

From: [Breland, Jabe](#)
To: [Fellabaum, Pamela](#); [Valade, Vicky](#)
Subject: FW: Ring Power Case review
Date: Thursday, November 20, 2014 5:27:14 PM
Attachments: [FW Ring Power Case review.msg](#)

From: Perrigan, Glen
Sent: Thursday, November 20, 2014 5:19 PM
To: Breland, Jabe
Cc: Bahr, Tim; Scarborough, Jill R.; Burns, Bill
Subject: FW: Ring Power Case review

Jabe,

The Hazardous Waste Compliance Assistance Program has concluded its case-specific classification review for Ring Power. Based on our evaluation and discussion with you we concur with your recommendation the case specific violations do not justify a formal enforcement response even though some of the violations are repeats. Please add a comment in the inspection report for the repeat violations, **if cited in future inspections, may trigger a formal enforcement response**. Please let me know if you have any questions.

Glen Perrigan

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From: Scarborough, Jill R.
Sent: Thursday, November 20, 2014 4:53 PM
To: Perrigan, Glen
Subject: RE: Ring Power Case review

I did discuss with Jabe and he stated that the violations are repeated but are not the type of thing the districts would normally go to enforcement on. I agree with the position that he should make note of the repeats in the inspection report and that, at this time, no formal enforcement is necessary.

From: Perrigan, Glen
Sent: Thursday, November 20, 2014 4:50 PM
To: Scarborough, Jill R.
Subject: RE: Ring Power Case review

Jill

Did you get a chance to discuss with Jabe? Per our previous discuss, just because the repeat violations are minor does not mean they could not become a potential SNC. Glen

From: Scarborough, Jill R.
Sent: Thursday, November 20, 2014 4:27 PM
To: Perrigan, Glen

Subject: RE: Ring Power Case review

Glen,

I have performed a Case Specific Classification Review for Ring Power Corp, EPA ID # FLD982150237.

The inspector cited four violations in the report:

261.5(g)(3) CESQG improper treatment or disposal of hazardous waste (not acutely toxic)

This violation was cited because the facility was not collecting a very small amount of waste generated from puncturing aerosol cans.

This violation was **Minor X Minor**

279.22(c)(1) Containers and aboveground tanks used to store used oil at generator...facilities must be labeled or marked clearly with the words Used Oil. This violation was cited because one 5-gallon bucket was not labelled. This was only one of many buckets. **Minor X Minor**

62-710.401(6) No person may store used oil in above-ground containers unless such containers are clearly labelled.....they must be stored on an oil-impermeable surface such as sealed concrete or asphalt, and must have secondary containment. This violation was cited because three drums (out of many more) were stored on the edge of the secondary containment berm and not inside the containment berm. **Minor X Minor**

62-710.500(4) Each registered person shall display the validated registration in a prominent place at each facility location. This was cited because the current registration, though available, was not posted. **Minor X Minor** (Guide Number 26 and 27)

Three of these violations were repeat violations from the last inspection dated 12/16/2010. I find that although these violations are repeated they are all minor X minor on the Guidelines for Characterizing Used Oil Violations. Therefore, I agree with the district that a formal enforcement response is not necessary in this case. I suggest adding a sentence in the narrative/comments/wrap-up of the inspection report that there are some repeat violations.

-Jill

From: Perrigan, Glen

Sent: Tuesday, November 18, 2014 10:38 AM

To: Scarborough, Jill R.

Subject: FW: Ring Power Case review

Jill

Please perform a review of this case. Thanks. Glen

From: Breland, Jabe

Sent: Tuesday, November 18, 2014 10:33 AM

To: Perrigan, Glen

Cc: Valade, Vicky; Clark, Vincent

Subject: Ring Power Case review

Glen,

Attached are the documents needed for a case review to be performed. Please let me know if there is something missing or if you have any questions. (I only ranked the yellow violations)

The district does not recommend enforcement at this time because the violations were minor. The facility was not intentionally disposing of the small amount of aerosol waste and has since stopped the practice.

Jabe