

Nov 9, 1982

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

NOTICE OF VIOLATION

Mr. William W. Moore
Rinchem Company, Inc.
5001 Edith Boulevard, N.E.
Albuquerque, New Mexico 87107

Re: Rinchem Company, Inc.
EPA ID# NMD085267961

Dear Mr. Moore:

This is in response to your letter of September 30, 1982, notifying the U.S. Environmental Protection Agency (EPA) that you plan to cease operation as a treatment, storage, and disposal (TSD) facility. We cannot honor this request until you have submitted to EPA, an approvable closure plan pursuant to 40 CFR Sections 265.110 - 265.115.

Since EPA still recognizes your facility as a generator and TSD of hazardous wastes, your facility must comply with Resource Conservation and Recovery Act (RCRA) interim status regulations promulgated pursuant to Sections 3002 (generator standards) and 3004 (TSD facility standards) of RCRA, 42 U.S.C. §6924. Pursuant to Section 3007(a) of RCRA, 42 U.S.C. 6927(a), as amended, EPA inspected your hazardous waste management facility at Albuquerque, New Mexico, and the following violations were noted:

1. Containers of hazardous wastes were not being labeled in accordance with the applicable Department of Transportation regulations (40 CFR Part 172) before being transported or offered for transportation, a violation of 40 CFR 262.31.
2. Containers of hazardous wastes were not being marked in accordance with the applicable Department of Transportation regulations (49 CFR Part 172) before being transported or offered for transport, a violation of 40 CFR 262.32.
3. No written waste analysis plan had been developed by the facility, a violation of 40 CFR 265.13
4. The facility had not implemented the security provisions with respect to the hazardous waste front loading area, a violation of 40 CFR 265.14(a).

6AW-HE:BFoster:ja:2850:10-26-82

	CONCURRENCES					
	6AW-HE	6AW-H	6AW	6	6ORC	6A
SYMBOL	Fontenot	Jorgensen	Davis	Peters	Seals	Greenfield Phillips
(NAME)						
DATE	10/27	10/28		10/29	11/3/82	

5. The facility had failed to post any warning signs in Spanish at the entrance to the active portion of the facility, a violation of 40 CFR 265.14(c).
6. No written schedule for inspections had been developed or followed, a violation of 40 CFR 265.15.
7. No personnel training activities or recordkeeping had been developed, maintained, or implemented, a violation of 40 CFR 265.16.
8. The hazardous waste drum storage area had not been arranged to provide for adequate aisle space, a violation of 40 CFR 265.35.
9. The facility had not made arrangements to familiarize local hospitals with the properties of hazardous waste handled at the facility and the types of injuries or illnesses which could result from fires, explosions, or releases at the facility, a violation of 40 CFR 265.37.
10. No contingency plan was being maintained by the facility, a violation of 40 CFR 265.51.
11. During the inspection, manifest reports were inspected. Inconsistencies were noted on two manifests with respect to the number of drums originally shipped by General Electric to Rinchem and the number of drums actually received by Rinchem. The specific dates of the two manifest reports where these inconsistencies were observed were January 29, 1982, and February 1, 1982. The facility did not reconcile the discrepancy with the waste generator or transporter, a violation of 40 CFR 265.72.
12. No written operating record was being maintained by the facility, a violation of 40 CFR 265.73.
13. The facility had not located drums containing ignitable or reactive waste at least 15 meters (50 feet) from the facility's property line, a violation of 40 CFR 265.17.
14. No written closure plan was being maintained by the facility, a violation of 40 CFR 265.110 - 265.115.

If you have not already done so, you must take immediate remedial action to eliminate the listed violations. You should submit, within 30 days of receipt of this letter, what action you have taken to eliminate these violations, and a schedule for achieving full compliance, including a description of the corrective measures to be implemented.

If you have any questions regarding this notice, please contact Ms. Beverly Foster (6AW-HE), at the address listed or call 214/767-9727.

Sincerely yours,

/s/ Frances E. Phillips for

Dick Whittington, P.E.
Regional Administrator

cc: New Mexico Environmental
Improvement Division

bcc: Notification File
S. Nicholson, 6AW-HE
L. Thompson, 6AW-HE
B. Greenfield, 6ORC
P. Seals, 6ORC
D. Peters, 6