

STATE OF CALIFORNIA  
ENVIRONMENTAL PROTECTION AGENCY  
DEPARTMENT OF TOXIC SUBSTANCES CONTROL

In the Matter of:

Clean Harbors Los Angeles, LLC  
5756 Alba Street  
Los Angeles, California 90058

EPA ID# CAD050806850

Respondent.

Docket HWCA 2012-6430

CONSENT ORDER

Health and Safety Code  
Section 25187

1. INTRODUCTION

1.1. Parties. The California Department of Toxic Substances Control (Department) and Clean Harbors Los Angeles, LLC (Respondent) enter into this Consent Order (Order) and agree as follows:

1.2. Site. Respondent accepts, handles, stores, and/or disposes of hazardous waste at the following Site: 5756 Alba Street, Los Angeles, CA 90058.

1.3. Inspection. The Department inspected the Site on October 21, 2013.

1.4. Authorization Status. Respondent has a RCRA-equivalent Hazardous Waste Facility Permit that expires on January 26, 2021.

1.5. Jurisdiction. Health and Safety Code, section 25187, authorizes the Department to order action necessary to correct violations and to assess a penalty when the Department determines that any person has violated specified provisions of the Health and Safety Code or any permit, rule, regulation, standard, or requirement issued or adopted pursuant thereto.

1.6. Full Settlement. This Order shall constitute full settlement of the violations alleged below. The Parties, and each of them, agree that this Order, and all of the terms contained herein, are fair, reasonable, and in the public interest. By agreeing to this Order, the Department does not waive any right to take other enforcement actions except as specifically provided in this Order.

1.7. Hearing. Respondent waives any and all rights to a hearing in this matter.

## 2. VIOLATIONS ALLEGED

2.1. The Department alleges the following violation:

2.2. Respondent violated Health and Safety Code section 25202, in that on or about October 22, 2013, Respondent stored hazardous waste oily liquid with PCBs < 50 parts per million in an unauthorized point of location. To wit: Photos, observations, and waste under Manifest #0006793850 FLE was accepted and stored by the Respondent in the Loading/Unloading Area for eleven days.

## 3. SCHEDULE FOR COMPLIANCE

3.1. Respondent shall comply with the following:

3.1.1. Respondent has corrected the violation set forth above.

3.1.2. Respondent shall make all payments at the time(s) and in accord with any other conditions set forth in Section 5 (Penalty) below.

## 4. OTHER PROVISIONS

4.1. Liability. Nothing in this Order shall constitute or be construed as a satisfaction or release from liability for any conditions or claims arising as a result of past, current, or future operations of Respondent, except as provided in this Order. Notwithstanding compliance with the terms of this Order, Respondent may be required

to take such further actions as are necessary to protect public health or welfare or the environment.

4.2. Penalties for Noncompliance. Failure to comply with the terms of this Order may subject Respondent to costs, penalties and/or damages, as provided by Health and Safety Code, section 25188, and other applicable provisions of law.

4.3. Parties Bound. This Order shall apply to and be binding upon Respondent and its officers, directors, agents, employees, contractors, consultants, receivers, trustees, successors, and assignees, including but not limited to individuals, partners, and subsidiary and parent corporations, and upon the Department and any successor agency that may have responsibility for and jurisdiction over the subject matter of this Order.

4.8. Integration. This agreement constitutes the entire agreement between the parties and may not be amended, supplemented, or modified, except as provided in this Order.

## 5. PENALTY

5.1. Respondent shall pay the Department a total sum of Six Thousand Dollars (\$6,000).

5.2. Payment of the total sum specified in paragraph 5.1 is due within 30 days from the effective date of this Order.

5.3. Respondent's check(s) shall be made payable to Department of Toxic Substances Control, shall identify the Respondent and Docket Number, as shown in the caption of this case, and shall be delivered together with the attached Payment Voucher to:

Department of Toxic Substances Control  
Accounting Office  
1001 I Street, 21st floor  
P. O. Box 806  
Sacramento, California 95812-0806

A photocopy of the check(s) shall be sent to:

Mukul Agarwal  
Senior Environmental Scientist (Supervisory)  
Enforcement & Emergency Response Division  
Department of Toxic Substances Control  
9211 Oakdale Avenue  
Chatsworth, California 91311

5.4. If Respondent fails to make payment as provided above, Respondent agrees to pay interest at the rate established pursuant to Health and Safety Code, section 25360.1, and to pay all costs incurred by the Department in pursuing collection including attorney's fees.

6. EFFECTIVE DATE

6.1. The effective date of this Order is the date it is signed by the Department.

Dated: 4/1/14

Original signed by Eric Gerstenberg  
Respondent's Signature  
Clean Harbors Los Angeles, LLC

ERIC GERSTENBERG  
Respondent's Print Name  
Clean Harbors Los Angeles, LLC

Dated: 4/10/14

Original signed by Mukul Agarwal  
Mukul Agarwal  
Enforcement & Emergency Response Division  
Department of Toxic Substances Control