



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:
LR-8J

CERTIFIED MAIL # 7009 1680 0000 7666 0594
RETURN RECEIPT REQUESTED

Mr. Rob Humphrey
United Parcel Service
2450 Rathmell Road
Columbus, Ohio 43207

BD#2751206M005 J2.

RUST-05-2012-0005

Re: Compliance Order/Settlement Agreement for UPS Columbus Hub in Columbus, Ohio

Dear Mr. Humphrey:

On December 16, 2011 the U.S. Environmental Protection Agency Underground Storage Tank Section issued a Notice of Violation and Compliance Order/Settlement Agreement concerning violations found during a compliance inspection conducted at UPS Columbus Hub, 5101 Trabue Road in Columbus, Ohio.

We have received your signed original copy of the Settlement Agreement, dated January 13, 2012 and your receipt for \$420 in penalties. We have reviewed the original copy of the Settlement Agreement where you have indicated that the violations of the underground storage tanks regulations for which you were cited have been corrected.

The Settlement Agreement states that it is effective upon the EPA's final approval. This is to inform you that I have enclosed a signed and dated copy of the approved Settlement Agreement. The original Settlement Agreement will remain in EPA files. We also have accepted and processed your credit card payment as part of the settlement process. If you have any further questions, please feel free to contact Erin Galbraith, of my staff, at 312-886-6879.

Sincerely,

Gary Victorine, Chief
RCRA Branch

Enclosure

cc: William Vedra, Chief, Ohio Bureau of Underground Storage Tank Regulations

U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) REGION 5
77 West Jackson Boulevard (LR-8J), Chicago, Illinois 60604-3590
UNDERGROUND STORAGE TANK (UST) FIELD CITATION FORM FOR EXPEDITED SETTLEMENT NO . R5-UST-12-008-EG

PART I: INSPECTION SUMMARY

On: 12/16/2011 Time: 08:04 AM

At: United Parcel Service
 Address: 5101 Trabue Road
Columbus, OH 43228

Rob Humphrey
 (Name of Site Representative if not the Owner or Operator)

Name and address of the UST Owner

Name: United Parcel Service
 Address: 2450 Rathmell Road
Columbus, OH 43207

A duly designated officer, employee, or representative of the EPA or a duly designated officer or employee of the State or Tribe inspected this facility. EPA has reviewed the inspection report and other relevant materials and has identified the following violation(s) of the UST regulations promulgated or approved by EPA under Subtitle I of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6991 et seq).

1. Violation: Failure to take necessary precautions to prevent overfill/spillage during the transfer of product
 Cite: 40 CFR 280.30(a)
 Proposed Penalty: \$420

2. Violation:
 Cite: 40 CFR
 Proposed Penalty:

3. Violation:
 Cite: 40 CFR
 Proposed Penalty:

4. Violation:
 Cite: 40 CFR
 Proposed Penalty:

TOTAL PROPOSED PENALTY : \$420

EPA finds the Owner or Operator in violation of the above referenced UST regulations

Eric Gallant 12/16/11
 (Signature of EPA Inspector) (Date)

RUST-05-2012-0005

BD# 2751206M005

Part II: SETTLEMENT AGREEMENT / COMPLIANCE ORDER

A. Settlement Agreement : The Owner or Operator by signing this Settlement Agreement (or by having an authorized representative sign it) agrees to settle the violations identified in Part I, subject to the following terms and conditions:

The Owner or Operator certifies, subject to civil and criminal penalties for making a false submission to the U. S. Government, that he or she has corrected the violations, submitted true and accurate documentation of their correction, and submitted payment to the U.S. Treasury for the amount of **\$420** in payment of the full proposed penalty amount, as described in Part I of this Form.

The Owner or Operator agrees to comply with the terms of the Compliance Order in Part II.B. Without admitting liability for the violations cited in Part I, the Owner or Operator signing below waives any objections to EPA's jurisdiction with respect to the Compliance Order and this Settlement Agreement, and consents to EPA's final approval of this Settlement Agreement without further notice. The Owner or Operator waives the opportunity for a public hearing pursuant to RCRA section 9006.

Once EPA signs the Settlement Agreement, EPA will take no further enforcement action against the Owner or Operator for the civil violations described in Part I, provided the violations have been timely corrected and the penalty has been paid. EPA does not waive its right to enforce against the Owner or Operator for any other violations not described in Part I and violations of the UST requirements or other requirements listed in Part I that were not corrected in a timely manner.

This Settlement Agreement and Compliance Order will become effective once signed by EPA and is binding on EPA and the Owner or Operator upon signature by both parties. Final approval of the Settlement Agreement and Compliance Order is in the sole discretion of the Regional Administrator, Region 5, EPA, or his or her authorized delegate. Upon final approval, EPA shall mail a copy of this document to the Owner or Operator signing below.

SIGNATURE BY OWNER , OPERATOR, OR AURHORIZED REPRESENTATIVE :

Name (Print): Rob Humphrey
 Title (Print): UPS-Ohio Environmental Coordinator
 Signature: Rob Humphrey Date: 1-13-12

B. Compliance Order : This Compliance Order is issued under the authority of RCRA section 9006 to resolve the civil violations identified in Part I. The Owner or Operator is ordered to correct the violations, submit true and accurate documentation that the violations were corrected, and pay the total penalty amount listed in Part I of this Form. This Compliance Order shall become final and enforceable only upon signature by an EPA official with the authority to sign this document.

Name (Print): Gary J. Victorine
 Title (Print): CHIEF, RCRA BRANCH
 Signature: Gary J. Victorine Date: 2/17/12

Notes:

RECEIVED
 FEB 22 2012
 REGIONAL HEARING CLERK
 USEPA
 REGION 5

Online Payment

Step 3: Confirm Payment

1 | 2 | 3

Thank you.
Your transaction has been successfully completed.

Pay.gov Tracking Information

Application Name: EPA Miscellaneous Payments
Pay.gov Tracking ID: 255EU8CJ
Agency Tracking ID: 74271629716
Transaction Date and Time: 01/13/2012 16:56 EST

Payment Summary

Address Information

Account Holder Robert W
Name: Humphrey
Billing Address: 2450 Rathmell Rd
Billing Address 2:
City: Columbus
State / Province:
Zip / Postal Code: 43207
Country: USA

Account Information

Card Type: Visa
Card Number: *****1489

Payment Information

Payment Amount: \$420.00
Transaction Date and Time: 01/13/2012 16:56
Time: EST

UST field citation # R5-UST-12-008 EG 12/16/11

site address UPS
5101 Trabue Rd
Cols. OH 43228

RECEIVED

FEB 22 2012

REGIONAL HEARING CLERK
USEPA
REGION 5

RUST-05-2012-0005 Docket #

BD#: 2751206M005³⁰