



Department of
**Environment &
Conservation**

Division of Solid Waste Enforcement Update

Underground Storage Tanks and
Solid Waste Disposal Control Board
June 2, 2021

ENFORCEMENT OVERVIEW

- The Division of Solid Waste Management (DSWM) issued no Hazardous Waste Orders and no Solid Waste Orders between April 1, 2021, and May 28, 2021.
- From the previous Board meeting, two Hazardous Waste Orders, and two Solid Waste Orders require updates.

HW Consent Order Update – Final

Summary of Hazardous Waste Order HWM19-0016

Fac. ID No. TNR000045377/City of Trenton, Gibson County

- Director's Order Signed February 24, 2020
- Order for:
 - Failure to conduct HW determinations
 - Treating Universal Waste
 - Operating without facility identification number
 - Operating a solid waste facility without a permit
- Upfront Civil Penalty – \$9,450.00 paid April 6, 2020
- Damages – \$3,252.85 paid April 6, 2020
- Contingent Penalty - \$8,000.00 pending CAP submittal and completion
- Contingent Penalty - \$9,450.00 pending no violations for 3 years
- Resolution - Closure in-place under Solid Waste Rules is ongoing and is expected to be completed by mid summer, weather permitting.

HW Directors Order Update – Appealed

Summary of Hazardous Waste Order HWM19-0046

Fac. ID No. TNR000045880/Leonard Plating Company, Davidson County

- Director's Order Signed May 26, 2020
- Order for:
 - Failure to conduct HW determinations
 - Failure to obtain Facility Identification Number
 - Failure to notify of hazardous waste stream generation
 - Failure to conduct weekly inspections
 - Failure to notify local response agencies
- Upfront Civil Penalty – \$12,850.00 pending appeal
- Damages - \$2,376.30 pending appeal
- Case appealed June 25, 2020.
- Update - Opposing counsel non-responsive. Settlement conference on February 8, 2021 resulted in payment plan being offered and accepted by DSWM on February 22, 2021.
- Opposing counsel has subsequently indicated Respondent inability to pay. Division to request documentation to verify inability to pay.

SW Consent Order Update – Final

Summary of Solid Waste Order SWM18-0013

Fac. ID No. DML630000103/Bi-County Class III Landfill, Montgomery County

- Directors Consent Order entered on May 22, 2019
- Order for:
 - Leachate collection and management
 - Erosion control measures
 - Storm water management
- Contingent Civil Penalty – \$25,300.00 pending completion of CAP
- Resolution - Seven of eight corrective measures in the CAP have been completed
- Update - Major Permit Modification for changes to Benches and Let-Down Structures approved by local authorities and submitted 11/18/2020. Notice of Deficiency sent 02/08/2021. Awaiting final revisions from consultant.

SW Directors Consent Order – Final

Summary of Solid Waste Consent Order SWM20-0011

Fac. ID No. SNL660000276/ECM of Ridgely, Obion County

- Director's Order signed November 19, 2020
- Order for:
 - Leachate and stormwater management
 - Erosion control
 - Over-filling beyond permitted capacity
- Contingent Civil Penalty – \$19,305.00 pending completion of CAP by September 30, 2021.
- Update - Deadline extensions due to heavy rains in March and April have been granted to accommodate available facility resources. Awaiting updated Financial Assurance in order to expand airspace in new cell.

Questions?

As a reminder, details for all Orders referred to in this presentation are available on the TDEC public facing data-viewer.

[TDEC Enforcement Data-viewer](#)



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