to accommodate a smooth transition away from a UWHM shipping paper to manage Illinois Special Wastes.

Please print or type. (Form assigned for use of title (12-0000) type will be)

HAZMAT BILL OF LADING/MANIFEST		1. Offeror's ID Number	2. Page 1 of	3. Emergency Response Phone	4. Tracking Number
5. Offeror's Name and Mailing Address		Offeror's Site Address (if different than mailing address)			
Offeror's Phone:					
6. Transporter 1 Company Name				U.S. EPA ID Number	
7. Transporter 2 Company Name				U.S. EPA ID Number	
8. Designated Facility Name and Site Address				U.S. EPA ID Number	
Facility's Phone:					
OFFEROR	9a. HM	9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any))		10. Containers:	
				No.	Type
	1.				
	2.				
	3.				
	4.				
	5.				
	6.				
7.					
11. Total Quantity					
12. Unit Wt./Vol.					
13. Special Handling Instructions and Additional Information					
14. OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations.					
Offeror's Printed/Typed Name		Signature		Month	Day Year
15. Transporter Acknowledgment of Receipt of Materials					
Transporter 1 Printed/Typed Name		Signature		Month	Day Year
Transporter 2 Printed/Typed Name		Signature		Month	Day Year
16. Discrepancy					
17. Designated Facility Owner or Operator: Certification of receipt of hazardous Bill of Lading/Manifest covered by the manifest except as noted in item 16					
Printed/Typed Name		Signature		Month	Day Year
DESIGNATED FACILITY					