

## 40 C.F.R. § 260.33

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### Procedures for variances from classification as a solid waste, for variances to be classified as a boiler, or for non-waste determinations.

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The Administrator will use the following procedures in evaluating applications for variances from classification as a solid waste, applications to classify particular enclosed controlled flame combustion devices as boilers, or applications for non-waste determinations.

- (a) The applicant must apply to the Administrator for the variance or non-waste determination. The application must address the relevant criteria contained in § 260.31, § 260.32, or § 260.34, as applicable.

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