

# Hazardous Waste Enforcement: U.S. Environmental Protection Agency and Wapato, Washington Facility Enter into Expedited Settlement Agreement

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The United States Environmental Protection Agency and McClarin Plastics d/b/a Amtech, LLC (“MPA”) entered into an August 22nd Expedited Settlement Agreement (“ESA”) addressing alleged violations of the federal Resource Conservation and Recovery Act (“RCRA”) hazardous waste regulations. See Docket No. RCRA-10-2018-0314.

MPA is stated to be the owner and/or operator of a facility located in Wapato, Washington.

The ESA provides that EPA inspected the facility on July 7, 2017. The document alleges the facility violated the following RCRA regulations:

- MPA did not determine that its generator category in violation of 40 C.F.R. § 262.13
- MPA had multiple containers containing hazardous waste acetone still bottoms that were not marked with the words “Hazardous Waste,” an indication of the hazards of the contents, nor the date accumulation began, in violation of conditions set for in 40 C.F.R. § 262.17(a)(5)(i)(A), (B), (C)
- MPA was not conducting weekly inspections of hazardous waste accumulation areas in violation of a condition set forth in 40 C.F.R. § 262.17(a)(1)(v)
- MPA did not provide adequate aisle space between containers of hazardous waste, in violation of a condition set forth in 40 C.F.R. § 262.17(a)(6)
- Training records reviewed by EPA indicated that facility personnel had not completed the specified training, in violation of the condition set forth in 40 C.F.R. § 262.17(a)(7)(ii)(iii)
- MPA had a container used to accumulate hazardous waste aerosol cans that were not closed and was not labeled with the words “Hazardous Waste” or an indication of the hazards of the contents, in violation of 40 C.F.R. § 262.15(a)(4) and (5)
- MPA had multiple containers of universal waste that were not closed or properly labeled for which the company could not demonstrate the length of time they had been accumulated, in violation of 40 C.F.R. Part 273.

A civil penalty of \$7,000 is assessed.

A [copy of the ESA](#) can be found here.