

Hazardous Waste Determination

Effective: February 4, 1992

UDOT 08A2-03

Revised: August 6, 2013

Purpose

To establish a policy for the Utah Department of Transportation (Department) to establish an orderly process to protect the Department and the Federal Highway Administration from the potential liability occurring from the purchase of contaminated properties.

Policy

The Department will conduct an investigation for the purpose of determining the existence of hazardous wastes within the proposed right-of-way take in order to reduce or eliminate liability and to minimize contamination.

Procedures

Hazardous Waste Determination

UDOT 08A2-03.1

Responsibility: Chief Environmental Engineer

Actions

1. Provide initial training in Hazardous Waste Awareness, with periodic refresher courses for the Region Preconstruction Engineer, Project Managers, and staff.

Responsibility: Project Manager

2. Perform an initial site assessment of the proposed right-of-way acquisition for signs of hazardous waste.
3. Determine land use history from personal knowledge and from interviews with land owners, neighbors of the land owner, or other sources.
4. Check adjacent properties against the Potential Hazardous Waste Generators list.
5. Provide a statement for inclusion in the Environmental Document that there is apparently no potential for hazardous waste contamination within proposed right-of-way take and adjacent properties after determining with reasonable certainty that hazardous wastes are not present.
6. Retain related documentation in the project file.
7. Provide a preliminary site investigation to the Region Preconstruction Engineer in cases where the presence of hazardous waste of petroleum spills are known or suspected explaining the reasons hazardous wastes are suspected.
8. Include plan sheet or maps detailing the proposed right-of-way take and extent of contamination.
9. Coordinate with the Risk Management Unit to determine the nature and scope of the detailed site investigation to take place.
10. Select a consultant from the Department Consultant Pool.
11. Complete Consultant Services Work Task Order requesting a detailed site investigation of the suspected contamination.

Responsibility: Consultant

12. Perform detailed site investigation.
13. Provide a report detailing findings, and if applicable, recommend remediation plan including estimated costs.
14. Make all notifications and reports required by State and Federal regulations, with copies of all applicable reports and notifications to the Project Manager.

Responsibility: Project Manager

15. Proceed with the project if the report demonstrates no presence of hazardous waste.
16. Include report results in the Environmental Document.
17. Retain the report in the project file.
18. Provide a letter, with report attached, outlining recommendations for the continuation or termination of the proposed project, directed to the appropriate decision makers if hazardous wastes are present.