

### § 254.3

region in which the violation is alleged to have occurred, the Attorney General of the United States, and the chief administrative officer of the solid waste management agency for the State in which the violation is alleged to have occurred.

(b) Service of notice of intent to file suit under subsection 7002(a)(2) of the Act shall be accomplished by registered mail, return receipt requested, addressed to, or by personal service upon, the Administrator, Environmental Protection Agency, Washington, DC 20460. A copy of the notice shall be mailed to the Attorney General of the United States.

(c) Notice given in accordance with the provisions of this part shall be considered to have been served on the date of receipt. If service was accomplished by mail, the date of receipt will be considered to be the date noted on the return receipt card.

#### § 254.3 Contents of notice.

(a) *Violation of permit, standard, regulation, condition, requirement, or order.* Notice regarding an alleged violation of a permit, standard, regulation, condition, requirement, or order which has become effective under this Act shall include sufficient information to permit the recipient to identify the specific permit, standard, regulation, condition, requirement, or order which has allegedly been violated, the activity alleged to constitute a violation, the person or persons responsible for the alleged violation, the date or dates of the violation, and the full name, address, and telephone number of the person giving notice.

(b) *Failure to act.* Notice regarding an alleged failure of the Administrator to perform an act or duty which is not discretionary under the Act shall identify the provisions of the Act which require such act or create such duty, shall describe with reasonable specificity the action taken or not taken by the Administrator which is claimed to constitute a failure to perform the act or duty, and shall state the full name, address, and telephone number of the person giving the notice.

(c) *Identification of counsel.* The notice shall state the name, address, and telephone number of the legal counsel,

### 40 CFR Ch. I (7-1-06 Edition)

if any, representing the person giving the notice.

## PART 255—IDENTIFICATION OF REGIONS AND AGENCIES FOR SOLID WASTE MANAGEMENT

### Subpart A—General Provisions

Sec.

- 255.1 Scope and purpose.
- 255.2 Definitions.

### Subpart B—Criteria for Identifying Regions and Agencies

- 255.10 Criteria for identifying regions.
- 255.11 Criteria for identifying agencies.

### Subpart C—Procedures for Identifying Regions and Agencies

- 255.20 Preliminary identification of regions.
- 255.21 Local consultation on boundaries.
- 255.22 Establishing regional boundaries.
- 255.23 Joint identification of agencies.
- 255.24 Procedure for identifying interstate regions.
- 255.25 Public participation.

### Subpart D—Responsibilities of Identified Agencies and Relationship to Other Programs

- 255.30 Responsibilities established.
- 255.31 Integration with other acts.
- 255.32 Coordination with other programs.
- 255.33 Inclusion of Federal facilities and Native American Reservations.

### Subpart E—Submission and Revision of Identifications

- 255.40 Notification of status.
- 255.41 Procedure for revision.

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SOURCE: 42 FR 24927, May 16, 1977, unless otherwise noted.

### Subpart A—General Provisions

#### § 255.1 Scope and purpose.

(a) These guidelines are applicable to policies, procedures, and criteria for the identification of those areas which have common solid waste management problems and which are appropriate units for planning regional solid waste management services pursuant to section 4002(a) of the Solid Waste Disposal