



COUNTY OF SAN DIEGO

COMPLIANCE INSPECTION REPORT

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Onsite Hazardous Waste Treatment - Household Hazardous Waste

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. 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. CA = Conditional Authorization; CE = Conditionally Exempt; CESW = Conditionally Exempt Specified Wastestream; SQT = Small Quantity Treatment; CEL = Conditionally Exempt - Limited; PBR = Permit by Rule; CUPA = Certified Unified Program Agency; CERS = California Environmental Reporting System; PE = Professional Engineer

GENERAL REQUIREMENTS - ALL TIERS

#	VIOLATION DESCRIPTION
<input type="checkbox"/> 3250005	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 25201.5, CEL: HSC 25201.14, CA: HSC 25200.3; or PBR 22 CCR 67450.1
<input type="checkbox"/> HMD1704	Number of tanks, containers, and/or treatment processes is not correct for each treatment unit. CE: HSC 25201.5(d)(7), 25201.5(a),(c); CEL: HSC 25201.14(a); CA: HSC 25200.3(a) & (e)(3); PBR: 22 CCR 67450.2(b)(3)(G), 67450.3(c)(4) & 67450.11
<input type="checkbox"/> HMD1705	Estimated/actual monthly treatment volume is not appropriate for the indicated tier(s). CE: HSC 25201.5(a) & (d)(7)(C); CEL: HSC 25201.14(c); CA: HSC 25200.3(b)(1) & (e)(3); PBR: 22 CCR 67450.2(b)(3)(G) & 67450.11
<input type="checkbox"/> HMD1706	Waste identification, waste type, and/or treatment method not correct for the tier(s) indicated. CE: HSC 25201.5; CEL: HSC 25201.14(a); CA: HSC 25200.3; PBR: 22 CCR 67450.3(c)(4), 67450.11
<input type="checkbox"/> HMD1707	Number of onsite treatment units is not the same as the number notified. CE: HSC 25201.5(d)(7), 25201.5(i) & 25201.14(c); CA: HSC 25200.3(e) & (k); PBR: 22 CCR 67450.2(b) & 67450.3(c)
<input type="checkbox"/> HMD1708	Residuals management information not adequate or noted correctly on notification form. CE: HSC 25201.5(d)(7)(C)(iv) & (d)(6); CEL: HSC 25201.14(c)(1); CA: HSC 25200.3(b)(4) & (e)(3)(D); PBR: 22 CCR 67450.3(c)(5)
<input type="checkbox"/> HMD1709	Indicated basis for not needing a federal permit is incorrect. CE: HSC 25201.5(d)(7) & CEL: HSC 25201.14(c)(1); CA: HSC 25200.3(e)(3)(C); PBR: 22 CCR 67450.2(b)(3)(G) & 67450.11
<input type="checkbox"/> HMD1710	Site map/plot plan does not adequately show the location of treatment unit(s). CE: HSC 25201.5(d)(7); CA: HSC 25200.3(e); PBR: 22 CCR 67450.2(b)(3)(B)
<input type="checkbox"/> HMD1711	Inadequate or no written inspection schedule for containers, tanks, & equipment (must include inspections for safety and emergency equipment, specify problems checked, and frequency of inspections). For containers: CE: HSC 25201.5(d)(4)&(5); CEL: 25201.14(c)(1); CA: 25200.3(c)(5); PBR: 22 CCR 67450.3(c)(8)(B) & 67450.3(c)(9)(A) & (D); 66265.15 (For tanks, also 22 CCR 66265.195)
<input type="checkbox"/> HMD1712	Inadequate or no records of inspections (must include dates, times, name of inspector, observations, and specifics of needed repairs or corrective actions). (3 years for CE and PBR units, 5 years for CA). CE: HSC 25201.5(d)(4)&(5), 25201.14(c)(1); CA: HSC 25200.3(c)(5)&(7); PBR: 22 CCR 67450.3(c)(8) & (9)(A) & (D), 66265.73(a)&(b)(1); 66265.15(b),(d)
<input type="checkbox"/> HMD1713	Facility does not meet all POTW industrial waste discharge requirements, as applicable, or is missing records of such. CEL: HSC 25201.14(c)(1); CE: HSC 25201.5(d)(6); CA: HSC 25200.3(c)(7); PBR: 22 CCR 67450.3(c)(5)(A)
<input type="checkbox"/> HMD1714	Improper/inadequate closure of (includes removal or decon. of equipment, waste residues, containment systems, soils and/or structures). CE: HSC 25201.5(d)(8)(A); CEL: HSC 25201.14(c)(1); CA: HSC 25200.3(g)(1); PBR: 22 CCR 67450.3(c)(11)
<input type="checkbox"/> HMD1715	Notification was not made to CUPA after treatment unit closure requirements were met. CE: 25201.5(d)(8)(B); CEL: 25201.14(c)(1); CA: 25200.3(g)(2); PBR: 67450.3(c)(11) Note: for PBR, notification must be made 15 days BEFORE completion of closure.
<input type="checkbox"/> HMD1716	Inadequate or no written operating instructions for unit (how to do waste treatment, and how to manage residuals; AND records of the dates, volumes, and types of wastes treated). Records must be kept 3 years for CE; 5 years for CA; or until closure-PBR unit. CE: HSC 25201.5(d)(3)&(5); CEL: HSC 25201.14(c)(1); CA: HSC 25200.3(c)(6) & (7); PBR: 22 CCR 67450.3(c)(9)(D), 66265.73(a) & (b)(1)
<input type="checkbox"/> HMD1717	Treatment not being done in tanks or containers. CA: HSC 25200.3(b)(2); PBR: 22 CCR 67450.11(a); CE: HSC 25201.5(d)(9); CEL: 25201.14(c)(1)
<input type="checkbox"/> 3210053	Failure to electronically submit to the CUPA an annual Tiered Permit notification. 22 CCR 45 67450.3(c)(1)
<input type="checkbox"/> 3230072	Failure to take precautions to prevent accidental ignition or reaction of ignitable or reactive waste. This waste shall be separated and protected from sources of ignition or reaction including but not limited to: Open flames, smoking, cutting and welding, hot surfaces, frictional heat, sparks (static, electrical, or mechanical), spontaneous ignition (e.g., from heat-producing chemical reactions), and radiant heat. While ignitable or reactive waste is being handled, the owner or operator shall confine smoking and open flame to specially designated locations. "No Smoking" signs shall be conspicuously placed wherever there is a hazard from ignitable or reactive waste. 22 CCR 15 66265.17(a); 22 CCR 45 67450.3(c)(9)(A)

ADMINISTRATION/DOCUMENTATION REQUIREMENTS

#	VIOLATION DESCRIPTION
<input type="checkbox"/> 3310001	Failure of the PHHWCF to submit the PBR notification and receive authorization to operate from the CUPA. 22 CCR 66270.60(d)(6)
<input type="checkbox"/> 3310002	Failure of the operator of the THHWCF to submit a Temporary Household Hazardous Waste Collection Facility Permit by Rule Notification to CUPA a minimum of 45 days in advance of the date the first session of the THHWCF commences operation. 22 CCR 66270.60(d)(5)
<input type="checkbox"/> 3310003	Failure of the owner or operator to prepare and maintain for the tank systems: 1) a closure plan; and 2) engineering certification provided by a manufacturer, an independent professional engineer registered in the State of California or a professional engineer employed by the local government entity and from a different division or agency than the operator. 22 CCR 67450.25(a)(2)(G)
<input type="checkbox"/> 3310004	Failure of the PHHWCF operator to assure that copies of the operation plan, all records which identify receipts and shipments of hazardous wastes from household and small quantity commercial sources and all notifications pertaining to the PHHWCF Operations/ Maintenance are maintained and available upon demand by the CUPA, or authorized agency for a period of at least three years from the commencement of the PHHWCF. 22 CCR 67450.25(a)(3)
<input type="checkbox"/> 3310005	Failure of the P/THHWCF operator to submit a written report to the appropriate CUPA or authorized agency of any incidents of noncompliance with any regulatory requirement that may have occurred within 15 days of such an occurrence. 22 CCR 67450.25(a)(4), 67450.4(i)
<input type="checkbox"/> 3310006	Failure of the PHHWCF operator to complete, maintain as part of the operation plan, and file a Phase I assessment within 1 year of commencing operation. 22 CCR 67450.25(a)(2)(G), 67450.25(a)(5)(A)
<input type="checkbox"/> 3310007	Failure of the owner or operator of PHHWCF to prepare and submit a financial assurance certification of closure for the PHHWCF, with an established mechanism or by self-insuring for public agencies using DTSC Form 1220 (2/96) with original signatures. 22 CCR 67450.30(c)
<input type="checkbox"/> 3310008	Failure to prepare, submit, and maintain onsite an estimate of the maximum cost projected of closing the PHHWCF. 22 CCR 67450.30(b)
<input type="checkbox"/> 3310009	Failure of the operator to adjust annually the closure cost estimate for inflation within sixty (60) days prior to the anniversary date of the original establishment of the financial mechanism or to revise the closure cost estimate no more than thirty (30) days after a change in the closure plan increases the cost of closure. 22 CCR 67450.30(b)(1),(2)
<input type="checkbox"/> 3310010	Failure of the owner or operator to prepare and maintain a written waste analysis plan describing the procedures which the operator or contractor will carry out to characterize unidentified wastes received at the facility including field analysis methods such as Hazardous Category (HAZCAT) analysis. 22 CCR 67450.25(a)(2)(A)
<input type="checkbox"/> 3310011	Failure of the PHHWCF to prepare and maintain an operation plan containing all required information. 22 CCR 67450.4(b)
<input type="checkbox"/> 3310012	Failure of the THHWCF to prepare and maintain an operation plan containing all required information. 22 CCR 67450.25(a)(3)



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Household Hazardous Waste (HHW) Program

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ADMINISTRATION/DOCUMENTATION REQUIREMENTS

#	VIOLATION DESCRIPTION
<input type="checkbox"/> 3310013	Failure of the PHHWCF operator to establish a separate record which identifies the name, address, and identification number of the VSQG, the type(s) and quantity(ies) of hazardous wastes accepted from small quantity commercial sources, and the fees paid to the PHHWCF for the management of those wastes. 22 CCR 45 67450.25(a)(4); 67450.4(g)
<input type="checkbox"/> 3310016	Failure of the THHWCF operator to establish a separate record which identifies the name, address, and identification number of the VSQG, the type(s) and quantity(ies) of hazardous wastes accepted from small quantity commercial sources, and the fees paid to the THHWCF for the management of those wastes. 22 CCR 45 67450.4(g)
<input type="checkbox"/> 3210012	Failure to include all required information in the new tank system assessment. 22 CCR 66265.192(k)
<input type="checkbox"/> 3210013	Failure of the PHHWCF to annually obtain and maintain a current P.E. assessment of the existing Hazardous Waste tank systems which lacks secondary containment meeting the requirements of section 66265.193. The P.E. assessment shall determine that the tank system is adequately designed and has sufficient structural strength and compatibility with the waste(s) to be transferred, stored or treated to ensure that it will not collapse, rupture, or fail. At a minimum, this assessment shall include all elements of the tank integrity assessment. 22 CCR 66265.191(a-c),(e)
<input type="checkbox"/> 3210015	Failure to include all required information in the tank system assessment. 22 CCR 67450.3(c)(9)(F), 66265.191(g)
<input type="checkbox"/> 3010023	HW contingency plan for the P/THHWCF is incomplete. 22 CCR 66265.52
<input type="checkbox"/> 3010025	Failure of the PHHWCF to obtain every five years and maintain a P.E. assessment for the new hazardous waste tank system. 22 CCR 66265.192(a), 66265.192(h)
<input type="checkbox"/> 3020002	Training for HW management for the P/THHWCF has not been completed and records are not maintained at the facility. 22 CCR 66265.16
<input type="checkbox"/> 3310020	Failed to ensure that proxy deliveries of HHW are accompanied by a certification noting the proxy delivery's circumstances and that the proxy delivery person is not doing so for profit. HSC 6.5 25218.5(a)(1)(A)(ii) HSC 6.5 25218.8(b)(3)(A)(ii)
<input type="checkbox"/> 3310021	Failure to maintain shipping papers for the transfer of HHW from one HHWCF to another. HSC 6.5 25163(f)(2)

OPERATIONS AND MAINTENANCE REQUIREMENTS

#	VIOLATION DESCRIPTION
<input type="checkbox"/> 3230072	Failure to take precautions to prevent accidental ignition or reaction of ignitable or reactive waste. This waste shall be separated and protected from sources of ignition or reaction including but not limited to: Open flames, smoking, cutting and welding, hot surfaces, frictional heat, sparks (static, electrical, or mechanical), spontaneous ignition (e.g., from heat-producing chemical reactions), and radiant heat. While ignitable or reactive waste is being handled, the owner or operator shall confine smoking and open flame to specially designated locations. "No Smoking" signs shall be conspicuously placed wherever there is a hazard from ignitable or reactive waste. 22 CCR 15 66265.17(a); 22 CCR 45 67450.3(c)(9)(A)
<input type="checkbox"/> 3230075	Failure to provide posted sign stating "Danger Hazardous Waste Area-Keep Out" and to provide one of the following means of security to the active hazardous waste portion of the facility: 1) A 24-hour surveillance system (e.g., television monitoring or surveillance by guards or facility personnel) which continuously monitors and controls entry; or 2) An artificial or natural barrier (e.g., a fence in good repair or a fence combined with a cliff), which completely surrounds area; AND a means to control entry, at all times, through the gates or other entrances (e.g., an attendant, television monitors, locked entrance, or controlled roadway access to the facility). 22 CCR 15 66265.14; 22 CCR 45 67450.3(c)(9)(A)
<input type="checkbox"/> 3250005	Failure of a storage facility, treatment facility, transfer facility, resource recovery facility, or disposal site to accept, treat, store, or dispose of a hazardous waste at the facility, area, or site, without a hazardous waste facilities permit or other grant of authorization from the department, or a permit-by-rule, conditional authorization, or conditional exemption permit from the CUPA. HSC 25201(a)
<input type="checkbox"/> 3330001	Failure of the PHHWCF to operate with a large enough work area to accommodate all necessary personnel, storage, vehicles, and equipment. 22 CCR 45 67450.25(a)(4), 67450.4(d)(3)
<input type="checkbox"/> 3330002	Failure of the P/THHWCF to have a physical barrier to delineate the handling and storage area. 22 CCR 67450.25(a)(4), 67450.4(d)(5)
<input type="checkbox"/> 3330003	Failure of the P/THHWCF to operate with a significant buffer zone. 22 CCR 67450.25(a)(4), 67450.4(d)(2)
<input type="checkbox"/> 3330004	Failure of the PHHWCF to meet all requirements when bulking wastes. 22 CCR 67450.25(a)(4), 67450.4(e)
<input type="checkbox"/> 3330005	Failure of the PHHWCF to prepare and maintain an operation plan containing all required information. 22 CCR 67450.25(a)(4), 67450.4(d)(1)
<input type="checkbox"/> 3330006	Failure of the THHWCF to have the area paved and covered with a plastic tarp of at least 6 mm thick and ensure all tears and punctures are repaired. 22 CCR 67450.25(a)(4)(A), 67450.4(d)(4)
<input type="checkbox"/> 3330007	Failure of the P/THHWCF to have a roof or canopy that covers the handling, sorting, and bulking areas. 22 CCR 67450.25(a)(4), 67450.4(d)(7)
<input type="checkbox"/> 3330008	Failure of the P/THHWCF storage area that is secured and lighted. 22 CCR 67450.25(a)(4), 67450.4(d)(9)
<input type="checkbox"/> 3330009	Failure of the P/THHWCF to have a storage area to store reactive and ignitable waste. 22 CCR 66265.17(a-b), 67450.25(a)(4), 67450.4(d)(6)
<input type="checkbox"/> 3330010	Failure of the PHHWCF to have traffic control which is one way, directed by staff, and assures all persons remain in their car during waste transfer, unless requested to exit the vehicle to provide access to the waste being delivered. 22 CCR 45 67450.25(a)(4), 67450.4(d)(10); HSC 6.5 25218.3(e)
<input type="checkbox"/> 3330011	Failure of the PHHWCF to post around the area signs stating "Danger! Hazardous Waste Area - Unauthorized Personnel Keep Out" in English and any other language predominant in the area surrounding the facility, and are legible at 25 ft. 22 CCR 45 67450.25(a)(4), 67450.4(d)(8)
<input type="checkbox"/> 3330012	Failure of the PHHWCF to dispose of hazardous waste within one year of accumulation start date. 22 CCR 67450.25(a)(6)
<input type="checkbox"/> 3350001	Failure of the P/THHWCF operator to obtain authorization to accept waste from VSQ's. 22 CCR 67450.25(a)(3)(B), 67450.4(b)(9)
<input type="checkbox"/> 3350002	Failure of the THHWCF operator to remove and decontaminate structures, equipment, soil and all collected materials and wastes within 144 hours after termination of the session and assure that all contaminated materials and wastes were removed by a registered hazardous waste transporter. 22 CCR 67450.4(f)
<input type="checkbox"/> 3030018	Failure of the P/THHWCF to properly close HW containers when not in active use. 22 CCR 66265.173
<input type="checkbox"/> 3030020	Failure of the P/THHWCF to inspect hazardous waste storage areas at least weekly. 22 CCR 66265.174



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HHW Program (continued)

- 3330005 Failure of the PHHWCF to prepare and maintain an operation plan containing all required information. 22 CCR 67450.25(a)(4), 67450.4(d)(1)
- 3330006 Failure of the THHWCF to have the area paved and covered with a plastic tarp of at least 6 mm thick and ensure all tears and punctures are repaired. 22 CCR 67450.25(a)(4)(A), 67450.4(d)(4)
- 3330007 Failure of the P/THHWCF to have a roof or canopy that covers the handling, sorting, and bulking areas. 22 CCR 67450.25(a)(4), 67450.4(d)(7)
- 3330008 Failure of the P/THHWCF storage area that is secured and lighted. 22 CCR 67450.25(a)(4), 67450.4(d)(9)
- 3330009 Failure of the P/THHWCF to have a storage area to store reactive and ignitable waste. 22 CCR 66265.17(a-b), 67450.25(a)(4), 67450.4(d)(6)
- 3330010 Failure of the PHHWCF to have traffic control which is one way, directed by staff, and assures all persons remain in their car during waste transfer, unless requested to exit the vehicle to provide access to the waste being delivered. 22 CCR 45 67450.25(a)(4), 67450.4(d)(10); HSC 6.5 25218.3(e)
- 3330011 Failure of the PHHWCF to post around the area signs stating "Danger! Hazardous Waste Area - Unauthorized Personnel Keep Out" in English and any other language predominant in the area surrounding the facility, and are legible at 25 ft. 22 CCR 45 67450.25(a)(4), 67450.4(d)(8)
- 3330012 Failure of the PHHWCF to dispose of hazardous waste within one year of accumulation start date. 22 CCR 67450.25(a)(6)
- 3350001 Failure of the P/THHWCF operator to obtain authorization to accept waste from VSQG's. 22 CCR 67450.25(a)(3)(B), 67450.4(b)(9)
- 3350002 Failure of the THHWCF operator to remove and decontaminate structures, equipment, soil and all collected materials and wastes within 144 hours after termination of the session and assure that all contaminated materials and wastes were removed by a registered hazardous waste transporter. 22 CCR 67450.4(f)
- 3030018 Failure of the P/THHWCF to properly close HW containers when not in active use. 22 CCR 66265.173
- 3030020 Failure of the P/THHWCF to inspect hazardous waste storage areas at least weekly. 22 CCR 66265.174