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Hazardous Waste Enforcement: U.S. Environmental Protection Agency and Warren, Ohio Battery Recycling Facility Enter into Consent Agreement

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The United States Environmental Protection Agency ("EPA") and Evergreen Battery Recycling LLC ("Evergreen") entered into a February 11th Consent Agreement and Final Order ("CAFO") addressing alleged violations of the Resource Conservation and Recovery Act ("RCRA") regulations. See Docket No. RCRA-05-2026-0001.

The CAFO provides that Evergreen is the owner or operator of a facility in Warren, Ohio.

The facility's actions and processes are stated to cause the production of hazardous waste. Further, Evergreen is stated to be a generator of hazardous waste. Evergreen is stated to have generated, since 2023, 1,000 kg or greater of hazardous waste in some calendar months which was shipped off-site to a treatment, storage, or disposal facility.

The CAFO alleges the following violations involving:

- Notification of Change of Hazardous Waste Activity.
- Biennial Reporting.

The CAFO requires that Evergreen file with Ohio EPA an updated Notification of RCRA Subtitle C Activities along with the 2023 Biennial Hazardous Waste Report.

A civil penalty of \$13,750 is assessed.

Evergreen neither admits nor denies the factual allegations in the CAFO.

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