

**Hazardous Waste Section
Civil Penalty Assessments
2005**

#	Name	Violation	Initial Penalty Assessed	Date Issued
1	<p>BE Aerospace 1455 Fairchild Rd. Winston Salem, NC 27105</p> <p>Forsyth County NCD 982 167 066</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • Make waste determination not performed; • offered hazardous waste paint booth filters for transportation and disposal to facilities with no EPA ID number: • did not properly manifest hazardous waste: • failed to determine if paint booth filters required treatment prior to being land disposed; • weekly inspection of the Lab Pack Accumulation/Storage Area: • failed to separate containers of incompatible waste; • failed to keep records of inspection for three years: • accumulation date must be clearly marked; • failed to labeled with words Hazardous Waste; and • emergency coordinator had not been trained on the contingency plan during the past year. 	\$69,500	4/5/2005
2	<p>Dynapar Corporation Danaher Controls Corp. 2100 West Broad Street Elizabethtown, NC 28337</p> <p>Bladen County NCD 041 466 251</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • inspect areas where containers were stored at least weekly. Also, no inspection records were kept; • have a permit for the storage of hazardous waste for over 90 days at the site; • keep lamps in closed containers or packages; • label or mark containers of universal waste lamps with one of 	\$10,439	4/5/2005

		<p>the following phrases: “Universal Waste-Lamp(s),” or “Waste Lamps,” or “Used Lamps”;</p> <ul style="list-style-type: none"> • mark or label with the earliest date that any universal waste in the container became a waste or was received; • label or mark one container of used oil with the words “Used Oil.”; • comply the RCRA Post Closure Permit. This includes Part I (F)(6) of the permit; • maintain the semi-annual groundwater monitoring report. Part I (F)(8) of the permit; • maintain a copy of the post-closure plan. Part I (F)(10) of the permit; • maintain a survey plat. Part IV (G)(8)(a) of the permit; • provide annual training for employees involved with groundwater sampling or the remedial action equipment; and • review and immediately amend the remediation system’s contingency plan and facility’s contingency plan did not reflect a change in the emergency coordinator; • provide annual training for employees involved with management of hazardous waste; and • provide the necessary items needed to demonstrate it could pass the financial test mechanism nor provide alternate financial assurance for post-closure care. 		
3	<p>Greensboro Auto Auction, Inc. 316 Edwardia Dr. Greensboro, NC 27407</p> <p>Guilford County NCR 000 010 199</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • keep closed and mark with the accumulation start date and the words “Hazardous waste”; • place hazardous waste in containers, keep containers closed and mark with the words "Hazardous Waste"; • have any spill control material at the facility; • have the location of the spill control material by a telephone and keep available on site; 	\$30,400	4/5/2005

		<ul style="list-style-type: none"> • have signed copies of all manifests; and • hazardous waste was disposed of improperly on-site. 		
4	Greensboro Auto Auction, Inc. 3802 Wendover Avenue Greensboro, NC 27407 Guilford County NCR 000 120 388	Failed to: <ul style="list-style-type: none"> • keep closed and mark with the accumulation start date and the words “Hazardous waste”; • place hazardous waste in containers, keep containers closed and mark with the words "Hazardous Waste"; • have any spill control equipment at the facility and to post the location of spill control equipment next to a phone; • had spills were observed on the outside of one container as well as on the floor and walls near the container; and • mark with the words “Used Oil” 	\$40,750	4/5/2005
5	Los Compadres 3653 Indiana Avenue Winston-Salem, NC 27105 Forsyth County No EPA ID#	Failed to: <ul style="list-style-type: none"> • respond to releases of used oil to the environment, and the facility continues to release used oil to the environment by not containing or cleaning up spills. 	\$6,050	4/5/2005
6	Bakers Waste Equipment 223 Baker St. Morganton, NC 28655 Burke County NC0 000 960 518	Failed to: <ul style="list-style-type: none"> • Make waste determination not performed; • Offered hazardous waste paint booth filters for; transportation and disposal to facilities with no EPA ID number; • Properly manifest F003/F005 hazardous waste; • Determine if paint booth filters required treatment prior to being land disposed; • Do weekly inspection of the Lab Pack; Accumulation/Storage Area; 	\$54,500	6/1/2005

		<ul style="list-style-type: none"> • Separate containers of incompatible waste; • Keep records of inspection for three years; • Accumulation date must be clearly marked; • Labeled with words Hazardous Waste; and • Train emergency coordinator on the contingency plan during the past year. 		
7	<p>UNC-Chapel Hill 301 S. Columbia St., Chapel Hill, Orange County, North Carolina</p> <p>NCD 980 515 308 Orange County</p> <p>Administrative Order on Consent (AOC)</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • Make waste determination; • Conduct weekly inspections and did not maintain the inspection records; • Label containers with accumulation start date; • Label containers with Hazardous Waste labels; • Minimize the possibility of a release of hazardous waste; • Accumulated two containers of Hazardous Waste for a period exceeding 90 days in a non-permitted location; and • Operated a non-contiguous hazardous waste storage facility without applying for and obtaining a permit. 	\$25,000	<p>AOC signed on 7/1/2005 with penalty amount of \$25,000</p>
8	<p>Maaco Paint and Body Shop 110 Harley Road, Wilmington, North Carolina</p> <p>NCR 000 002 428 New Hanover County</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • Keep container holding hazardous waste closed; • Mark container with the words "Hazardous Waste" or other words identifying the contents of the container; • Date the accumulation date on each HW container; and • Contain spills of hazardous waste. 	\$8,712	7/26/05

9	<p>Bernhardt Furniture Plants 2,3,5 and 7 Caldwell County</p> <p>Administrative Order on Consent (AOC)</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • Do waste determination; • Properly seal a funnel with a sealed lid; • Maintain inspection records; • Mark with accumulation start date; • Label or mark clearly with the words "Hazardous Waste"; • Conduct weekly inspections; • Place waste in containers; • Maintain aisle space; • Close container; • Mark 5 satellite accumulation containers with words "Hazardous Waste" or with other words that identify the contents; • Train personnel; • Have annual training; • Maintain records that document training; • Have annual training, failed to maintain records that document training; • Train personnel and • Maintain records for job titles on each position 	\$66,500	<p>AOC signed on 7/27/2005 with penalty amount of \$66,500</p>
10	<p>Rusco Fixture Company, Inc. 209 South Main Street Oakboro, NC 28129</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • make waste determinations; • insure a facility had an EPA identification number; • place waste in, keep closed or mark with the words, "Hazardous Waste" containers located in the satellite accumulation area; • keep closed, to mark with the words, "Hazardous Waste" or to mark with an accumulation start date, 	\$77,000	<p>8/5/2005</p>

		<p>containers in the hazardous waste storage area;</p> <ul style="list-style-type: none"> • clean up spills of hazardous waste and did not performed weekly inspections; • make arrangements with local authorities, post the name and phone number of the emergency coordinator; • post the location of fire extinguishers, spill control equipment and the location of fire alarms next to phone at the facility; and • ensure that all employees involved with the handling of hazardous waste were thoroughly familiar with hazardous waste handling and emergency procedures. 		
11	<p>Macon County 5 West Main Street Franklin, N.C. 28734</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • Perform a waste determination on 12,200 lbs. of D008 waste; • Receive an EPA identification number prior to the storage and/or disposal of hazardous waste, and transported or offered hazardous waste for transportation without having received an EPA identification number; • Ensure transporters had received an EPA identification number prior to offering hazardous waste for transport; • Comply with the requirements set forth in 15A NCAC 13A .0109 prior to storing and/or disposing of hazardous waste; and • to have a permit to store and/or dispose of hazardous waste. 	\$20,000	8/11/2005
12	<p>Valspar Coatings 1647 English Road High Point, NC 27262</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • perform waste determination; • conduct weekly inspections; • prevent releases of hazardous waste and close satellite containers of hazardous waste; • label or mark with accumulations start dates containers with 	\$49,900	8/22/2005

		<p>the words “Hazardous Waste”;</p> <ul style="list-style-type: none"> • provide the required training; to maintain a job title, job description and a written description of the type and amount of both introductory and continuing (site specific) training; and • have adequate records that document that personnel involved in hazardous waste management had completed the required training. 		
13	<p>Premiere Finishing and Coating, LLC. 642 Grooms Road Reidsville, NC 27320</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • Receive an EPA ID number for the management of hazardous waste; • Keep closed or label with the words “Hazardous Waste” two satellite accumulation containers and seventy-five to eighty containers in the storage areas; • Mark the containers in the storage areas with the initial accumulation date; • Transfer waste from leaking containers to containers that were in good condition; • Conduct inspections and maintain records of the storage areas; • Post the name and telephone number of the emergency coordinator; the location of the fire extinguishers, spill control material, fire alarm and the telephone number of the fire department next to a telephone; and • Obtain an extension or apply for and obtain a permit prior to accumulating seventy five to eighty 55-gallon containers of hazardous waste and storing hazardous waste for more than 180 days. 	\$77,000	9/8/2005
14	<p>Renaissance Glass 2 Renaissance Place,</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • Make waste determination; 	\$8,000 and a fee	AOC signed on

	<p>Alexander, NC NCO991302555 Buncombe County</p> <p>Administrative Order on Consent (AOC)</p>	<ul style="list-style-type: none"> • Stored Hazardous Waste for a period exceeding 90 days in a non-permitted location; and • Operated as a hazardous waste storage facility without applying for and obtaining a permit. 	<p>invoice of \$1325.00</p>	<p>9/9/2005</p>
15	<p>Coast Guard Group Fort Macon End of Fort Macon Rd. Atlantic Beach, NC NC 5 690 308 262. Carteret County</p>	<p>Failed to pay annual fees as a large quantity generator of hazardous waste</p>	<p>\$440 (including invoice \$125)</p>	<p>9/30/05</p>
16	<p>NWL Transformers, Inc. PO Box 97 Snow Hill, NC NCD 986 216 455 Greene County</p>	<p>Failed to pay annual fees as a small quantity generator of hazardous waste</p>	<p>\$440 (including invoice \$125)</p>	<p>9/30/05</p>
17	<p>QVC Rocky Mount, Inc. 100 QVC Blvd., Rocky Mount, NCR 000 137 166 Nash County</p>	<p>Failed to pay annual fees as a small quantity generator of hazardous waste</p>	<p>\$440 (including invoice \$125)</p>	<p>9/30/05</p>

18	Plasticard Locktech International 99 Pond Rd., Asheville, NC NCD 066 294 216 Bumcombe County,	Failed to pay annual fees as a small quantity generator of hazardous waste	\$440 (including invoice \$125)	9/30/05
19	Courtesy Ford Inc. 1310 Road St Elizabeth City, NC NCD 981 861 776 Pasquotank County	Failed to pay annual fees as a small quantity generator of hazardous waste	\$ 440.00 (invoice \$125)	9/30/05
20	Buchanan & Young, Inc. 713 East Main Street, Burnsville, NC NCD 986 229 169 Yancey County	Failed to pay annual fees as a small quantity generator of hazardous waste	\$ 440.00 (invoice \$125)	9/30/05
21	BMI South 4541 Preslyn Dr. Raleigh, NC NCR 000 011 809 Wake County	Failed to pay annual fees as a small quantity generator of hazardous waste	\$ 440.00 (invoice \$125)	9/30/05
22	Bace Motor Sports Inc. 117 Loma Hill CT Mooreville, NC NCR 000 007 500 Iredell County	Failed to pay annual fees as a small quantity generator of hazardous waste	\$ 440.00 (invoice \$125)	9/30/05

23	<p>BFI 5105 Morehead Road Concord, NC 28027</p> <p>NCD 986 214 880 Docket # 2005-151</p>	<ul style="list-style-type: none"> • Transported hazardous waste without having received an EPA identification number; • Accepted hazardous waste from a generator that was not accompanied by a manifest signed for the transportation of a hazardous waste; • Disposed of hazardous waste and did not comply with any of the requirements; • Operated a hazardous waste disposal facility without applying for and obtaining a permit. 	\$22,500	10/4/05
24	<p>RVL Printed Labels, LLC 170 Marble Rd. Statesville, NC 28625 NCR 000 135 491 Docket # 2006-001</p>	Failed to pay annual fees as a small quantity generator of hazardous waste	\$ 440.00 (invoice \$125)	10/7/05
25	<p>Southern Devices-River Pt. 8116 NC Hwy 163 West Jefferson, NC 27405 NCD 986 230 464 Docket # 2006-003</p>	Failed to pay annual fees as a small quantity generator of hazardous waste	\$ 440.00 (invoice \$125)	10/7/05
26	<p>Thomasville GM Superstore 1025 National Hwy Thomasville, NC 27360 NCD 981 924 467 Docket # 2006-006</p>	Failed to pay annual fees as a small quantity generator of hazardous waste	\$ 440.00 (invoice \$125)	10/7/05

27	Flanders Filters, Inc. 531 Flanders Filters Rd. Washington, NC 27889 NCD 045 922 986 Docket # 2006-014	Failed to pay annual fees as a small quantity generator of hazardous waste	\$ 440.00 (invoice \$125)	10/7/05
28	Scott Anderson (Macon County Greenway Bridge Project) RR 2, Box 63-C Robbinsville, NC 22877 NCS 000 000 426 Docket # 2003-113-B Administrative Order on Consent (AOC)	Facility failed to determine if waste was Hazardous Wastes	\$1,650	AOC signed on 10/24/2005 with penalty amount of \$1,650
29	The Presbyterian Hospital 200 Hawthorne Lane Charlotte, North Carolina NCD 074 517 517	Failed to: <ul style="list-style-type: none"> • make a waste determination on waste fluorescent lamps; • offer hazardous waste fluorescent lamps to a transporter that had received an EPA ID# • prepare a hazardous waste manifest or determine if their hazardous waste needed to be treated before it was land disposed 	\$22,500	10/31/2005

30	Johnson's Worldwide Automotive 1501 Brookford Rd Kernersville, NC NCD 982 120 636 Pasquotank County	Failed to pay annual fees as a small quantity generator of hazardous waste	\$440 (invoice \$125)	11/10/05
31	Laboratory Corporation of America 1904 Alexander Drive Durham, NC 27709 NCR 000 005 249 Durham County	Failed to: <ul style="list-style-type: none"> • store hazardous waste in a manner which would not cause a container to break; • mark containers with the words "Hazardous Waste"; • mark hazardous waste containers with the initial accumulation date; • conduct weekly inspections in the storage areas; • have current job descriptions for the hazardous waste handlers that describe the hazardous waste duties assigned to each position; • to submit the Biennial Report for hazardous waste generated in 2003 • stored small amount of hazardous waste for over 90 days; and • apply for and obtain a permit prior to operating a hazardous waste storage facility. 	Short Order \$3,641	11/17/05
32	Freightliner, LLC 1800 North Main St. Mt. Holly, NC 28120 NCD 091 245 498 Docket # 05-132 Administrative Order on Consent (AOC)	<ul style="list-style-type: none"> • Offered or allowed hazardous waste to be transported illegally • Failed to prepare a hazardous waste manifest to transport hazardous waste 	\$20,000	AOC signed on 11/30/05

33	<p>UNC-G 1000 Spring Garden Street, Greensboro, NC</p> <p>Guilford County</p> <p>NCD 077 836 088 Docket # 2005-166</p>	<p>Failed to:</p> <ul style="list-style-type: none"> • perform HW determination: • mark two satellite accumulation containers with the words “hazardous waste” or with other words that identify their contents: • keep a container holding hazardous waste closed: conduct weekly inspections of the hazardous waste area for the last three years: • date the accumulation date on each HW container; • label HW containers with the words “Hazardous Waste”: • clean up spills of hazardous waste; • accumulated eighteen (18) containers of hazardous waste on-site for longer than 270 days without being granted an extension; and • stored HW for more than 270 days, facility was operating as a hazardous waste storage facility without applying for and obtaining a permit 	\$27,000	12/1/05
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Questions or comments? Email: lebeed.kady@ncmail.net