SEP 13 1995

Mr. William H. MacNair Jr.
Sr. Principal Environmental Coordinator
Air Products and Chemicals, Inc.
7201 Hamilton Boulevard
Allentown, PA 18195-1501

Dear Mr. MacNair,

Enclosed is the federal register notice approving Air Products Manufacturing No-Migration Petition. This final decision allows the continued underground injection by Air Products 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 Air Products 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,

Ralph N. Langemeier, Chief
Drinking Water Branch

Enclosure

cc: Mike Cochran, KDHE
Kent Houser, Air Products
Gary Biesiadecki, Envirocorp

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ENVIRONMENTAL PROTECTION AGENCY

UNDERGROUND INJECTION CONTROL PROGRAM
NONHAZARDOUS WASTE DISPOSAL INJECTION RESTRICTION
PETITION FOR EXEMPTION - CLASS I NONHAZARDOUS WASTE INJECTION
AIR PRODUCTS, WICHITA, KANSAS

AGENCY: ENVIRONMENTAL PROTECTION AGENCY

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 Air Products Manufacturing Corporation for their Class I Nonhazardous Waste injection well located in Wichita, Kansas. As required by Section 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, formerly ignitable, greater than 10 percent high total organic carbon (TOC) constituents from the injection zone. This final decision allows the underground injection by Air Products 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 Section 40 Code of Federal Regulations Section 124. A public notice was issued on July 10, 1995. A public comment period, requesting written comments ended on August 10, 1995, and further, a public hearing was held on August 24, 1995. No comments were received during the comment period. This decision constitutes final Agency action and there is no administrative appeal process that can be applied to a final petition decision.

EFFECTIVE DATE: This action is effective as of September 7, 1995.

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

FOR FURTHER INFORMATION CONTACT: Ralph N. Langemeier, Chief, Drinking Water Branch, Environmental Protection Agency, Region 7. Telephone (913) 551-7032.

Diane K. Callier

for Dennis Grams

Regional Administrator

9/7/95

Date