



State of Utah

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Environmental Quality

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Executive Director

DIVISION OF SOLID AND  
HAZARDOUS WASTE  
Scott T. Anderson  
Director

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*Executive Secretary*

December 3, 2013

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

70041160000556712450

Anthony Stoddard, CEO  
Stone Castle, LLC  
2352 West 700 South  
Syracuse, Utah 84075

RE: Compliance Evaluation Inspection  
Notice of Violation and Compliance Order

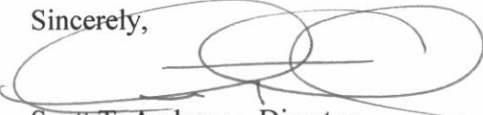
Dear Mr. Stoddard:

Enclosed you will find a NOTICE OF VIOLATION AND COMPLIANCE ORDER (NOV/CO) based on findings documented during a compliance evaluation inspection of electronic waste stored at 1338 West 200 South in Parowan, Utah. Please be advised that compliance with this ORDER is mandatory and will not relieve Stone Castle of liability for past violations.

You have 30 days from the date of the enclosed NOV/CO to contest it in the manner and within the time period prescribed by R305-7-303 of the Utah Administrative Code.

If you have any questions, please call Patrick Sheehan at (801) 536-0248 or Deborah Ng at (801) 536-0218.

Sincerely,

  
Scott T. Anderson, Director  
Division of Solid and Hazardous Waste

STA/PS/kl

Enclosure

c: David Blodgett, M.D., Health Officer/Director, Southwest Utah Public Health Dept.  
Robert Beers, MBA, EHS, Env. Health Director, Southwest Utah Public Health Dept.  
Paul Wright, P.E., DEQ District Engineer  
David Duster, U.S. EPA, Region VIII, ENF-R

DSHW-2013-006445

195 North 1950 West • Salt Lake City, UT  
Mailing Address: P.O. Box 144880 • Salt Lake City, UT 84114-4880  
Telephone (801) 536-0200 • Fax (801) 536-0222 • T.D.D. (801) 536-4414  
[www.deq.utah.gov](http://www.deq.utah.gov)

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In the Matter of: : **NOTICE OF VIOLATION AND COMPLIANCE ORDER**  
: :  
Stone Castle, LLC : **No. 1311023**  
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This **NOTICE OF VIOLATION AND COMPLIANCE ORDER (NOV/CO)** is issued by the Director of the Division of Solid and Hazardous Waste pursuant to the Utah Solid and Hazardous Waste Act (the Act), Utah Code Ann. § 19-6-101, *et seq.* The Director has authority to issue such NOTICES and ORDERS in accordance with Utah Code Ann. § 19-6-112.

**FINDINGS**

1. Stone Castle, LLC (Stone Castle) is a Utah corporation licensed to do business in the State of Utah.
2. Stone Castle is a “person” as defined in §19-1-103(4) of the Act and is subject to all applicable provisions of the Act and R315 of the Utah Administrative Code (the Code).
3. On October 28, 2013, a representative of the Division of Solid and Hazardous Waste (Division) documented electronic waste stored at 1338 West 200 South in Parowan, Utah. The inspector documented that the electronic waste at this location is owned by Stone Castle Recycling.
4. R315-312-1 of the Code applies to any facility engaged in recycling and requires a plan of operation that demonstrates compliance with the applicable standards of Section R315-302-2 and Rule R315-312 of the Code. The plan of operation must be approved by the Director prior to the commencement of any recycling operation.
5. During the inspection, the inspector documented various solid wastes and recyclable materials stored in Gaylord boxes. In addition, various solid wastes and recyclable materials were stored directly on the ground and not in containers. Stone Castle does not have an approved plan of operation for the Parowan location for storage or recycling of solid waste on the ground as required.

**DETERMINATION OF VIOLATIONS**

Based on the foregoing FINDINGS, Stone Castle has violated provisions of the Code and the Act applicable to its facility. Specifically, Stone Castle has violated R315-312-2(1) of the Code by failing to obtain a Plan of Operation from the Director prior to accepting and storing solid waste and recyclable material outside on the ground at 1338 West 200 South in Parowan, Utah.

**ORDER**

Based on the foregoing FINDINGS and VIOLATIONS, Stone Castle is hereby ordered to:

1. Submit to this office, on or before December 20, 2013, written notice of Stone Castle's intent to comply with this ORDER and a written description of how compliance will be achieved. Stone Castle's response to this ORDER will not constitute a contest to this NOV/CO as provided in the section of this NOV/CO entitled, "Opportunity for Hearing."
2. Stone Castle is hereby ordered to CEASE and DESIST all recycling and storage operations at the Parowan location and to immediately remove all recyclables and solid wastes stored outside at the Parowan location by January 10, 2014.

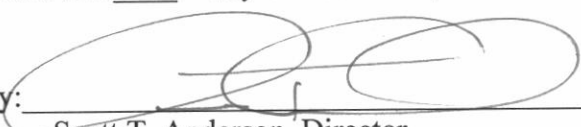
**OPPORTUNITY FOR HEARING**

This NOTICE OF VIOLATION AND COMPLIANCE ORDER is effective immediately and shall become final unless contested. Failure to contest this NOTICE OF VIOLATION AND COMPLIANCE ORDER in the manner and within the time period prescribed by R305-7-303 of the Code constitutes a waiver of any right of administrative contest, reconsideration, review, or judicial appeal.

Utah Code Ann. Section 19-6-113(2) provides that violation of any order, plan, rule, or other requirement issued or adopted under Title 19, Chapter 6, Part 1 may be subject to a civil penalty of up to \$13,000 per day for each day of violation.

Dated this 3<sup>RD</sup> day of December, 2013.

By: \_\_\_\_\_

  
Scott T. Anderson, Director  
Division of Solid and Hazardous Waste

CERTIFICATE OF MAILING

I HEREBY CERTIFY that I mailed a true and correct copy of the foregoing **NOTICE OF VIOLATION AND COMPLIANCE ORDER** on the 3rd day of December, 2013 by **US Certified Mail, Return receipt Requested, to:**

Anthony Stoddard, CEO  
Stone Castle, LLC  
2352 West 700 South  
Syracuse, Utah 84075

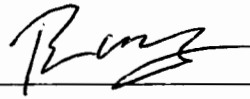
  
\_\_\_\_\_  
Arlene Lovato

CERTIFICATE OF RECEIPT

I HEREBY CERTIFY that I received, in person, the following document from Patrick Sheehan of the Utah Division of Solid and Hazardous Waste:

**NOTICE OF VIOLATION AND COMPLIANCE ORDER (NOV/CO) No. 1311023,  
dated December 3, 2013, and addressed to:**

Anthony Stoddard, CEO  
Stone Castle, LLC  
2352 West 700 South  
Syracuse, Utah 84075



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1-8-14

Brandon McKay