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BEFORE THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

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HEARINGS CLERK
EPA -- REGION 10

IN THE MATTER OF:)
)
Shoreline Community College)
16101 Greenwood Avenue North)
Shoreline, Washington 98133)
)
)
EPA ID Number WAD98097 8472)
)
)
Respondent)
_____)

Docket No. RCRA10-2014-0150

EXPEDITED SETTLEMENT
AGREEMENT AND
FINAL ORDER

EXPEDITED SETTLEMENT AGREEMENT

1. The U.S. Environmental Protection Agency ("EPA") is authorized to enter into this Expedited Settlement Agreement ("Agreement") pursuant to Section 3008 of the Resource Conservation and Recovery Act ("RCRA") and 40 C.F.R. § 22.13(b).
2. Shoreline Community College ("Respondent") is the owner and/or operator of a facility at 16101 Greenwood Avenue North, Shoreline, Washington 98133 ("Facility"). The EPA inspected the Facility on February 24, 2014. The EPA alleges Respondent violated the following requirements of RCRA and the EPA-approved and authorized Washington State dangerous waste management program at WAC 173-303:
 - a. The regulations at WAC 173-303-630(3) and WAC 173-303-200(1)(d) require that containers used to accumulate hazardous waste be marked with the words "Hazardous Waste" or "Dangerous Waste" and a label identifying the associated risk of the waste. At the time of the February 24, 2014 inspection, the EPA inspectors observed a container in a fume hood in the chemistry laboratory that lab personnel said contained hazardous waste. The container was not marked with the words "Hazardous Waste" or "Dangerous Waste" and did not have a label identifying the associated risk of the waste. This is a violation of WAC 173-303-630(3) and WAC 173-303-200(1)(d).
 - b. The regulations at WAC 173-303-630(6) require that, at least weekly, the owner or operator of a dangerous waste accumulation area that stores containers of dangerous waste must inspect the areas where containers are stored, looking for deterioration of containers. The regulations further require that the owner operator must keep an inspection log including among other things the date and time of the inspection. At the time of the February 24, 2014 inspection, the EPA inspectors observed that no inspections were recorded for the week of March 25, 2013 and the week of June 3, 2013. Failure to, at least weekly, conduct and record inspections of areas storing containers of dangerous waste is a violation of WAC 173-303-630(6).

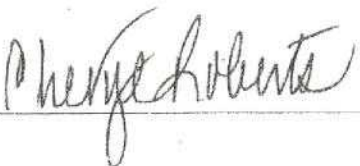
- c. The regulations at WAC 173-303-573(9)(c)(ii) require that a small quantity handler of universal waste must keep containers of universal waste lamps closed. At the time of the February 24, 2014 inspection the EPA inspectors observed in the basement of the 2900 building, a box that contained universal waste lamps that was not closed. Failure to keep a container of universal waste lamps closed is a violation of WAC 173-303-573(9)(c)(ii).
3. The EPA has determined and Respondent agrees that settlement of this matter for a civil penalty of three thousand dollars (\$ 3,000.00) is in the public interest. The attached Penalty Calculation Worksheet is incorporated by reference.
 4. The EPA reserves all of its rights to take enforcement action for any other past, present, or future violations by Respondent of RCRA, any other federal statute or regulation, or this Agreement.
 5. Each party shall bear its own costs and fees, if any.
 6. In signing this Agreement, Respondent: (1) admits that the EPA has jurisdiction over Respondent and Respondent's conduct as alleged herein, (2) neither admits nor denies the factual allegations contained herein, (3) consents to the assessment of this civil penalty, and (4) waives any right to contest the allegations contained herein in a hearing or appeal pursuant to Section 3008(b) of RCRA.
 7. In signing this Agreement, Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that: (1) the alleged violations have been corrected, and (2) the civil penalty has been paid. Respondent is submitting proof of payment of the civil penalty with this Agreement.
 8. Upon the effective date of this Agreement, payment of the civil penalty shall constitute full settlement of the civil claims alleged herein.
 9. This Agreement is binding on the parties signing below and, in accordance with 40 C.F.R. § 22.31(b), is effective upon filing.

IT IS SO AGREED,

RESPONDENT:

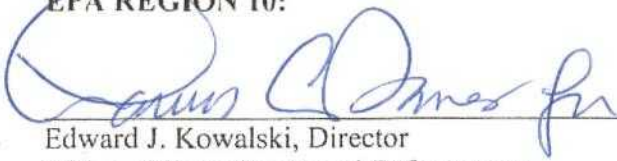
Name (print): CHERYL ROBERTS, ED.D.

Title (print): PRESIDENT

Signature: 

Date: 9.23.14

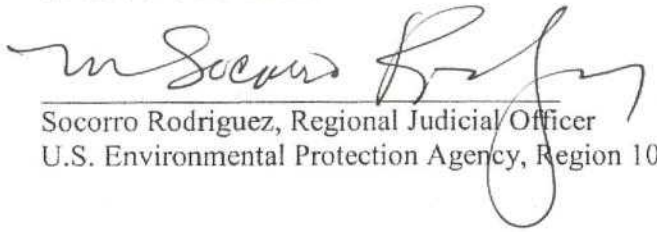
EPA REGION 10:



Edward J. Kowalski, Director
Office of Compliance and Enforcement
U.S. Environmental Protection Agency, Region 10

Date: 9-26-14

IT IS SO ORDERED:



Socorro Rodriguez, Regional Judicial Officer
U.S. Environmental Protection Agency, Region 10

Date: 9/29/14

Certificate of Service

The undersigned certifies that the original of the attached **EXPEDITED SETTLEMENT AGREEMENT** in **In the Matter of: Shoreline Community College DOCKET NO.: RCRA10-2014-0150** was filed with the Regional Hearing Clerk and served on the addressees in the following manner on the date specified below:

The undersigned certifies that a true and correct copy of the document was delivered to:

Julie Vergeront
Office of Regional Counsel
U.S. Environmental Protection Agency
1200 Sixth Avenue, ORC-158
Suite 900
Seattle, Washington 98101

Further, the undersigned certifies that a true and correct copy of the aforementioned document was placed in the United States mail certified/return receipt to:

Mr. Bob Roehl
Director of Facilities
Shoreline Community College
16101 Greenwood Avenue North
Shoreline, Washington 98133

DATED this 29th day of September, 2014



Signature

Candace H. Smith
Regional Hearing Clerk
EPA Region 10