

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

**Your Name:** Heather Goldman

**Facility ID Number:** NCD986228914

**Facility Name:** Vintage Pharmaceuticals DBA Qualitest

**Document Group:** Inspection/Investigation (I)

**Document Type:** I - Compliance Evaluation Inspection (CEI)

**File Description/Comments:** LQG. No violations cited.

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**Author(s) of Document:** Heather Goldman

**Inspector ID #:** NC111

**Suborganization:** Western Region

**County (if not on report):** Mecklenburg



## Document Review

- Compliance  Yes    No

• **262.11- Hazardous Waste Determination**  
 Generators must determine if their waste is hazardous.
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- Compliance  Yes    No

• **261.2(f) – Documentation of claims material is not solid waste**  
<sup>\*</sup>Generators must document claims that materials are not solid wastes or are conditionally exempt from regulations.
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- Compliance  Yes    No

• **262.12- EPA ID Numbers**  
 (a) Generators must acquire an EPA ID Number before they offer hazardous waste for shipment or disposal  
 (c) Generators must use approved TSDF's and Transporters with valid EPA ID numbers.
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- Compliance  Yes    No

• **262.20- Manifest**  
 Manifests must be properly filled out for all hazardous waste shipments.
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**TSD Facilities:**

Facility Name	EPA ID #
Tradebe Treatment of TN, LLC	TND000772186

**Transporters:**

Transporter Name	EPA ID #
Univar USA	GAD980845077
Dupree Logistics, LLC	LAR000045963

- Compliance  Yes    No

• **268.7 (a)(4)- LDR Certification**  
 Land Disposal Restrictions must accompany all waste streams sent to TSDF.
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- Compliance  Yes    No

• **262.42- Exception Reports**  
 (a) (1) Facility must contact the transporter/designated facility if a manifest is not received within 35 days.  
 (2) Generator must submit an Exception Report if a manifest is not received within 45 days.
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- **262.27 & GS 130A-294(k) Waste Minimization Certification** Compliance  Yes No

A generator who ships hazardous waste must certify on their manifest a waste minimization program and have a written description of any program to minimize or reduce the volume and quantity or toxicity of waste.

Written plan dated 1/20/2011.

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- **262.34(a)(1)(i) ref 265.174- Weekly Inspections** Compliance  Yes No

Storage Areas must be inspected weekly for leaking containers and for deterioration of containers caused by corrosion.

The facility is reminded that hazardous waste storage area weekly inspections must include inspecting for leaking containers.

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- **15A NCAC 13A .0107(d) – Documented Weekly Inspections** Compliance  Yes No

The generator must keep records of the inspections and results of the inspections for at least three years from the date of the inspection.

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- **262.40- Recordkeeping** Compliance  Yes No

a) Manifest must be kept for three years  
b) Biennial Reports must be kept for three years. (does not apply to SGQ)  
c) Waste analyses or test results must be kept for three years  
d) If enforcement actions are taken these time periods are extended.

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- **262.41- Biennial Report** Submitted 4/6/2016 Compliance  Yes No

Generators who ship hazardous waste in the US must prepare a Biennial Report by March 1 of each even numbered year.

**Subpart C – Preparedness and Prevention** Compliance  Yes No

- **265.33- Testing and Maintenance of Equipment** \*

All equipment listed in this section should be tested and maintained to assure operation in case of an emergency.

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- **265.37- Arrangements with Local Authorities** Compliance  Yes No

(A) Arrangement for services should be made with the following:

  - 1) Arrangements to familiarize police, fire departments and emergency response teams with the facility layout, properties of hazardous waste handled and associated hazards, places where people normally work, entrance roads and evacuation routes.
  - 2) Primary response agencies should be established with all emergency responders. All others will support.
  - 3) Arrangements with state emergency response teams, contractors, and equipment suppliers.
  - 4) Arrangements to familiarize local hospitals with the properties of hazardous waste handled and types of injuries or illnesses which could result from fires, explosions or releases at the facility.

(B) Documentation from any local authorities that decline any of the emergency arrangements

~~Arrangement letters sent via FedEx tracking. Sent letters to CMC University, Clean Harbor, Charlotte Fire Department Station 11, Charlotte Mecklenburg Police Department~~

**Subpart D – Contingency Plan and Emergency Procedures**

- **265.51- Contingency Plan** Last Revised 10/28/2013 Compliance  Yes No

(a) Each owner or operator must have a contingency plan for their facility.  
(b) Plan must be carried out in the event of a fire, explosion, or release of hazardous waste that could threaten health or environment.

- **265.52- Content of the Contingency Plan** Compliance  Yes  No
  - a) Plan must describe the actions personnel must take to respond to event including fire, explosion and spills.
  - b) SPCC plan can be amended to include required content in this subpart.
  - c) Plan must describe arrangements agreed to by local police, fire, hospitals, contractors, and state agencies.
  - d) The plan must list names, addresses, and phone numbers (home and office) for all emergency coordinators. List must be kept up to date. Primary coordinator and secondary coordinators should be listed.
  - e) Plan must include a list of all emergency equipment and alarms at the facility. List should show locations and physical descriptions, and capabilities of equipment. List must remain up to date.
  - f) The plan must include an evacuation plan if evacuation may be required. The plan should describe signals, evacuation routes, and alternate evacuation routes.

The facility is reminded that the list of emergency equipment, along with locations, physical description, and capabilities, must be included in the contingency plan.

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- **265.53- Copies of the Contingency Plan** Compliance  Yes  No

Contingency plans and revisions must be:

  - a) Maintained at the facility.
  - b) Submitted to all local police, fire, hospitals, state agencies, and emergency response teams.

- **265.54- Amendment of the Contingency Plan** Compliance  Yes  No

Plan must be amended when:

  - (a) Regulations are revised
  - (b) Plan fails in an emergency
  - (c) Facility changes
  - (d) Emergency coordinators change
  - (e) Emergency equipment changes

- **265.55- Emergency Coordinator** Compliance  Yes  No

An emergency coordinator should be on the premises or on call at all times. Must be able to respond in a short period of time. The coordinator must be familiar with all aspects of the contingency plan, operations, locations of haz-waste, record locations, and facility layout. Person must have the authority to commit resources needed to carry out contingency plan.

Dan Ziegelmeyer - Primary EC; Jeff Newman - Secondary EC

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- **265.56- Emergency Procedures** Compliance  Yes  No
    - a) During an emergency event the coordinator must immediately:
      - See regulations described at 40 CFR 265.56 if an event occurred causing the Contingency Plan to be implemented.
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**265.16- Personnel Training & Job Description**

**Compliance      Yes      No**

- a) (1) Facility personnel must successfully complete a program of classroom instruction or on–the-job training that teaches them to perform their duties in a way to ensure compliance with these sections requirements.
- (2) Training must be conducted by a person trained in hazardous waste management procedures and training must include hazardous waste management training relevant to each employee’s position (including contingency plan implementation).
- (3) Training should be designed to ensure that personnel can respond properly to emergencies.
- b) Personnel must complete the training within six months of their hire date or when they change job responsibilities.
- c) Personnel must take part in an annual review of the initial training.
- d) The following documents must be maintained at the facility:
  - (1) Job title and person filling position for each position related to hazardous waste management.
  - (2) A job description for each position listed above, including requisite skills, education, and qualifications. Position duties should also be recorded.
  - (3) A written description of the type and amount of initial and continuing training that will be given for each position.
  - (4) Records that document that the training or job experience have been completed by personnel.
- e) Training records on current personnel must be kept until closure of the facility. Training records on all former employees must be kept for at least three years from date of separation

Name of Employee	Job Title	Hazardous Waste Job Duties	Date of Annual RCRA Review	Date of Previous Annual RCRA Review	RCRA Job Description (including requisite skills, education and qualifications) Yes/No	Date of Contingency Plan Review
Dan Ziegelemeyer	EHS Specialist	Provided	5/21/2015	NA		3/18/2016
Various	Various	Provided	6/2015 & 7/2015	NA		3/18/2016

## Facility Walkthrough

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|---|--|
| <ul style="list-style-type: none"><li>• <b><u>262.30- Proper DOT Containers</u></b></li></ul> <p>Waste must be packaged in accordance with applicable DOT regulations 49 CFR 173, 178, 179.</p> <hr/>   | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34 (a)- Accumulation Time</u></b></li></ul> <p>A generator may accumulate hazardous waste on-site for 90 days or less without a permit.</p> <hr/>   | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34 (a)(1)(i)- Storage Container Spills/Releases</u></b></li></ul> <p>Waste must be placed <u>in</u> containers.</p> <hr/>   | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34(a)(1)(i) ref 265.176- Waste Placement</u></b></li></ul> <p>Ignitable or reactive waste must be stored at least 50 feet from the property line</p> <hr/>  | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34(a)(1)(i) ref 265.177- Incompatible Waste</u></b></li></ul> <p>(a) Incompatible waste/materials must not be placed in the same container<br/>(b) Hazardous waste must not be placed in an unwashed container that previously held an incompatible waste<br/>(c) Incompatible waste must be separated while in storage</p> <hr/> | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34 (a)(2)- Accumulation Start Dates</u></b></li></ul> <p>Containers in storage must be dated when accumulation begins.</p> <hr/>  | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34 (a)(3)- Storage Container Labeling</u></b></li></ul> <p>Containers in storage area must be labeled "Hazardous Waste".</p> <hr/>  | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34(c)(1)- Satellite Container Spills/Releases</u></b></li></ul> <p>No more than 55-gallons may be placed <u>in</u> containers at or near the point of generation under the control of the operator. No spills of haz. waste on/around satellite accumulation containers.</p> <hr/>  | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34(c)(1)(i) ref 265.171- Container Condition</u></b></li></ul> <p>Container in poor condition must be replaced.</p> <hr/>   | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34(c)(1)(i) ref 265.172- Container Compatibility</u></b></li></ul> <p>Containers must be compatible with the waste they hold.</p> <hr/>   | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34(c) (1) (i) ref 265.173(a)- Container Management</u></b></li></ul> <p>Containers must be maintained in a closed position unless adding or removing waste.</p> <hr/>   | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <ul style="list-style-type: none"><li>• <b><u>262.34(c) (1) (ii) - Satellite Container Labeling</u></b></li></ul> <p>Satellite containers must be marked with the words "Hazardous Waste" or other words to describe the contents.</p> <hr/>  | Compliance <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

- **265.31- Maintenance and Operation of Facility** Compliance  Yes No

Facility must be operated to minimize the possibility of a fire or any unplanned sudden or non-sudden release of hazardous waste that threatens health or environment.

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- **265.32- Required Equipment** Compliance  Yes No

Facilities must have the following equipment unless not needed.

- (a) Internal communications or alarm system that provides emergency instruction to personnel.
  - (b) A telephone or two-way radio must be available at the scene of operation to summon emergency assistance.
  - (c) Fire extinguishers and fire control equipment spill control, and decontamination equipment.
  - (d) Adequate water volume and pressure to supply fire hoses, automatic sprinklers, or water spray systems.
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- **265.34- Access to Communications** Compliance  Yes No

- (a) Whenever hazardous waste is being handled, all personnel involved must have access to an alarm or communication device. Visual or voice contact is allowed.
- (b) If there is just one person at the facility, while in operation, they must have immediate access to a telephone or two-way radio capable of summoning emergency assistance.

Use an air horn in the HWSA.

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- **265.35- Required Aisle Space (15A NCAC 13A .0110 (c))** Compliance  Yes No

Two feet of aisle space must be maintained to allow unobstructed movement of personnel or safety equipment.

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### Used Oil (Generator)

- **279.22- Used Oil Storage** Compliance  Yes No

- (a) Used oil must be stored in tanks or containers
- (b) Used oil containers must be in good condition and not leaking
- (c) (1) Used oil tanks and containers must be labeled with the words "Used Oil".  
(2) Fill lines for used oil UST's must be labeled with words "Used Oil"
- (d) When a used oil release is found the release must be:
  - (1) Stopped
  - (2) Contained
  - (3) Cleaned and managed properly
  - (4) Tanks or containers must be repaired before reuse.

The facility does not generate used oil.

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### Universal Waste – Small Quantity Handler (Lamps & Batteries)

- **273.13 (a)- Used Battery Management** Compliance  Yes No

All used batteries must be contained if damaged.

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- **273.14 (a)- Used Battery Labeling** Compliance  Yes No

Each battery/container of batteries must be labeled w/ the words "Universal Waste-Batteries", "Waste Batteries", or "Used Batteries".

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- **273.13 (d)- Used Lamp Management** Compliance  Yes No

Used lamps must be properly containerized to prevent breakage and containers of lamps must be properly closed.

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**Digital Photo Log:**

Weather:    Sunny    Cloudy    Rain    Storm

<u>Picture Location</u>	<u>Time</u>	<u>Notes</u>
Pic #1:		
Pic #2:		
Pic #3:		
Pic #4:		
Pic #5:		
Pic #6:		
Pic #7:		
Pic #8:		
Pic #9:		
Pic #10:		

**Documents Copied During Inspection:**

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**Site Deficiencies:**

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**Recommendations/Area of Concern/Action Items:**

The facility is reminded that hazardous waste storage area weekly inspections must include inspecting for leaking containers.

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The facility is reminded that the list of emergency equipment, along with locations, physical description, and capabilities, must be included in the contingency plan.

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The facility is reminded to clean all hazardous waste spills immediately.

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 4/21/2016  
Inspector (Date)

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Facility Contact (Date)