

WIPP ACO 120614 VS

Viol #	Citation	Violation	Initial Penalty	Initial Basis	Penalty Policy for Multiday (Gravity based)
1	PC 2.1 40 CFR § 264.31	Failure to maintain and operate WIPP to minimize the possibility of a fire which could threaten human health or the environment.	518,750	Major-major 12c, 60d 5, 15, 5	Mandatory
2	PC 1.7.13.3 PC 1.7.13.2 40 CFR § 270.30(l)(6)(ii) 40 CFR § 270.30(l)(6)(iii)	Failure to submit a written notice concerning the fire within five calendar days of the time the Respondents became aware of the circumstances.	381,250	Major-major 1c, 60d 5, 15, 5	Mandatory
3	PC 2.8 PC 2.8.2 40 CFR § 264.16 PC F-1e	Failure to conduct adequate personnel training.	153,750	Moderate-moderate 1c, 60d 5, 15, 5	Appropriate
4	PC 2.10.1 PC 2.10.1.1 40 CFR § 264.32 40 CFR § 264.32(a)	Failure to have an internal communications or alarm system capable of providing immediate emergency instruction to Facility personnel.	489,375	Major-moderate 14c, 60d 5, 15, 5	Mandatory
5	PC 2.10.2 PC E-1a 40 CFR § 264.15(b)(4) 40 CFR § 264.33	Failure to test and maintain equipment to assure its proper operation in time of emergency.	815,625	Major-moderate 43c, 60d 5, 15, 5	Mandatory
6	PC 2.12.1 PC D-3 PC D-4a(1) 40 CFR § 264.51(b)	Failure to immediately implement the Contingency Plan when there was a fire that threatened human health or the environment.	381,250	Major-major 1c, 60d 5, 15, 5	Mandatory
7	PC 2.1 PC 2.11 40 CFR § 264.31 40 CFR § 270.14(b)(8)	Failure to design, maintain, and operate the Facility in a manner to minimize the possibility of a release to the atmosphere of TRU mixed waste or mixed waste constituents and to prevent undue exposure of personnel to hazardous waste.	431,250	Major-major 5c, 60d 5, 15, 5	Mandatory

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8	PC 1.7.13.1.ii PC 1.7.13.2 40 CFR §270.30(l)(6)(i) 40 CFR §270.30(l)(6)(ii)	Failure to provide oral notification to NMED within 24 hours of becoming aware of the Release.	43,750	Major-major 1c, 6d 5, 15, 5	Mandatory
9	PC 1.7.13.3 PC 1.7.13.2 40 CFR § 270.30(l)(6)(ii) 40 CFR § 270.30(l)(6)(iii)	Failure to submit a written notice regarding the Release within five (5) calendar days of the time the Respondents became aware of the circumstances.	381,250	Major-major 1c, 60d 5, 15, 5	Mandatory
10	PC 2.12.1 PC D-3 PC D-4a(1) 40 CFR § 264.51(b)	Failure to immediately implement the Contingency Plan found in Permit Attachment D when there was a release of TRU mixed or hazardous waste or hazardous waste constituents which threatened human health or the environment.	356,250	Major-major 1c, 56d 5, 15, 5	Mandatory
11	PC B PC 2.9 PC 2.3.1 PC 2.3.3 PC 2.3.3.7 PC 2.3.4 PC 3.2.1.3 PC C-1b PC C-1c PC C1 40 CFR § 261.21 40 CFR § 261.22 40 CFR Part 264, Appendix V 40 CFR § 264.13	Inappropriate acceptance, management, storage, and disposal of ignitable waste.	6,718,750	Major-major 508c, 60d 5, 15, 5	Mandatory

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12	PC 2.9 PC 2.3.1 PC 2.3.3 PC 2.3.3.4 PC C-1c PC C1 40 CFR § 261.21 40 CFR § 261.22 40 CFR Part 264, Appendix V 40 CFR § 264.13	Inappropriate acceptance, management, storage and disposal of incompatible waste.	6,656,250	Major-major 503c, 60d 5, 15, 5	Mandatory
13	PC C-5a(2) PC C1	Failure to verify completeness and accuracy of the Waste Stream Profile form for waste streams (LA-MIN02-V.001, LA-CIN01.001, LA-MIN04-S.001, and LA-MHD01.001).	418,750	Major-major 4c, 60d 5, 15, 5	Mandatory
			\$ 17,746,250		