



Department of
**Environment &
Conservation**

Division of Solid Waste Enforcement Update

Underground Storage Tanks and
Solid Waste Disposal Control Board
May 4, 2022

ENFORCEMENT OVERVIEW

- The Division of Solid Waste Management (DSWM) issued four Hazardous Waste Orders and one Solid Waste Order between January 17, 2022, and April 18, 2022.
- From the previous Board meeting, one Hazardous Waste Order and one Solid Waste Order require updates.

HW Commissioner's Order – Appealed

Summary of Hazardous Waste Order HWM21-0012

Fac. ID No. TND000772186/TNHW-103/Tradebe Treatment and Recycling of Tennessee, Shelby County

- Signed February 24, 2022
- Order issued for repeated permit and rule violations including:
 - Failure to store hazardous waste in permitted areas
 - Failure to operate within permitted capacities
 - Failure to maintain aisle space
 - Failure to properly label and manage HW containers
- Upfront Civil Penalty – \$149,270.00
- Damages – \$15,440.10
- Order was appealed on March 31, 2022, and is under litigation.

HW Commissioner's Order – Appealed

Summary of Hazardous Waste Order HWM21-0013

Fac. ID No. TNR000020230/Tradebe Transportation, LLC Shelby County

- Signed February 24, 2022
- Order issued for repeated 10-day transfer station rule violations including:
 - Failure to maintain a log of all inbound and outbound shipments
 - Failure to record the arrival date of inbound shipments
 - Storing hazardous waste for greater than 10 days
 - Failure to properly segregate incompatible wastes
- Upfront Civil Penalty – \$120,275.00
- Damages – \$2,925.00
- Order was appealed on March 31, 2022, and is under litigation.

HW Director's Order – Closed

Summary of Hazardous Waste Order HWM21-0019

Fac. ID No. TNR000045021/West Star Aviation, Hamilton County

- Signed March 10, 2022
- Order issued for rule violations including:
 - Failure to close HW containers
 - Failure to label HW tanks
 - Failure to obtain PE certification for HW tanks
 - Failure to document daily HW tank inspections
- Upfront Civil Penalty – \$18,520.00
- Damages – \$1,950.00
- Civil penalty and damages paid April 18, 2022.

HW Director's Order – Signed

Summary of Hazardous Waste Order HWM21-0009

Fac. ID No. TND982109142/Diversified Scientific Services Inc, Roane County

- Signed April 8, 2022
- Order issued for rule violations including:
 - Storage of HW for greater than one year
 - Failure to appropriately label SAA storage containers
 - Failure to track accumulation start date for UW batteries
- Upfront Civil Penalty – \$8,420.00
- Damages – \$900.00
- Order is still within 30-day response time.

SW Director's Order – Closed

Summary of Solid Waste Order SWM21-0017

Fac. ID No. SWP900001576/Lighting Resources LLC, Washington County

- Signed January 24, 2022
- Order issued for solid waste processing permit-by-rule violations including:
 - Exceeding UW storage capacity limits
 - Storage of UW outside of permitted areas
 - Failure to maintain records of the amount UW stored
 - Failure to maintain adequate financial assurance
- Upfront Civil Penalty – \$9,200.00
- Damages – \$1,687.50.00
- Civil penalty and damages paid March 8, 2022.

HW Directors Order Update – Closed

Summary of Hazardous Waste Order HWM21-0004

Fac. ID No. TND981023674/Cymer-Dayton, LLC, Rhea County

- Director's Order Signed November 9, 2021
- Order issued for rule violations including:
 - Failure to conduct and document tank, pump and valve inspections
 - Exceeding storage time limits for hazardous waste, therefore operating an unpermitted TSDF
- Upfront Civil Penalty – \$9,670.00
- Damages – \$4,360.00
- Resolution – The civil penalty and damages were referred to Fiscal Services for invoicing on December 28, 2021. Paid on March 7, 2022.

SW Directors Consent Order Update – Final

Summary of Solid Waste Consent Order SWM20-0011

Fac. ID No. SNL660000276/ECM of Ridgely, Obion County

- Director's Order signed November 19, 2020
- Order issued for:
 - Leachate and stormwater management
 - Erosion control
 - Over-filling beyond permitted capacity
- Contingent Civil Penalty – \$19,305.00 pending completion of CAP by September 30, 2021.
- Update - Awaiting updated Financial Assurance in order to expand airspace in new cell. No change from previous update.

Questions?

As a reminder, details for all Orders referred to in this presentation are available on the TDEC public facing data-viewer.

[TDEC Enforcement Data-viewer](#)



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