



## Hazardous Waste Compliance History for Univar Solutions, Clearfield

**ACTION:** *Warning Letter #2010115 issued November 5, 2020.*

CEI conducted: September 1, 2020.

**ISSUES:**

1. On August 15, 2019, the Division approved a permit modification to incorporate the new name (Univar Solutions, LLC) and change of ownership. Permit Condition II.J.3(a) requires that when the permit is revised, the Permittee must review and update the contingency plan. That review and modification had not been completed at the time of the inspection.
2. When the facility became Univar Solutions, LLC, a new emergency coordinator was named. This had not been modified in the contingency plan as required by Permit Condition II.J.3(d).
3. The facility had not modified the contingency plan to include a Quick Reference Guide and provided a copy to local first responders as required by Utah Administrative Code R315-262-262 and Permit Condition II.J.2.

**RESOLUTION:**

The Facility submitted a Class 2 permit modification with the required updates on November 20, 2020.

**NOTE:** *Nexeo Solutions, LLC became Univar Solutions, LLC on September 1, 2019.*

**ACTION:** *Warning Letter # issued July 19, 2018.*

CEI conducted: July 19, 2018.

**ISSUES:**

1. A spill of tetrachloroethylene-containing purge water had occurred on July 9, 2018 in the permitted hazardous waste storage unit and had not been reported as required by R315-270-30(l)(6)(i) UAC.
2. An employee had not completed the required training program within six months after the date of his employment or assignment at the facility as required by R315-264-16(b) UAC.
3. Nexeo was unable to produce documentation that either arrangements had been made with State and local authorities,

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 Freeport Center  
 Building 12  
 Clearfield, UT

UTD048406144

**Permitting Contact**

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**Univar Solutions, LLC  
 ownership history:**

*Univar Solutions USA Inc. 2019- present*

*Nexeo Solutions, LLC 2011 - 2019*

*Ashland Distribution/Ashland Chemical  
 Company 1980 - 2011*

**RCRA Part B Permit  
 issue/renewal dates:**

*Expiration: 9/25/2028*

*Nexeo Solutions: 9/25/2018*

*Ashland Distribution: 10/17/2007*

*Ashland Distribution: 8/15/1997*

*Utah assumed primacy: 3/30/1990*

*Original permit issued by EPA to  
 Ashland Chemical Company: 8/17/1984*

**Compliance History updated  
 January 2021**

response teams, and hospitals for the potential need for services or that Nexeo had attempted to make these arrangements as required by R315-264-37 UAC.

4. The Waste Analysis Plan in the permit requires, as part of the Pre-shipment Inspection, that drivers verify that the shipment of waste is properly labeled, containers are intact, and the required forms are included. Three manifest packages contained uncompleted Driver's Checklist forms.

**RESOLUTION:**

1. Nexeo provided an oral report of the PCE purge water spill to the Director on July 19, 2018, followed by a written report dated July 23, 2018.
2. Nexeo provided documentation of TSCA training for the ES Material Handler conducted on July 24, 2018.
3. Nexeo provided documentation of the most recent (July 2014) SPCC/Contingency Plan submittals to the local emergency response agencies on July 23, 2018.
4. Nexeo provided documentation of the Driver's Checklist training conducted on August 2, 2018 to address the inspection and completion of the inspection form.

A CEI Closeout Letter was issued on August 9, 2018.

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**ACTION: CEI August 25, 2016.**

**ISSUES:**

Late submittal of the waste minimization statement.

**RESOLUTION:**

The Facility submitted a waste minimization statement, and a closeout letter was issued September 12, 2016.

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**ACTION: CEI Closeout Letter issued October 28, 2014.**

CEI conducted: September 4, 2014.

**ISSUES:**

No issues were identified.

**RESOLUTION:**

Not applicable.

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**ACTION: Warning Letter #1206007.**

CEI conducted: May 2, 2012.

**ISSUES:**

1. The closure cost estimate was not submitted as required by the Permit and maintained in the operating record.
2. Adequate funding was not maintained as required by the Permit for closure cost estimates.
3. The certificate of hazardous waste liability insurance was not submitted as required and a copy was not maintained in the operating record.

**RESOLUTION:**

The Facility corrected all deficiencies by June 25, 2012.

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***ACTION: CEI Closeout Letter issued August 29, 2011.***

CEI conducted: June 29 and July 14, 2011.

***ISSUES:***

No issues were identified on-site, but a review of manifests determined that some were missing required information.

***RESOLUTION:***

The missing manifest information was provided.

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***NOTE: Ashland Chemical became Nexeo Solutions, LLC on March 31, 2011.***

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***ACTION: CEI Letter issued April 26, 2010.***

CEI Completed: April 6, 2010.

***ISSUES:***

No issues were identified on-site, but the biennial report for 2009 indicated that an unpermitted hazardous waste was managed on-site.

***RESOLUTION:***

In a response letter dated May 6, 2010, the Facility indicated that the waste had been generated on-site, was stored in a Satellite Accumulation Area (SAA), and it was not stored on the 90-day pad. The Division issued a closeout letter on June 15, 2010.

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***ACTION: CEI Closeout Letter February 17, 2009.***

CEI Completed: January 15, 2009.

***ISSUES:***

No issues were identified.

***RESOLUTION:***

Not applicable.

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***ACTION: CEI Closeout Letter issued April 4, 2008.***

CEI Conducted January 31, 2008.

***ISSUES:***

No issues were identified.

***RESOLUTION:***

Not applicable.

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***ACTION: CEI September 28, 2007.***

***ISSUES:***

No issues were identified.

***RESOLUTION:***

Not applicable.

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**ACTION:** *CEI August 17, 2006.*

**ISSUES:**

No issues were identified.

**RESOLUTION:**

Not applicable.

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**ACTION:** *CEI September 15, 2005.*

**ISSUES:**

No issues were identified.

**RESOLUTION:**

Not applicable.

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**ACTION:** *CEI Closeout Letter issued September 23, 2004.*

CEI Completed: July 29 and August 5, 2004.

**ISSUES:**

1. On container was unlabeled.
2. Two containers were in the wrong location on the tracking grid.

**RESOLUTION:**

These issues were corrected immediately.

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**ACTION:** *CEIs April 10 and October 15, 2003.*

**ISSUES:**

No issues identified.

**RESOLUTION:**

Not applicable.

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**ACTION:** *CEI September 17, 2002.*

**ISSUES:**

No issues identified.

**RESOLUTION:**

Not applicable.

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**ACTION:** *CEI October 25, 2001.*

**ISSUES:**

No issues identified.

**RESOLUTION:**

Not applicable.

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**ACTION:** *CEI September 24, 1999.*

**ISSUES:**

1. Failure to comply with ten-day transporter requirements.
2. Failure to update contingency plan.

**RESOLUTION:**

The Division issued a letter dated February 28, 2000 indicating the issues had been addressed.

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**ACTION:** *Warning Letter # 9712024 issued December 23, 1997.*

CEI conducted: September 30 and October 10, 1997.

**ISSUES:**

1. The permitted hazardous waste storage capacity was exceeded.
2. One open container was observed in an area operated by First Recovery, a subsidiary of Ashland Oil.
3. The Contingency Plan needed an update.
4. The Elementary Neutralization Unit was being used improperly.
5. The Site Security measures did not meet permit requirements.
6. The 10-day transfer limit was exceeded.

**RESOLUTION:**

The Division issued a Closeout Letter on June 29, 1998 based on the satisfactory response received from Ashland on January 20, 1998.

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**ACTION:** *Notice of Violation (NOV) #9508044 and Stipulation and Consent Order (SCO) #9607025 issued November 22, 1995.*

CEI Conducted: June 29 - 30, 1995.

**ISSUES:**

1. Failure to comply with Module I.D.10 of the permit by making additions to the permitted facility boundary and the secondary containment dike wall for the solvent recovery tank without providing proper notice to the Executive Secretary.
  2. Failure to comply with Module I.D.11:
    - a. Failing to submit an engineering certification for the modified hazardous waste unit to the Executive Secretary.
    - b. Not providing the Executive Secretary an opportunity to inspect the modified unit prior to storing hazardous waste in the unit.
  3. Failure to comply with Module II.E.2. by failing to note deterioration and cracks in the hazardous waste storage pad and the repair activity for the hazardous waste storage pad in the inspection schedule log.
  4. Failure to comply with Module II.J.5. of the permit by not updating the facility map in the Contingency Plan to reflect current facility boundaries, operations, locations of emergency equipment, and evacuation routes.
  5. Failure to comply with Attachment III-1 by not utilizing the container management and location practices designated in the permit.
  6. Failure to comply with Attachment IV-3 by failing to install a correct overfilling protection device for the solvent recovery tank.
  7. Failure to comply with Module IV.B. by storing the unpermitted wastes D018, D029, D035 and I129 in the solvent recovery tank.
  8. Failure to comply with Module IV.C.4. and Attachment IV-1 of the Permit and Utah Administrative Code (UAC) R315-8- 10 (formerly UAC R450-8-10) by not operating and maintaining the secondary containment system for the collection tank/sump to remove accumulated precipitation from the secondary containment system within 24 hours.
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9. Failure to comply with Module IV.D.4 of the permit and UAC R315-5-2 (formerly R450-5-1) by not analyzing the contents of the solvent recovery tank shipped off-site in June of 1995.
10. Failure to comply with Module IV.F.1 of the permit by not utilizing the tank test device specified in the permit for the last assessment of the solvent recovery tank.
11. Failure to comply with Module IV.F.2. of the permit by:
  - a. Not performing weekly inspections of the bottom of the collection tank/sump vault in accordance with Attachment II-3 of the Permit, and
  - b. Not recording collection tank/sump inspection results in the inspection schedule (log).
12. Failure to comply with Module IV.F.3. and Attachment II-3 of the Permit and UAC R315-8-10 (formerly UAC R450-8-10) by:
  - a. Failing to identify the broken tape for the solvent recovery tank in the inspection schedule (log), and
  - b. Failing to perform daily inspections of the liquid level in the tank.
13. Failure to comply with UAC R315-3 (formerly UAC R450-3) by:
  - a. Failing to apply for and receive proper permit modifications for the addition of a segregation dike wall to the tank secondary containment system,
  - b. Storing unpermitted waste in the solvent recovery tank, and
  - c. Using a tank testing method not specified in the permit.

**RESOLUTION:**

The facility paid a \$34,530 penalty as part of the SCO.

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**ACTION: NOV issued December 18, 1989.**

CEI Conducted: October 25, 1989.

**ISSUES:**

1. Failure to provide notice to generators that the Facility is permitted to accept and store hazardous waste.
2. Failure to provide the Romic TSDF with a Certificate of Representative Sample for wastes for pre-acceptance analysis.
3. Failure to inspect containers from GM Heavy Truck on 9/19/89 for a match with the manifest.
4. Failure to provide annual reviews of initial hazardous waste training.
5. Failure to have a device capable of summoning emergency help in the case of an accident at the scene of operations.
6. Failure to sign certain manifests to certify that the wastes covered by those manifests were, in fact, the wastes received.
7. Storage of non-permitted wastes (D007, D008) on the hazardous waste storage pad.
8. Use of containers other than 55-gallon steel drums on the storage pad.
9. Stacking drums three high in the storage area.

**RESOLUTION:**

The Division issued SCO #8912933 on May 21, 1990. The Facility paid a \$20,000 penalty.

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**ACTION: NOV #8809600.**

CEI Conducted: April 27, 1988.

**ISSUES:**

1. Failure to list all waste physical forms in the operating record.
  2. Failure to record, in the operating record, the processes by which certain characteristic wastes were produced.
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3. Failure to produce analytical data generated by waste analysis for review.
4. Failure to obtain proper pick-up documentation from customers prior to removing waste, and failure to obtain acceptance documentation from the disposal facility confirming waste acceptance.
5. Failure to analyze plant bulk-generated hazardous waste annually.
6. Failure to maintain waste analysis records on-site.

**RESOLUTION:**

Not available.

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**ACTION: *Warning Letter sent November 19, 1987 by EPA Region VIII.***

CEI Conducted: September 24, 1987 by EPA.

**ISSUES:**

1. Failure to update the Contingency Plan and training records.
2. Failure to attach a hazardous waste label to the storage tank.

**RESOLUTION:**

Not available.

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**ACTION: *Notice of Violation # 8503167 issued April 10, 1985.***

CEI Conducted: February 15, 1985 to determine compliance with the provisions of the hazardous waste storage permit issued by EPA Region VIII on August 18, 1984.

**ISSUES:**

1. Failure to include a description of the physical form of waste (solid, liquid, sludge, gas etc.) in the operating record.
2. Failure to list the processes that generate characteristic hazardous waste in the operating record.
3. Failure to properly complete waste numbers and handling codes on manifests.
4. Failure to list corrosion, leaks, and structural defects as inspection items as required by the permit.

**RESOLUTION:**

Not available.

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