Hazardous Waste Enforcement: Alabama Department of Environmental Management and Attalla Hazardous Waste Treatment and Storage Facility Enter into Consent Order

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The Alabama Department of Environmental Management ("ADEM") and Giant Resource Recovery-Attalla, Inc. ("Giant") entered into a January 25th Consent Order ("CO") addressing alleged violations of Alabama hazardous waste regulations. See Consent Order No. 22-XXX-CHW.

The CO provides that Giant operates a permitted commercial hazardous waste treatment and storage facility ("Facility") in Attalla, Alabama.

The Facility operations are described as including:

- Hazardous waste treatment and storage
- Large quantity generator of hazardous waste
- Used oil generator
- Used oil fuel marketer
- Small quantity handler of universal wastes

A representative of ADEM's Industrial Hazardous Waste Branch is stated to have conducted a compliance evaluation inspection ("CEI") of the Facility on August 18, 2021.

The CEI and a review of Giant's compliance is stated to have indicated the following violations:

- Two drums containing hazardous waste located in the Container Storage Warehouse were not in good condition.
- Storage of one 275-gallon tote containing hazardous waste in the Container Storage ·warehouse for more than one year.

In response to the alleged violations, Giant asserted that:

. . . the one metal tote stored for more than one-year was solely for the purpose of accumulation, as necessary to ensure proper treatment at an off-site incinerator.

Giant neither admits nor denies ADEM's contentions.

A civil penalty of $10,080 is assessed.

A copy of the CO can be downloaded here.