



U.S. ENVIRONMENTAL PROTECTION AGENCY

Risk Management Program Inspection Findings and Alleged Violations Summary Region 10

REASON FOR INSPECTION: This inspection is for the purpose of determining compliance with Section 112(r)(7) accidental release prevention requirements of the Clean Air Act, as amended 1990. The scope of this inspection may include, but is not limited to: reviewing and obtaining copies of documents and records; interviews and taking of statements; reviewing of chemical storage, handling, processing, and use; taking samples and photographs; and any other inspection activities necessary to determine compliance with the Act.

FACILITY NAME: Zirkle Fruit Company	<input checked="" type="checkbox"/> PRIVATE # EMPLOYEES: 650	<input type="checkbox"/> GOVERNMENTAL/MUNICIPAL POPULATION SERVED: Click here
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FACILITY LOCATION: 352 Harrison Road, Selah, Washington 98942	INSPECTION START DATE: 6/1/2021	INSPECTION START TIME: N/A
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MAILING ADDRESS: 352 Harrison Road, Selah, Washington 98942	INSPECTION END DATE: 9/9/2021	INSPECTION END TIME: N/A
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RESPONSIBLE OFFICIAL, TITLE, PHONE NUMBER: Scott Blackledge, Safety Manager, (509) 697-6101	EPA FACILITY ID# 1000 0008 9664
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FACILITY REPRESENTATIVE(S), TITLE(S), PHONE NUMBER(S): Josh Gabel, EHS Manager, (208) 230-8016	INSPECTOR NAME(S), TITLE(S), PHONE NUMBER(S) Bob Hales, SEE Grantee RMP Inspector, (206) 553-4090 Javier Morales, RMP Coordinator, (206) 553-1255	
	INSPECTOR SIGNATURE	DATE

INSPECTION FINDINGS

IS FACILITY SUBJECT TO RMP REGULATION (40 CFR 68)?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
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DID FACILITY SUBMIT AN RMP AS PROVIDED IN 68.150 TO 68.185?	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
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DATE RMP FILED WITH EPA: June 21, 2004	DATE OF LATEST RMP UPDATE: June 7, 2019
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1) PROCESS/NAICS CODE: 49312	PROGRAM LEVEL: <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input checked="" type="checkbox"/> 3
REGULATED SUBSTANCE: anhydrous ammonia	MAX. QUANTITY IN PROCESS (lbs.): 99,000

DESCRIPTION OF ALLEGED VIOLATIONS

CONCLUSIONS:

CAA Section 112(r) and its implementing regulations in 40 C.F.R. Part 68 require an owner or operator of a stationary source that has more than a threshold quantity of a regulated substance (listed in § 68.130) in a process, to develop a Risk Management Plan (RMP) and Risk Management Program.

EPA representatives conducted an offsite compliance document review at the Zirkle Fruit Company facility on June 1, 2021. Based upon this compliance document review the Zirkle Fruit Company facility is in violation of the following risk management program elements:

- Training:** Each employee presently involved in operating a process, and each employee before being involved in operating a newly assigned process, shall be trained in an overview of the process and in the operating procedures as specified in § 68.69. The training shall include emphasis on the specific safety and health hazards, emergency operations including shutdown, and safe work practices applicable to the employee's job tasks as required by 40 C.F.R. § 68.71(a)(1). Zirkle Fruit did not provide initial training documentation for the following operators: Rick Bangs (2004, not available), Jacob Marshall (2018), Donnie Wangler (2019), Tony Romero (2001), Fernando Sanchez (2016) and Rodrigo Mendoza.

DESCRIPTION OF ALLEGED VIOLATIONS (Cont'd)

2. Training: Refresher training shall be provided at least every three years, and more often if necessary, to each employee involved in operating a process to assure that the employee understands and adheres to the current operating procedures of the process. The owner or operator, in consultation with the employees involved in operating the process, shall determine the appropriate frequency of refresher training as required by 40 C.F.R. § 68.71(b). Zirkle Fruit did not provide refresher training documentation for Donnie Wangler and Tony Romero.

DID FACILITY CORRECTLY ASSIGN PROGRAM LEVELS TO PROCESSES?

YES

NO

ATTACHED CHECKLIST(S):

PROGRAM LEVEL 1

PROGRAM LEVEL 2

PROGRAM LEVEL 3

OTHER ATTACHMENTS: