

**HAZARDOUS WASTE SECTION - COMPLIANCE BRANCH
FILE TRANSMITTAL & DATA ENTRY FORM**

Facility ID Number: NCD980841753

Facility Name: Altec Industries, Inc.

Document Group: Enforcement (E)

Document Type: E - Ticket Notice of Violation (TNOV)

File Description/Comments: LQG - 3 violations noted. TNOV 2016-024 was issued as a result of the CEI on 3/23/16.

Date of Document: 4/28/2016

Author(s) of Document: Phil Orozco

Inspector Name: Phil Orozco

Suborganization: Eastern Region

County (if not on report): GRANVILLE

For Violations:

Enforcement Date: 4/28/2016

Docket Number: 2016-024

Enforcement Type: TNOV

How many violations were there? 3

For IANOV or CO: The facility is

Outcome Measures for CSE for IANOV or CO:

Waste Involved	Volume	Exposure Media (a, gw, sw, s)	Distance to Residences	Number of People involved	Distance to On-site wells	Distance to Off-site wells

Violation #1:

Date Determined: 3/23/2016

Scheduled Return to Compliance: 6/1/2016

Actual Return to Compliance:

Regulation Description: 262.34(a)(4) - 265.16(c)

Comment: The annual refresher of hazardous waste management training was not conducted in 2015.

For CSE, Corrections to Violations were:

Violation #2:

Date Determined: 3/23/2016

Scheduled Return to Compliance: 6/1/2016

Actual Return to Compliance:

Regulation Description: 262.34(a)(4) – 265.16(d)(2)

Comment: The job description for Scott Cunningham, EH&S Manager, was not in compliance with the rules.

For CSE, Corrections to Violations were:

Violation #3:

Date Determined: 3/23/2016

Scheduled Return to Compliance: 6/1/2016 **Actual Return to Compliance:**

Regulation Description: 262.34(a)(4) - 265.53

Comment: The contingency plan had been revised in February, 2016, to note that Scott Cunningham became the new emergency coordinator. However, on the day of inspection the plan had not been sent to the required agencies.

For CSE, Corrections to Violations were:



PAT MCCRORY
Governor

DONALD R. VAN DER VAART
Secretary

MICHAEL SCOTT
Acting Director

April 28, 2016

Certified Mail,
Return Receipt Requested

Scott Cunningham
Altec Industries Inc.
1550 Aerial Ave.
Creedmoor, NC 27522

Subject: NOTICE OF VIOLATION
Docket #2016-024
Altec Industries, Inc.
NCD980841753

Dear Mr. Cunningham:

On December 18, 1980, the State of North Carolina, Hazardous Waste Section (State) was authorized to operate the State RCRA hazardous waste program under the Solid Waste Management Act (ACT), N.C.G.S. 130A, Article 9 and rules promulgated thereto at 15A NCAC 13A (Rules) in lieu of the federal RCRA program.

On March 23, 2016, Phillip G. Orozco, representing the N.C. Hazardous Waste Section, inspected your facility for compliance with North Carolina Hazardous Waste Management Rules. During that inspection, the following violations were noted:

- i. **40 CFR 262.34(a)(4) - 265.16(c)** states that facility personnel must take part in an annual review of the initial training required in paragraph (a) of this section. Hazardous waste management training at Altec was given on March 19 & 20, 2013; November 20, 2014 and in March, 2016. The in-house hazardous waste management (CCL) training was not conducted in 2015.
- ii. **40 CFR 262.34(a)(4) – 265.16(d)(2)** states that the job descriptions must describe the hazardous waste management duties of personnel involved in the hazardous waste management program. The job description must also include the requisite skill, education, or other qualifications, and duties of facility personnel assigned to each position. It was noted in last year's inspection report that the job description for Scott Cunningham was in the process of being written. However, Mr. Cunningham stated that his job description had not been completed at the time of inspection. Scott Cunningham is the EH&S Manager and emergency coordinator.

- iii. **40 CFR 262.34(a)(4) - 265.53** states that a copy of the contingency plan and all revisions to the plan must be maintained at the facility and submitted to all local police and fire departments, hospitals and local emergency response teams that may be called upon to provide emergency services. Altec's plan was revised in February, 2016, to note that Scott Cunningham became the new emergency coordinator. However, on the day of inspection the plan had not been sent to the required agencies yet.

You are hereby required to comply with the noted violation(s) by June 1, 2016, at which time a re-inspection may be performed. If compliance with the violation(s) noted above are not met, pursuant to N.C.G.S. 130A-22(a) and 15A NCAC 13B .0701 - .0707, an administrative penalty of up to \$32,500.00 per day may be assessed for violation of the hazardous waste law or regulations.

In further satisfaction of **Docket #2016-024**, this facility shall provide written certification with supporting documentation on company letterhead confirming that the noted compliance schedule has been completed. Mail this certification to Phillip G. Orozco, NCDEQ, Division of Waste Management - Hazardous Waste Section, 1646 Mail Service Center, Raleigh, NC, 27699-1646; or, by email to: phil.orozco@ncdenr.gov by the noted compliance date.

If you should have any questions concerning this Notice of Violation or the NC Hazardous Waste Management Rules, please call me at 919-212-2501 or email me at phil.orozco@ncdenr.gov.

Sincerely,



Phillip G. Orozco
Environmental Senior Specialist
Hazardous Waste Section, NCDEQ

cc: Brent Burch, Compliance Branch Head
Phil Orozco, Environmental Senior Specialist
Central Files