

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

Your Name: Sean Morris

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County (if not on report): Mecklenburg



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January 25, 2016

Certified Mail

Mr. Sean Morris
Environmental Senior Specialist
Hazardous Waste Section – Compliance Branch
Division of Waste Management
North Carolina Department of Environmental Quality
P.O. Box 660
Huntersville, NC 28070-0660

Re: **Hazardous Waste Transporter Requirements**
Nexeo Solutions, LLC
3930 Glenwood Avenue
Charlotte, NC 28208
EPA ID#: NCD 061 263 315

Dear Mr. Morris:

This is to notify you of a noncompliance which occurred at our Charlotte facility over the weekend of January 23-24, 2016. As you know, Nexeo Solutions, LLC ("Nexeo") is a transporter of hazardous waste and operates a permitted hazardous waste storage facility at this location. Hazardous waste transportation regulations at 40 CFR 263.12 and 15A NCAC 13A.0108(a) allow a transporter to store manifested shipments of hazardous waste in containers at a transfer facility for a period of up to 10 days without a permit. The Nexeo Charlotte facility routinely manages manifested shipments under this provision as well as serving as a designated receiving facility for other inbound shipments.

On January 13 and 14, 2016 Nexeo received 15 containers of hazardous waste from seven customers, all of which were manifested to American Environmental Services (AES) in Calvert City, KY. These containers were held at Charlotte and loaded on a trailer for outbound shipment scheduled for Thursday, January 21, 2016. On the morning of January 21, AES informed Nexeo that they would be unable to make the pick-up that day due to mechanical issues with their truck, and the outbound shipment was rescheduled for Friday, January 22. However, on Friday morning an ice storm impacted the Charlotte area making highways and streets impassable. The governor of North Carolina declared a state of emergency due to the unsafe conditions, and Nexeo closed the Charlotte plant for the day as the icy conditions made ingress and egress from the plant impossible. This resulted in the abovementioned shipments exceeding the allowable 10 day holding time over the January 23-24 weekend.

The Charlotte plant has reopened today (January 25) and these manifested shipments are scheduled to depart on Tuesday, January 26 as AES was unable to get a truck to the Nexeo Charlotte facility until that time. The containers involved have been and remain secured in a trailer on-site and are undamaged and prepped for departure as soon as the AES truck arrives tomorrow.

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Mr. Sean Morris
North Carolina Department of Environmental Quality
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Nexeo regrets that these manifested shipments were unable to be shipped within the 10-day holding time, but the weather emergency and unsafe conditions precluded putting these waste containers on the highway. They have remained safe and secure at our facility and will ship on Tuesday, January 26, 2016. We will keep you informed should circumstances change.

If you have any questions or would like to discuss in more detail, please feel free to contact Tim Nightwine, Facility Manager, at (704) 391-6877 or me at (614) 613-4414.

Sincerely,

NEXEO SOLUTIONS, LLC



Edward C. Graves
Senior Environmental Engineer
Health, Safety & Environmental

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