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September 16, 1996

Ms. Elsie Rivera Palabrica
Abbott Laboratories
Corporate Environmental Services
1 Abbott Park Blvd.
Abbott Park, Illinois 60064-3500

Dear Ms. Elsie Rivera Palabrica,

Enclosed is the federal register notice approving Abbott Laboratories No- Migration Petition. This final decision allows the continued underground injection by Abbott Laboratories of the specific restricted waste identified in the petition, into the Class I Nonhazardous Waste injection well at the Wichita, Kansas facility. This petition approval remains in affect for as long as the basis for granting an approval of the petition remains valid under provisions of Title 40 Code of Federal Regulations Part 124 and 148.

Included in this approval is the stipulation that Abbott Laboratories continue to maintain an approved permit from the Kansas Department of Health and Environment. Additionally, all correspondence, as well as the petition application, must be maintained at the Wichita facility as long as the petition remains valid. Any future correspondence regarding the petition, must also be maintained as part of the Administrative Record.

If you have any questions regarding this matter or need further clarification, please feel free to contact Kenneth L. Deason at (913) 551-7585.

Sincerely,

Robert L. Morby, Chief
Drinking Water and Ground Water
Management Branch

Enclosure

cc: Mike Cochran, KDHE
William MacNair, Air Products
Kent Houser, Air Products
Gary Biasiadecki, Envirocorp
Bretton C. Overholtzer, Woodward Clyde

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ENVIRONMENTAL PROTECTION AGENCY

Underground Injection Control Program
Nonhazardous Waste Disposal Injection Restriction
Petition for Exemption--Class I Nonhazardous Waste Injection
Has Been Granted to Abbott Laboratories, Wichita, Kansas

AGENCY: Environmental Protection Agency (EPA)

ACTION: Notice of Final Decision

SUMMARY: Notice is hereby given that an exemption to the land disposal restrictions under the 1984 Hazardous and Solid Waste Amendments to the Resource Conservation and Recovery Act has been granted to Abbott Laboratories for their Class I Nonhazardous Waste injection well located in Wichita, Kansas. This final decision allows the underground injection by Abbott Laboratories of the specific restricted waste, identified in the petition, into the Class I waste injection well at the Wichita, Kansas, facility, for as long as the basis for granting an approval of the petition remains valid, under provisions of Title 40 Code of Federal Regulations Part 124. As required by Title 40 Code of Federal Regulations Part 148, the company has adequately demonstrated to the satisfaction of the United States Environmental Protection Agency by petition and supporting documentation that, to a reasonable degree of certainty, there will be no migration of the restricted, greater than 10 percent high total organic carbon (TOC) constituents from the injection zone. A public notice was published on July 22, 1996, that requested written comments be submitted by

August 22, 1996. No comments were received during the comment period. This decision constitutes final Agency action. There is no administrative appeal process that can be applied to a final petition decision.

EFFECTIVE DATE: This action is effective as of September 12, 1996.

ADDRESS: Copies of the petition and all the pertinent information relating thereto, including the Agency's response to comments, are on file at the following location: Environmental Protection Agency, Region 7, Water, Wetlands and Pesticides Division, Drinking Water/Groundwater Management Branch, 726 Minnesota Avenue, Kansas City, Kansas 66101.

FOR FURTHER INFORMATION CONTACT: Robert L. Morby, Chief, Drinking Water/Groundwater Management Branch, Environmental Protection Agency, Region 7. Telephone (913) 551-7682.

9-12-96
Dated:

Dennis Grams, P.E.,
Regional Administrator

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