

Transportation Regulatory Exemption Application/Variance

DTSC Form 1294 (Revision 04/2020)

The California Code of Regulations (Cal. Code Regs.), title 22, division 4.5, chapter 13, article 4 establishes four categories of transportation variances. Each variance category corresponds to a specific type of hazardous waste transportation operation, which if conducted in accordance with the provisions of article 4, poses an insignificant risk to human health or to the environment. When signed in Part E by an authorized representative of the Department of Toxic Substances Control (DTSC) this document becomes the issued variance as applied for. Prior to operating pursuant to this variance, a transporter shall send a copy of this variance to each hazardous waste generator serviced under its provisions. Complete Parts A through D as indicated.

Part A. Transporter (Applicant) Identification

Business Name: _____

EPA Identification Number (12 characters): _____ Transporter Registration Number: _____

Business Address: _____
Street Number and Name

PO Box

City State ZIP Code

Mailing Address: _____
Street Number and Name

PO Box

City State ZIP Code

Contact Person: _____

Telephone Number: _____ Fax Number: _____

Email Address: _____

Variance Serial Number (DTSC Use Only): _____

Part B. Specific Variance Exemption(s): Check the box next to the Transportation Regulatory Exemption(s) you are requesting. For each variance exemption category requested, list and describe each hazardous waste. Provide the Department of Transportation shipping description or the generic or commonly used industrial name and the estimated frequency and quantity transported per month. Use a separate page if necessary. A summary of each variance exemption category is provided below as guidance only. The actual regulations should be consulted prior to making any decision that may impact regulatory compliance.

Emergency Response Incident Operations (Cal. Code Regs, title 22, section 66263.43).
Allows a State, local or county governmental emergency response incident unit to transport up to five 85-gallon drums of hazardous waste from an incident site to a central collection facility using a shipping paper instead of a hazardous waste manifest. The waste may be accumulated for up to 90 days and must then be manifested to an authorized facility.

Polychlorinated Biphenyl (PCB) Waste Operations (Cal. Code Regs., title 22, section 66263.44).
Allows a governmental agency or public utility to transport its own PCB waste to a central collection facility using a shipping paper instead of a hazardous waste manifest. Handling and storage time for the waste shall meet the provisions of Cal. Code Regs., title 22, section 66263.18, and must then be manifested to an authorized facility.

Consolidation Operations (Cal. Code Regs., title 22, section 66263.45).
Allows a transporter who owns/operates multiple small, RCRA-exempt generation sites to transport up to 100 kilograms of hazardous waste per load from those sites to a temporary hazardous waste storage facility using a shipping paper instead of a hazardous waste manifest. Handling and storage time for the waste shall meet the provisions of Cal. Code Regs., title 22, section 66263.18, and must then be manifested to an authorized facility.

Small Load Operations (Cal. Code Regs., title 22, section 66263.46).
Allows a transporter to transport up to 100 kilograms of RCRA-exempt hazardous waste per load, and no greater than 1000 kilograms per calendar month, directly to an authorized facility using a shipping paper instead of a hazardous waste manifest.

Variance Serial Number (DTSC Use Only): _____

Part C. Address of Central Collection Facility or Temporary Hazardous Waste Facility

Part D. Certification of Applicant

I, the undersigned have read, understood and will comply with the provisions of Cal. Code Regs, title 22, division 4.5, chapter 13, article 4. I declare under penalty of perjury under the laws of California that the information and statements provided in this application are true and correct to the best of my knowledge. I understand that there are significant penalties, including monetary fines and imprisonment, for knowingly submitting false information. I understand that I am obligated to immediately notify DTSC of any noncompliance with the terms of this variance. I understand that I am not exempt from any requirement of law except as specified above, and that the exemption(s) granted by this variance is/are not transferable to another party.

Signature of Authorized Representative

Date

Name and Title of Authorized Representative (print or type)

Part E. Determination of Completeness (DTSC Use Only)

DTSC finds this variance application to be complete, and that based on the information provided above, the applicant meets the requirements of Cal. Code Regs, title 22, division 4.5, chapter 13, article 4 for the transportation regulatory exemption(s) requested. DTSC hereby issues to the applicant this variance for the specified exemptions identified in Section B. This variance is effective from the issue date through the expiration date as indicated below. This variance is valid only with a current State of California Hazardous Waste Transporter Registration. This variance is subject to review at the discretion of DTSC and may be revoked at any time.

Signature of Authorized Representative

Date

Name and Title of Authorized Representative (print or type)

Variance Expiration Date

Variance Serial Number (DTSC Use Only): _____