



**1374 Bryan Griffin Road
Butler, Kentucky 41006
859-472-7339 Phone
859-472-1413 FAX**

2/9/04

City of Fort Thomas
130 N. Ft. Thomas Ave.
Ft. Thomas, KY 41075
Attn: Jeff Earlywine

Dear Mr. Earlywine;

The USEPA Global Program Division in Washington, D.C. has informed all waste haulers and landfill owners and operators of record keeping requirements of 40 CFR 82 Subpart F for disposal of appliances, specifically those equipped with ozone depleting substances (ODS). As Rumpke is the final disposer of such appliances, the landfill is required to maintain the records required by the regulations. These records are signed written statements from the appliance owner. If the final disposer does not have written statements in its records, then the landfill owner is technically in violation of the regulations.

The regulation states: "Such verification must include a signed statement from the person from whom the appliance or shipment of appliances is obtained that all refrigerant that had not leaked previously has been recovered from the appliance or shipment of appliances in accordance with 40 CFR 82.156(g) or (h). This statement must include the name and address of the person who recovered the refrigerant and the date the refrigerant was recovered or a contract that the refrigerant will be removed prior to delivery."

The regulation requires these written statements for disposal of small appliances, motor vehicle air conditioners (MVACs) and MVAC-like appliances. The definitions of "small appliance" and "MVAC-like appliance" can be found at 40 CFR 82.152. These definitions are as follows:

"Small appliance means any appliance that is fully manufactured, charged, and hermetically sealed in a factory with five (5) pounds or less of a class I or class II substance used as a refrigerant, including, but not limited to, refrigerators and freezers (designed home, commercial, or consumer use), medical or industrial research refrigeration equipment, room air conditioners (including window air conditioners and

packaged terminal air heat pumps), dehumidifiers, under the counter ice makers, vending machines, and drinking water coolers."

"MVAC-like appliance means mechanical vapor compression, open-drive compressor appliances with a normal charge of 20 pounds or less of refrigerant used to cool the driver's or passenger's compartment of an off-road motor vehicle. This includes the conditioning equipment found on agricultural or construction vehicles. This definition is not intended to cover appliances using R-22 refrigerant."

I've enclosed a few copies of the form that needs to be completed by the owner(s) of the above-referenced appliances. Please make these forms available to the citizens of your City/County. If an item that requires this form finds its way to the curb sans form, a form will be left with the homeowner for completion, and the item will be collected on the next regularly scheduled collection day, or sooner if possible.

Rumpke appreciates your cooperation in helping us keep the environment healthy!