

§ 240.200

40 CFR Ch. I (7-1-11 Edition)

(o) *Incinerator* means a facility consisting of one or more furnaces in which wastes are burned.

(p) *Infectious waste* means: (1) Equipment, instruments, utensils, and fomites of a disposable nature from the rooms of patients who are suspected to have or have been diagnosed as having a communicable disease and must, therefore, be isolated as required by public health agencies; (2) laboratory wastes such as pathological specimens (e.g., all tissues, specimens of blood elements, excreta, and secretions obtained from patients or laboratory animals) and disposable fomites (any substance that may harbor or transmit pathogenic organisms) attendant thereto; (3) surgical operating room pathologic specimens and disposable fomites attendant thereto and similar disposable materials from outpatient areas and emergency rooms.

(q) *Municipal solid wastes* means normally, residential and commercial solid wastes generated within a community.

(r) *Open burning* means burning of solid wastes in the open, such as in an open dump.

(s) *Open dump* means a land disposal site at which solid wastes are disposed of in a manner that does not protect the environment, are susceptible to open burning, and are exposed to the elements, vectors, and scavengers.

(t) *Plans* means reports and drawings, including a narrative operating description, prepared to describe the facility and its proposed operation.

(u) *Residue* means all the solids that remain after completion of thermal processing, including bottom ash, fly ash, and grate siftings.

(v) *Responsible agency* means the organizational element that has the legal duty to ensure that owners, operators, or users of facilities comply with these guidelines.

(w) *Sanitary landfill* means a land disposal site employing an engineered method of disposing of solid wastes on land in a manner that minimizes environmental hazards by spreading the solid wastes in thin layers, compacting the solid wastes to the smallest practical volume, and applying and compacting cover material at the end of each operating day.

(x) *Sludge* means the accumulated semiliquid suspension of settled solids deposited from wastewaters or other fluids in tanks or basins. It does not include solids or dissolved material in domestic sewage or other significant pollutants in water resources, such as silt, dissolved or suspended solids in industrial wastewater effluents, dissolved materials in irrigation return flows or other common water pollutants.

(y) *Solid wastes* means garbage, refuse, sludges, and other discarded solid materials resulting from industrial and commercial operations and from community activities. It does not include solids or dissolved material in domestic sewage or other significant pollutants in water resources, such as silt, dissolved or suspended solids in industrial wastewater effluents, dissolved materials in irrigation return flows or other common water pollutants.

(z) *Special wastes* means nonhazardous solid wastes requiring handling other than that normally used for municipal solid waste.

(aa) *Thermal processing* means processing of waste material by means of heat.

(bb) *Vector* means a carrier, usually an arthropod, that is capable of transmitting a pathogen from one organism to another.

**Subpart B—Requirements and Recommended Procedures**

**§ 240.200 Solid wastes accepted.**

**§ 240.200-1 Requirement.**

In consultation with the responsible agencies, the owner/operator shall determine what wastes shall be accepted and shall identify any special handling required. In general, only wastes for which the facility has been specifically designed shall be accepted; however, other wastes may be accepted if it has been demonstrated to the responsible agency that they can be satisfactorily processed within the design capability of the facility or after appropriate facility modifications.

**§ 240.200-2 Recommended procedures: Design.**

(a) In addition to the residential and commercial wastes normally processed