

WASTE MANAGEMENT AND RADIATION CONTROL BOARD

Executive Summary

Clean Harbors Aragonite, LLC

Amendment to Stipulation and Consent Order No. 2106050

November 10, 2022

What is the issue before the Board?	<p>This is an amendment to Stipulated Consent Order (SCO) No. 2106050 issued to Clean Harbors Aragonite, LLC (CHA) on March 26, 2021.</p> <p>Specifically, the amendment extends the deadline by which CHA must complete the Supplemental Environmental Project (SEP).</p>
What is the historical background or context for this issue?	<p>SCO No. 2106050 resolved Notice of Violation (NOV) No. 2102003 and was presented to and approved by the Board during the January 13, 2022 meeting. The SCO included a penalty of \$42,806.00, half of which is to be credited toward a SEP wherein CHA transports and disposes of confiscated vaping devices from schools in Utah.</p> <p>The original SEP is set to expire February 8, 2023. However, the program was very successful, and CHA still has money available for the schools to utilize. CHA has requested a one-year extension so they could continue the program for another school year.</p> <p>A copy of the SCO Amendment is included in the Board package.</p>
What is the governing statutory or regulatory citation?	<p>§19-6-104 of the Utah Solid and Hazardous Waste Act authorizes the Board to issue orders and approve or disapprove settlements negotiated by the Director with a civil penalty over \$25,000.</p>
Is Board action required?	<p>No, this is an information item only.</p> <p>The amendment will go out for public comment and will then we will return to the Board with an action item.</p>
What is the Division Director's recommendation?	<p>The Division Director recommends approval of the Proposed Amendment to the SEP included in SCO No. 2106050, subject to public comment.</p>
Where can more information be obtained?	<p>For technical information, contact Adam Wingate at (801) 536-0212. For legal information, contact Connie Nakahara at (385) 414-0450.</p>