



COUNTY OF SAN DIEGO

COMPLIANCE INSPECTION REPORT Handlers of Hazardous Materials and Small and Large Quantity Generators of Hazardous Waste

EFFECTIVE DATE: **10/01/2024**PAGE **2** OF **7**

RECORD ID #:

FACILITY NAME: *

ADDRESS: *

CITY/ZIP: *

Each violation checked below is for the section(s) of the California Health and Safety Code (HSC), California Code of Regulations (CCR), or the San Diego County Code (SDCC) indicated in italics. Incorporated provisions of Title 40 of the Code of Federal regulations (CFR) are noted for reference. All violations must be corrected. Submit documentation of return to compliance to your Specialist. You may use the Corrective Action Form (HM-926) to document your return to compliance. Please call (858) 505-6880 or your Specialist if you have any questions. HMBP = Hazardous Materials Business Plan; CUPA = Certified Unified Program Agency; CERS = California Environmental Reporting System; SQG = Small Quantity Hazardous Waste Generator; LQG = Large Quantity Hazardous Waste Generator

HAZARDOUS MATERIALS REQUIREMENTS

#	VIOLATION DESCRIPTION
<input type="checkbox"/> 1010001	Failed to establish and implement a HMBP. HSC 25505(a) and 25507(a)
<input type="checkbox"/> 1010002	HMBP not submitted in CERS within the required timeframe. HSC 25508(a)(1); 27 CCR 15188(a),(b),(d)
<input type="checkbox"/> 1010003	Business activities &/or Business Owner/Operator page not complete or accurate in CERS. 19 CCR 1 5030.3 (a)(1); SDCC 68.904(b); HSC 25508(a)(1), 25508(a)(3)
<input type="checkbox"/> 1010004	Chemical inventory incomplete or not submitted in CERS. HSC 25505(a)(1); 25507(a); 25508.1(a-b); 19 CCR 1 5030.5 (a) or (d)
<input type="checkbox"/> 1010005	Site map not submitted in CERS or not sufficient. HSC 25505(a)(2); 25508.1(f); 19 CCR 1 5030.3(a)(3)
<input type="checkbox"/> 1010006	Failed to update HMBP in CERS within 30 days of a substantial change to any portion of the HMBP, including inventory changes or facility information. HSC 25508.1(a-f); 19 CCR 1 5030.5(d); SDCC 68.904(c)(6)
<input type="checkbox"/> 1010008	HMBP not certified as complete and accurate in CERS by the required due date. HSC 25508.2, 19 CCR 1 5030.5(b)
<input type="checkbox"/> 1010010	Emergency response plan and procedures to mitigate a release or threatened release not adequate, not established or not submitted in CERS. HSC 25505(a)(3), 25508(a)(1), 25508(a)(3); 19 CCR 1 5030.9
<input type="checkbox"/> 1010011	Failure to notify property owner in writing that the business is subject to the HMBP program. HSC 25505.1
<input type="checkbox"/> 1010012	Failure to provide a copy of HMBP to the property owner within five working days upon request from property owner. HSC 25505.1
<input type="checkbox"/> 1010014	Failure to submit emergency response plan in CERS, when not meeting agricultural handler exemption. HSC 25507.1(a) and 25508(a)(1); 19 CCR 1 5040.1, 5040.2
<input type="checkbox"/> 1010015	Failure to submit employee training plan in CERS, when not meeting agricultural handler exemption. HSC 25507.1(a), 25508(a)(1), 19 CCR 1 5040.1, 5040.2
<input type="checkbox"/> 1010016	HMBP not established or submitted in CERS, when not meeting the remote site exemption. HSC 25507.2 and 25508(a)(1)
<input type="checkbox"/> 1020001	Employee training and/or plan for safety procedures in the event of a release or threatened release of a hazardous material not adequate, not established or not submitted in CERS. HSC 25505(a)(4), 25508(a)(1), 25508(a)(3); 19 CCR 1 5030.10(a)
<input type="checkbox"/> 1030001	(AWM) Failure of agricultural handler to post warning signs on buildings where pesticides, petroleum, or fertilizers are stored, that are visible from any direction of probable approach, contain all required information, and are in appropriate language. HSC 6.95 25507.1(a)(2); 19 CCR 1 5040.1, 5040.2
<input type="checkbox"/> 1020002	Initial &/or annual employee training not conducted in safety procedures for a hazardous material release or threatened release &/or employee training records not available or not maintained for 3 years. HSC 25505(a)(4); 19 CCR 1 5030.10(b)
<input type="checkbox"/> 1040001	Hazardous materials release or threatened release not immediately reported to the CUPA and OES upon discovery. HSC 25510(a); 19 CCR 2631(a)
<input type="checkbox"/> HMD1001	Unified Program Facility permit not obtained for hazardous materials. SDCC 68.904; 68.905; 68.906, 68.907; 68.907.1
<input type="checkbox"/> HMD1005	Emergency contact not provided or current in CERS. HSC 25508.1(f); SDCC 68.904(b)
<input type="checkbox"/> HMD1007	Highly toxic gas (TLV<10 ppm) not disclosed in CERS. SDCC 68.1113(a)
<input type="checkbox"/> 1010017	HMBP not readily available to facility personnel or the CUPA. HSC 25505(c)
<input type="checkbox"/> 1010018	Failure to complete and electronically submit a business plan, or required hazardous materials reporting, when handling a consumer product that is a hazardous material in a quantity equal to or greater than the reportable threshold, and stored at a facility that manufactures the product, or is a warehouse or distribution center with no direct sales to consumers, or where the product is dispensed on the retail premises. HSC 6.95 25507(b)(5)(B)(i), 25508(a)(1)
<input type="checkbox"/> 1010019	Failure to complete and electronically submit a business plan, or required hazardous materials reporting, when handling a consumer product that is a hazardous material at a retail establishment in a quantity equal to or greater than the reportable threshold if the product is not intended for personal, family, or household purposes, or is not present in the same form, concentration, or quantity as a product prepackaged for distribution to a consumer for personal, family, or household purposes; or 1. the product has a NFPA or HMIS rating of 3 or 4 and is stored, at any time, in quantities equal to, or greater than, 165 gallons for a liquid, 600 cubic feet for a compressed gas, or 1,500 pounds for a solid; or 2. The product poses a significant potential hazard, and the UPA requires the product to be reported. HSC 6.95 25507(b)(5)(B)(ii), 25508(a)(1)
<input type="checkbox"/> 1010020	Failure to provide sale or provision records, within 5 days of a request from an UPA. HSC 6.95 25507.5
<input type="checkbox"/> 1010021	Failure of a handler to notify and disclose a hazardous material transfer, when directed by an UPA. HSC 6.95 25508.3

HAZARDOUS WASTE REQUIREMENTS FOR SQGS ONLY

#	VIOLATION DESCRIPTION
<input type="checkbox"/> HMD0226	Did not accumulate waste in a container or tank. 22 CCR 66262.34(d)(2); 40 CFR 262.34(d)(2)
<input type="checkbox"/> 3030007	Failed to properly label/date hazardous waste container &/or tank. 22 CCR 66262.16(b)(4)(F), 66262.17(a)(5)(A)
<input type="checkbox"/> 3030009	(VSQG) Failure to send non-acute hazardous waste offsite for treatment, storage, or disposal within 180 days (or 270 days if waste is transported over 200 miles) of when the accumulation period begins, for a generator who generates less than 100 kilogram per month if the quantity of hazardous waste accumulated onsite never exceeds 6,000 kilograms; or failure to send acute hazardous waste offsite within 90 days. 22 CCR 12 66262.16(b)(1), 66262.16(b)(8), 66262.16(c), 66262.16(g)(1); HSC 6.5 25123.3(c), 25123.3(h)(1)
<input type="checkbox"/> 3030010	Failure to send hazardous waste offsite for treatment, storage, or disposal within 180 days (or 270 days if waste is transported over 200 miles) for a generator who generates less than 1000 kilograms per month and the quantity of hazardous waste accumulated onsite never exceeds 6,000 kilograms; or failure to send acute hazardous waste offsite within 90 days once one kilogram of such waste is generated. 22 CCR 12 66262.16(b)(1), 66262.16(b)(8), 66262.16(c), 66262.16(g)(2); HSC 6.5 25123.3(h)(1)
<input type="checkbox"/> 3030013	Failure to: (1) Accumulate hazardous waste in a container that is in good condition; (2) Immediately transfer the hazardous waste from a leaking container to a container that is in good condition; or (3) Immediately manage the waste in some other way that complies with waste management requirements. 22 CCR 12 66262.16(b)(2)(A), 66262.15(a)(1)
<input type="checkbox"/> 3030015	Failed to accumulate or store hazardous waste in a lined &/or compatible container. 22 CCR 12 66262.16(b)(2)(B), 66262.15(a)(2)
<input type="checkbox"/> 3030017	Failure to meet the following container management requirements: (a) A container holding hazardous waste must always be closed during storage, except when it is necessary to add or remove waste. (b) A container holding hazardous waste must not be opened, handled, or stored in a manner which may rupture the container or cause it to leak.. 22 CCR 66262.16(b)(2)(C), 66262.15(a)(4)



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Hazardous Materials and Hazardous Waste (continued)

- 3030019 Failed to inspect hazardous waste storage area at least weekly. 22 CCR 66262.16(b)(2)(D)
- 3030022 Failed to properly separate incompatible waste. 22 CCR 15 66265.17(b)
- 3030030 Failure to maintain and operate the facility to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment. 22 CCR 12 66262.16(b)(6)(A)
- 3030036 Failed to maintain adequate aisle space. 22 CCR 12 66262.16(b)(6)(E)
- 3010022 Failure to post the valid information next to the telephone: (A) The name and telephone number of the emergency coordinator; (B) Location of fire extinguishers and spill control material, and, if present, fire alarm; and (C) The telephone number of the fire department, unless the facility has a direct alarm. 22 CCR 12 66262.16(b)(7)(B)
- 3020001 Failure to ensure employees are thoroughly familiar with proper waste handling and emergency procedures during normal facility operations and emergencies. 22 CCR 66262.16(b)(7)(C)
- 3030032 Failed to maintain the following emergency response equipment or equivalent unless none of the hazards posed by waste handled at the facility could require the particular kind of required equipment: 1) An internal communication or alarm system; 2) A communication device, such as a telephone; 3) Portable fire extinguishers, fire/spill control equipment and decontamination equipment; and 4) Water at adequate volume and pressure. 22 CCR 12 66262.16(b)(6)(B), 66262.16(b)(6)(D)
- 3030034 Failure of the facility to test and maintain as necessary all communications or alarm systems, fire protection equipment, and decontamination equipment to assure its proper operation in time of emergency. 22 CCR 12 66262.16(b)(6)(c)
- 3030039 Failed to have an emergency coordinator on the premises or on call, and available during an emergency. 22 CCR 12 66262.16(b)(7)(A)
- HMD0412 Failed to implement and/or coordinate emergency response measures during an emergency, spill/release. 22 CCR 66262.34(d)(2); 40 CFR 262.34(d)(5)(iv)
- 3010030 Failed to submit an Exception Report to DTSC for hazardous waste manifest. HSC 25123.3(h)(2); 22 CCR 66262.42(a), (c-d)

HAZARDOUS WASTE TANK SYSTEMS FOR SQGS ONLY

- | # | <u>VIOLATION DESCRIPTION</u> |
|----------------------------------|---|
| <input type="checkbox"/> 3030026 | Failure to maintain the following general tank operating requirements: a) Hazardous wastes or treatment reagents shall not be placed in a tank system if they could cause the tank, its ancillary equipment, or the secondary containment system to rupture, leak, corrode, or otherwise fail. b) The owner or operator shall use appropriate controls and practices to prevent spills and overflows from tank or secondary containment systems. These include at a minimum: 1) Spill prevention controls (e.g., check valves, dry discount couplings); 2) Overfill prevention controls (e.g., level sensing devices, high level alarms, automatic feed cutoff, or bypass to a standby tank); and 3) Maintenance of sufficient freeboard in uncovered tanks to prevent overtopping by wave or wind action or by precipitation. Uncovered tanks shall be operated to ensure at least 60 centimeters (2 feet) of freeboard, unless the tank is equipped with a containment structure (e.g., dike or trench), a drainage control system or a diversion structure (e.g., standby tank) with a capacity that equals or exceeds the volume of the top 60 centimeters (2 feet) of the tank. CCR 12 66262.17(a)(2); CCR 15 66265.194. |
| <input type="checkbox"/> 3030024 | Failed to operate uncovered tank to ensure at least 2 ft. of freeboard to prevent overtopping, unless the tank is equipped with a containment structure, a drainage control system, or a diversion structure with a capacity that equals or exceeds the volume of the top 2 ft. of the tank. 22 CCR 66262.16(b)(3)(A)(3) |
| <input type="checkbox"/> 3030025 | Failed to provide an overfill protection device on continuously fed hazardous waste tank(s). 22 CCR 66262.16(b)(3)(A)(4) |
| <input type="checkbox"/> 3030027 | Failed to conduct daily tank inspection of discharge control system, monitoring equipment and waste level. 22 CCR 12 66262.16(b)(3)(B)1.-3. |
| <input type="checkbox"/> 3030028 | Failed to conduct weekly hazardous waste tank inspection(s) to detect signs of leakage and ensure that the construction materials, fixtures and surrounding areas of the tank are in good condition. 22 CCR 12 66262.16(b)(3)(B)4.-5., 66262.16(b)(3)(C) |
| <input type="checkbox"/> 3050007 | Failure to remove all hazardous waste from tanks, discharge control equipment, and discharge confinement structures upon closure of the facility. 22 CCR 12 66262.16(b)(3)(D) |
| <input type="checkbox"/> 3040001 | Failure to immediately remove from service a tank system or secondary containment system from which there has been a leak, spill, is unfit for use and comply with applicable requirements. 22 CCR 12 66262.17(a)(2); 22 CCR 15 66265.196 |
| <input type="checkbox"/> HMD1612 | Hazardous waste improperly stored in a tank system causing leaks, corrosion, or failure. 22 CCR 66262.34(d)(2); 40 CFR 262.34(d)(3), 265.201(b) |
| <input type="checkbox"/> HMD1614 | Failed to pre-notify the CUPA in writing prior to closing a hazardous waste tank system. 22 CCR 67383.3(a)(1) |
| <input type="checkbox"/> HMD1615 | Failed to properly accumulate ignitable or reactive waste in a tank system. 22 CCR 66262.34(d)(2); 40 CFR 262.34(d)(3), 265.201(g) |

HAZARDOUS WASTE REQUIREMENTS FOR SQGS AND LQGS

RECORD KEEPING/OPERATIONAL REQUIREMENTS

- | # | <u>VIOLATION DESCRIPTION</u> |
|----------------------------------|--|
| <input type="checkbox"/> HMD0131 | Unified Program Facility Permit not obtained &/or maintained for the generation of hazardous waste. SDCC 68.904; 68.905; 68.907.1 |
| <input type="checkbox"/> HMD0150 | Failed to submit complete and accurate Facility Information in CERS. 27 CCR 15188(b-c); SDCC 68.904(b) |
| <input type="checkbox"/> 3030053 | Failed to maintain waste analysis records, analytical records &/or waste determination results for at least 3 years. 22 CCR 66262.40(c) |
| <input type="checkbox"/> 3010002 | Failed to obtain &/or maintain an Identification Number prior to treating, storing, disposing of, transporting or offering for transportation any hazardous waste. Maintenance of ID numbers must be annually verified by using the Electronic Verification Questionnaire (eVQ). 22 CCR 66262.18(a); HSC 6.5 25205.16(b) |
| <input type="checkbox"/> 3010038 | Failure of a RCRA SQG to maintain ID number by notifying DTSC by September 1 of each year in which re-notifications are required. Re-notification must be done by using EPA form 8700-12. 22 CCR 12 66262.18(d); HSC 6.5 25205.16(a) |
| <input type="checkbox"/> 3010039 | Failure to maintain documentation of the arrangements with the local fire department and other emergency response agencies; or if none exist, that the attempt to make the arrangements was made. 22 CCR 12 66262.16(b)(6)(F)2, 66262.17(a)(6), 66262.256(b) |
| <input type="checkbox"/> 3010008 | Failed to properly complete a uniform hazardous waste manifest. 22 CCR 66262.23(a) |
| <input type="checkbox"/> 3010009 | Failed to submit an Exception Report to DTSC for hazardous waste manifest. HSC 25123.3(h)(2); 22 CCR 66262.42(b), (c), &/or (d) |
| <input type="checkbox"/> 3010010 | Failed to maintain copies of Uniform Hazardous Waste Manifest, consolidated manifest, or Bills of Lading for 3 years. HSC 25160.2(b)(3), 25185(a)(4); 22 CCR 66262.40(a), 66262.23(a)(3) |
| <input type="checkbox"/> 3010011 | Failed to send a copy of the uniform hazardous waste manifest that originated in paper form to DTSC within 30 days of shipment. 22 CCR 66262.23(a)(4); HSC 25160(b)(1)(c) |
| <input type="checkbox"/> 3010013 | Failed to meet the consolidated manifesting requirements for waste shipment. HSC 25160.2(b)(3) &/or (c) |
| <input type="checkbox"/> 3010014 | Failed to retain at the generator's place of business disposal records of spent lead-acid batteries for at least 3 years. 22 CCR 66266.81(a)(4)(A) &/or (B) |
| <input type="checkbox"/> 3030006 | Failed to determine if a hazardous waste is restricted or prohibited from land disposal and has to be treated. 22 CCR 12 66262.16(b)(5), 66262.17(a)(9); 22 CCR 18 66268.7(a) |
| <input type="checkbox"/> 3010016 | Failure of recycler who recycles more than 100 kilograms per month of a recyclable material to submit the biennial Recyclable Materials Report (RMR) in CERS when claiming exclusion or exemption. HSC 25143.10(a), (c) &/or (d) |



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Hazardous Materials and Hazardous Waste (continued)

- HMD0149 Failed to keep disposal receipts for drained used oil filters and/or drained fuel filters for 3 years. HSC 25250.22; 22 CCR 66266.130(c)(5)
- HMD0152 Failed to report &/or update the required inventory information for hazardous waste(s) generated at the facility in CERS. SDCC 68.904(a)(2)
- HMD0140 Failed to have Land Disposal Restriction documentation onsite for 3 years. 22 CCR 66268.7(a)(8)
- HMD0142 Failed to notify the CUPA in CERS for onsite hazardous waste treatment/tiered permitting. HSC 25201(a)
- 3010035 Failure to annually submit notification of generator's intent to remotely consolidate hazardous waste. HSC 25110.10(d)
- 3010037 Failure to notify the CUPA of aerosol can processing procedures prior to commencement of operations. HSC 25201.16(j)
- 3050009 Failure to obtain a hazardous waste facilities permit, or other grant of authorization, prior to accepting, treating, storing, or disposing of a hazardous waste at the facility, area, or site. HSC 6.5 25201(a)

DISPOSAL AND TRANSPORTATION

- # VIOLATION DESCRIPTION
- 3010007 Failed to prepare a hazardous waste manifest for the transport of a waste for off-site transfer, treatment, storage, or disposal. HSC 25160(b)(1) or (2), 25160.2(b)(9); 22 CCR 66262.20(a)
 - 3030005 Failed to make a proper waste determination. 22 CCR 66262.11, 66262.40(c)
 - 3050001 Failed to use a DTSC registered hazardous waste transporter to transport hazardous waste. HSC 25163(a)
 - 3050002 Failure to dispose of hazardous waste at a facility which has a permit from DTSC or disposing of hazardous waste at any point which is not authorized or which does not have a valid ID number. 22 CCR 12 66262.18(c); HSC 6.5 25189.5(a)
 - HMD0308 Impermissible dilution of hazardous waste. 22 CCR 66268.3(a)
 - HMD0305 Disposed of used oil illegally. HSC 25250.5(a), 25189.5(a)
 - HMD0306 Failed to properly dispose of oil-based paint &/or hazardous waste latex paint liquid. HSC 25217.1, 25189.5(a)
 - 3010027 Failure to obtain CUPA approval prior to the replacement of identical or functionally equivalent tank system parts or components. 22 CCR 12 66262.17(a) (2); 22 CCR 15 66265.192(m)

STORAGE AND HANDLING

- # VIOLATION DESCRIPTION
- 3030001 Failed to meet the management requirements when handling or storing spent lead-acid batteries. 22 CCR 66266.81(a)
 - 3030003 Failed to properly manage 'damaged' spent lead acid batteries so as to minimize the release of acid and lead and to protect the handlers and the environment. 22 CCR 66266.81(b)
 - 3030004 Failure to properly manage used oil filters and/or fuel filters in accordance with the requirements. HSC 25250.22; 22 CCR 66266.130
 - 3050004 Failure to prevent intentional contamination of used oil with other hazardous waste other than minimal amounts of vehicle fuel. HSC 25250.7(a)
 - HMD0222 Failed to properly label Excluded Recyclable Materials (ERM) accumulated in a container or tank. HSC 25143.9(a)
 - HMD0216 Failed to label hazardous material container within 10 days after the container was discovered to be mislabeled or inadequately labeled. HSC 25124(b)(3) (A); 22 CCR 66262.34(f)
 - HMD0217 Failed to repackage and properly label damaged/deteriorated hazardous material container within 96 hours. HSC 25124(b)(3)(B); 22 CCR 66262.34(f)
 - HMD0219 Failed to properly segregate used oil &/or fuel drained from filters. HSC 25250.22(b)(4); 22 CCR 66266.130(c)(6)
 - 3030057 Failed to comply with hazardous waste satellite container regulation. 22 CCR 12 66262.15(a)
 - 3030058 Failed to mark date on empty container larger than 5 gallons &/or properly manage it within one year. 22 CCR 66261.7
 - 3030060 Failure of the owner or operator managing laboratory hazardous waste in a laboratory accumulation area to comply with the accumulation, storage, management, training, and/or record-keeping requirements. HSC 25200.3.1(b) and/or (c)

UNIVERSAL WASTE HANDLER REQUIREMENTS

- # VIOLATION DESCRIPTION
- HMD0151 Failed to maintain universal waste handler training records for 3 years. 22 CCR 66273.36(c),(d)
 - 3020003 Failed to properly train handlers of universal waste in universal waste management and response procedures. 22 CCR 66273.36(a),(b)
 - 3030008 Failed to properly label or mark Universal Waste container, package, or pallet (excluding CESQUWG) 22 CCR 66273.34
 - 3030011 Failed to properly dispose of Universal Waste within one year. 22 CCR 66273.35(a) &/or (b)
 - HMD0147 Failed to keep records of offsite Universal Waste shipment(s) available for inspection for 3 years. 22 CCR 66273.39(c),(d)(2)
 - 3030051 Failed to meet accumulation, labeling, marking, &/or containment standards for Universal Waste aerosol containers. HSC 25201.16(f)
 - 3040004 Failed to manage universal waste in a manner to prevent release(s) to the environment. 22 CCR 23 66273.33, 66273.33.5, 66273.33.6, 66273.37
 - HMD0307 Disposal of universal waste (UW) to an unauthorized point. HSC 25189.5(a); 22 CCR 66273.31(a), 66273.8(b)
 - 3010005 Failure of a universal waste handler of PV modules, electronic devices, CRTs, and/or CRT glass who might accept and accumulate, but not treat, any PV module, electronic device, CRT, and/or CRT glass from an offsite source to submit notification with all required information to DTSC no later than 30 calendar days prior to accepting any above noted waste. 22 CCR 23 66273.32(c), 66273.32(e)
 - 3010020 Failure of a universal waste handler to submit an annual report that includes all required information to DTSC by February 1 of every year. 22 CCR 66273.32(d), (f)
 - 3010006 Failure of the universal waste handler who sends electronic devices, CRTs, and/or CRT glass to any foreign destination to comply with the following: (1) Notify DTSC 60 days prior to the intended export before any electronic devices, CRTs, and/or CRT glass are scheduled to leave the United States and cover all export activities extending over the next twelve (12) month or lesser period; (2) Concurrently send a copy of the notification required pursuant to subsection 66273.40(a)(2)(B) of 22 CCR to the CUPA having jurisdiction over the universal waste handler's facility; (3) sign the export notification; and (4) include all required information in the export notification. 22 CCR 23 66273.40(a)(2), 66273.40(a)(3), 66273.40(a)(4)
 - 3110030 Failed to notify the CUPA of aerosol processing procedures prior to commencement of operations. HSC 25201.16(j)

CERTIFIED APPLIANCE RECYCLER REQUIREMENTS

- # VIOLATION DESCRIPTION
- 3010033 Failure to obtain Certified Appliance Recycler certification (CAR) from DTSC. HSC 25211.4
 - 3010034 Failure of certified appliance recycler (CAR) to provide documentation that all materials that require special handling (MRSH) have been properly removed and managed. HSC 25211.2, 25211.3
 - 3030055 Failure of certified appliance recycler (CAR) to properly remove and dispose of all materials that require special handling (MRSH). HSC 25212



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Handlers of Hazardous Materials and Small and Large Quantity Generators of Hazardous Waste

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Each violation checked below is for the section(s) of the California Health and Safety Code (HSC), California Code of Regulations (CCR), or the San Diego County Code (SDCC) indicated in italics. Incorporated provisions of Title 40 of the Code of Federal regulations (CFR) are noted for reference. All violations must be corrected. Submit documentation of return to compliance to your Specialist. You may use the Corrective Action Form (HM-926) to document your return to compliance. Please call (858) 505-6880 or your Specialist if you have any questions. HMBP = Hazardous Materials Business Plan; CUPA = Certified Unified Program Agency; CERS = California Environmental Reporting System; SQG = Small Quantity Hazardous Waste Generator; LQG = Large Quantity Hazardous Waste Generator

HAZARDOUS WASTE REQUIREMENTS FOR LQGS ONLY

RECORDKEEPING/OPERATIONAL REQUIREMENTS

- | # | <u>VIOLATION DESCRIPTION</u> |
|----------------------------------|---|
| <input type="checkbox"/> 3110008 | Failed to prepare every four years a source reduction evaluation review and plan. 22 CCR 67100.4(a), HSC 25244.19(a) |
| <input type="checkbox"/> 3110009 | Failed to prepare a summary progress report every four years. 22 CCR 67100.9(a) |
| <input type="checkbox"/> 3110010 | Failed to complete a hazwaste management performance report and/or maintain for review. HSC 25244.20(a), 25244.21(a); 22 CCR 67100.3(a) |
| <input type="checkbox"/> 3110007 | (RCRA LQG) Failed to complete the Biennial Report by March 1st on even numbered year and maintain a copy for 3 years. 22 CCR 66262.40(b), 66262.41(b) |
| <input type="checkbox"/> 3010009 | Failed to submit an Exception Report to DTSC for hazardous waste manifest. HSC 25160(b)(3); 22 CCR 66262.42(b), (c), &/or (d) |
| <input type="checkbox"/> 3110005 | RCRA: Failure to maintain uniform hazardous waste manifest, consolidated manifest, or bills of lading copies for three years.; 22 CCR 12 66262.40(a). |

STORAGE AND HANDLING

- | # | <u>VIOLATION DESCRIPTION</u> |
|----------------------------------|---|
| <input type="checkbox"/> 3030007 | Failure to properly label hazardous waste accumulation containers and portable tanks with the following requirements: "Hazardous Waste", name and address of the generator, physical and chemical characteristics of the Hazardous Waste, and starting accumulation date. 22 CCR 12 66262.16(b)(4)(F), 66262.17(a)(5)(A) |
| <input type="checkbox"/> 3030012 | Failure to send hazardous waste offsite for treatment, storage, or disposal within 90 days for a generator who generates 1000 kilograms or more per month. 22 CCR 66262.17(a), 66262.17(e); HSC 6.5 25123.3(b)(1) |
| <input type="checkbox"/> 3030014 | Failure to: (1) Accumulate hazardous waste in a container that is in good condition; (2) Immediately transfer the hazardous waste from a leaking container to a container that is in good condition; or (3) Immediately manage the waste in some other way that complies with waste management requirements. 22 CCR 12 66262.17(a)(1)(B), 66262.15(a)(1) |
| <input type="checkbox"/> 3030016 | Failure to accumulate or store hazardous waste in a container made of or lined with materials which will not react with, and are otherwise compatible with, the hazardous waste to be stored. 22 CCR 12 66262.17(a)(1)(C), 66262.15(a)(2) |
| <input type="checkbox"/> 3030018 | Failure to meet the following container management requirements: (a) A container holding hazardous waste must always be closed during storage, except when it is necessary to add or remove waste. (b) A container holding hazardous waste must not be opened, handled, or stored in a manner which may rupture the container or cause it to leak. 22 CCR 12 66262.17(a)(1)(D), 66262.15(a)(4) |
| <input type="checkbox"/> 3030020 | Failure to inspect weekly, areas where hazardous waste containers are stored or transferred. The owner or operator shall look for leaking containers and for deterioration of containers and the containment system caused by corrosion or other factors. 22 CCR 12 66262.17(a)(1)(E) |
| <input type="checkbox"/> 3030021 | Failure to keep reactive and ignitable waste at least 50 ft from the property line.; 22 CCR 12 66262.17(a)(1)(F) |
| <input type="checkbox"/> 3030023 | Failure to (1) Store incompatible wastes and/or material in the same container or an unwashed container without ensuring it does not (a) generate extreme heat or pressure, fire or explosion, or violent reaction; (b) produce uncontrolled toxic mists, fumes, dusts, or gases in sufficient quantities to threaten human health or the environment; (c) produce uncontrolled flammable fumes or gases in sufficient quantities to pose a risk of fire or explosions; (d) damage the structural integrity of the device or facility containing the waste; or (e) through other like means threaten human health or the environment; or (2) Separate a container accumulating hazardous waste that is incompatible with any waste or material stored in any other container, piles, open tanks, or surface impoundments by means of a dike, berm, wall, or other device. 22 CCR 12 66262.17(a)(1)(G), 66262.15(a)(3) |
| <input type="checkbox"/> 3030031 | Failure to maintain and operate the facility to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to the air, soil, or surface water which could threaten human health or the environment. 22 CCR 12 66262.17(a)(6), 66262.251 |
| <input type="checkbox"/> 3150007 | Failure to obtain a hazardous waste facilities permit, or other grant of authorization, prior to accepting, treating, storing, or disposing of a hazardous waste at the facility, area, or site. HSC 6.5 25201(a) |

TRAINING, CONTINGENCY PLAN & ER PROCEDURES

- | # | <u>VIOLATION DESCRIPTION</u> |
|----------------------------------|--|
| <input type="checkbox"/> 3030040 | Failure to prepare and implement a Contingency Plan to minimize human hazards or threat to the environment and to carry out the provisions of the plan whenever there is a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water. 22 CCR 15 66265.51. |
| <input type="checkbox"/> 3010024 | Failure to maintain a copy of the contingency plan and all its revisions at the facility and to submit a copy (including the Quick Reference Guide) to all local police departments, fire departments, hospitals, and State and local emergency response teams that may be called upon to provide emergency services when first becoming subject to the Large Quantity Generator requirements or after amending the existing contingency plan. 22 CCR 15 66265.53. |
| <input type="checkbox"/> 3010023 | Failure to include all the requirements in the Contingency Plan OR failure to review and immediately amend the Contingency Plan as necessary. 22 CCR 12 66262.17(a)(6), 66262.261, 66262.263 |
| <input type="checkbox"/> 3030033 | Failure of the facility to maintain the following emergency equipment or equivalents unless none of the hazards posed by waste handled at the facility could require the particular kind of required equipment: 1) An internal communications or alarm system capable of providing immediate emergency instruction (voice or signal) to facility personnel; 2) A device, such as a telephone (immediately available at the scene of Operations/Maintenance) or a hand-held two-way radio, capable of summoning emergency assistance from local police departments, fire departments, or State or local emergency response teams; 3) Portable fire extinguishers, fire control equipment (including special extinguishing equipment, such as that using foam, inert gas, or dry chemicals), spill control equipment, and decontamination equipment; and 4) Water at adequate volume and pressure to supply water hose streams, or foam producing equipment, or automatic sprinklers, or water spray systems. 22 CCR 12 66262.17(a)(6), 66262.252, 66262.254 |
| <input type="checkbox"/> 3030063 | Failed to have an emergency coordinator on the premises or on call, and available to respond during an emergency and when a release occurs. 22 CCR 12 66262.34(a)(4)17(a)(6), 66262.264 |
| <input type="checkbox"/> 3020002 | Failure to provide employees with hazardous waste training program of class room, computer-based or electronic instructions or on-the-job training that teaches facility personnel to perform their duties in a way that ensures the facility's compliance with the requirements of 22 CCR Chapter 12, and/or failure to provide training within 180 days after the date of their employment or assignment to a facility, or to a new position at a facility and annually thereafter. 22 CCR 12 66262.17(a)(7); 22 CCR 15 66265.16 |
| <input type="checkbox"/> 3010040 | Failure to maintain training records on current personnel until closure of the facility and for former employees for at least three years from the date the employee last worked at the facility. The Training Program Plan shall include the following: the job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job; a written job description for each position, duties of facility personnel assigned to each position, and a written description of the type and amount of both introductory and continuing training that will be given to each person filling a position. 22 CCR 12 66262.17(a)(7) |



COUNTY OF SAN DIEGO

COMPLIANCE INSPECTION REPORT

EFFECTIVE DATE: **10/01/2024**

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Hazardous Materials and Hazardous Waste (continued)

- 3030035 Failure to test and maintain as necessary all facility communications or alarm systems, fire protection equipment, spill control equipment, and decontamination equipment to assure its proper operation in time of emergency. 22 CCR 12 66262.17(a)(6), 66262.253
- 3030037 Failure to maintain aisle space to allow the unobstructed movement of personnel, fire protection, spill control equipment, and decontamination equipment to any area of facility operation in an emergency, unless it can be demonstrated to the Department that aisle space is not needed for any of these purposes. 22 CCR 12 66262.16(b)(6)(E)
- HMD0418 Failed to take precautions to prevent accidental ignition or reaction of ignitable or reactive waste, including the posting of a "No Smoking" sign(s), & separate and protect from sources of ignition or reaction. 22 CCR 66265.17(a)
- 3020004 Failure to provide training to employees engaged in shipping hazardous waste commensurate with their responsibilities and 49 CFR 172.704 and to ensure re-training at least every 3 years. 22 CCR 12 66262.17(a)(7)(A)1

HAZARDOUS WASTE TANK SYSTEM FOR LQGS ONLY

- | # | <u>VIOLATION DESCRIPTION</u> |
|----------------------------------|---|
| <input type="checkbox"/> 3010025 | Failure to obtain and maintain a written assessment reviewed and certified by an independent, qualified, professional engineer prior to placing the tank system in service. The written assessment shall state that, the new hazardous waste tank system has sufficient structural integrity, is acceptable for the transferring, storing and treating of hazardous waste, and that the tanks and containment system including the foundation, structural support, seams, connections, and pressure controls (if applicable) are suitably designed to meet the regulation. 22 CCR 12 66262.17(a)(2); 22 CCR 15 66265.192(a) |
| <input type="checkbox"/> 3010026 | Failure to include all required information in the tank system assessment. 22 CCR 12 66262.17(a)(2); 22 CCR 15 66265.192(k) |
| <input type="checkbox"/> 3030056 | Failure to label stationary hazardous waste tanks "hazardous waste", mark the tank with the hazard(s) of the waste, and mark with an accumulation start date. 22 CCR 12 66262.16(b)(4)(B), 66262.17(a)(5)(B) |
| <input type="checkbox"/> 3030029 | Failure to conduct and document inspections of hazardous waste tank systems each operating day and retain records of those inspections at the facility. 22 CCR 12 66262.17(a)(2); 22 CCR 15 66265.195(a), 66265.195(c) |
| <input type="checkbox"/> 3030041 | Failure to meet required secondary containment requirements for hazardous waste tank systems or components. 22 CCR 12 66262.17(a)(2); 22 CCR 15 66265.193 |
| <input type="checkbox"/> 3010032 | Failure of generator to obtain assessment or reassessment every five (5) years or the remaining service life of the tank system, as stated in the engineer's assessment, whichever is less. This assessment applies to onground or aboveground tank systems containing only non-RCRA hazardous wastes generated onsite, or for a small quantity generator onground or aboveground tank systems containing RCRA hazardous wastes generated onsite. 22 CCR 12 66262.17(a)(2); 22 CCR 15 66265.192(h) |
| <input type="checkbox"/> 3050006 | Failure of owner or operator to: (1) Place a notice in the operating record within 30 days after closure identifying the location of the waste accumulation unit within the facility; or (2) properly close a hazardous waste tank system ensuring the minimization of further maintenance and that the required requirements have been met. (3) Notify DTSC using form 8700-12 within 90 days of closure of the waste accumulation unit. 22 CCR 12 66262.17(a)(8)(A), 66262.17(a)(8)(C) |
| <input type="checkbox"/> 3030042 | Failure to inspect cathodic protection systems, if present, according to the following schedule to ensure that they are functioning properly: 1) The proper operation of the cathodic protection system shall be confirmed within six months after initial installation, and annually thereafter; and 2) All sources of impressed current shall be inspected and/or tested, as appropriate, at least bimonthly (i.e., every other month). 3) The owner or operator shall document in the operating record of the facility an inspection of the above items. 22 CCR 12 66262.17(a)(2); 22 CCR 15 66265.195(b), 66265.195(c) |
| <input type="checkbox"/> HMD1604 | Failed to maintain secondary containment empty. 22 CCR 66265.196(b) and (c); 66265.194(c) |
| <input type="checkbox"/> HMD1607 | Failed to adequately design or maintain corrosion protection. 22 CCR 66265.191(b)(3) or 66265.192(a) and (f) |
| <input type="checkbox"/> HMD1608 | Failed to complete annual integrity assessment for existing hazardous waste tank system without secondary containment. 22 66265.191(a) (e) |
| <input type="checkbox"/> HMD1609 | Failed to immediately remove unfit hazardous waste tank system from service. 22 CCR 66265.196 |
| <input type="checkbox"/> HMD1611 | Failed to properly complete and/or document closure of a hazardous waste tank system. 22 CCR 67383.3, 66265.197(a), (b) |
| <input type="checkbox"/> HMD1619 | Failed to have required safety measures for hazardous waste tank system holding ignitable or reactive waste. 22 CCR 66265.198(a)(b) |
| <input type="checkbox"/> HMD1620 | Failed to immediately remove from service a hazardous waste tank system that leaked or spilled waste. 22 CCR 66265.196(b),(c) |
| <input type="checkbox"/> HMD1621 | Failed to notify DTSC when a release to environment occurred from a hazardous waste tank system. 22 CCR 66265.196(e)(1)or(3) |
| <input type="checkbox"/> HMD1623 | Failed to develop and/or implement a written plan and schedule to perform VOC emissions inspections and monitoring of tank or container. 22 CCR 66265.1089(b) |
| <input type="checkbox"/> HMD1624 | Failed to comply with the 3 year record keeping requirement for tank accumulating VOC waste. 22 CCR 66265.1090(a) |
| <input type="checkbox"/> HMD1625 | Failed to properly control air pollutant emissions for tank accumulating VOC waste. 22 CCR 66265.202, 66265.1083(b) and 66265.1085(b) |
| <input type="checkbox"/> 3030061 | Failure to comply with air emission requirements for waste in containers as specified in articles 27, 28, and 28.5 of chapter 15. 22 CCR 12 66262.17(a)(1)(A) |
| <input type="checkbox"/> 3030062 | Failure to comply with air emission requirements for wastes in tanks as specified in articles 27, 28, and 28.5 of chapter 15. 22 CCR 12 66262.17(a)(2) |