

MDEStat Meeting

July 8, 2013



Table 1: Overdue Annual Reports

Report Name	Due Date	Current Status
Maryland Waste Diversion Activities; MSAR #253 Biennial Report	1/1/13	6/24/13 update: Report was entered into IQ for review by the OS on June 10, 2013. Report in Bob Summers review.
Solid Waste Task Force Report #2	12/15/11	This report was assigned to Jeff Fretwell to work on after the 2013 legislative session. 5/20/13 update: Jeff Fretwell handling; plans to submit to KK for review by 5/23. 7/5/13 update: Jeff submitted report to KK. Kathy made edits and return to Jeff.
Scrap Tire Cleanup & Recycling Fund Report	11/1/12	1/16/13 Fiscal Services approved and HT sent to Terri Wilson for review. 7/8/13 Sent to Heather Barthel for review

Table 2: Extended or Soon-to-Expire RCRA Permits *(continued on next slide)*

Please list all hazardous waste permits that are administratively-extended or due to expire in the next twelve months

Permittee	Type of Permit	Original Exp. Date	Date Renewal App. Rcvd	Target Issuance Dates and Status Notes			
				February 2013	3/28/13	5/8/13	6/25/13
CAN Holdings, Inc.	CHS Facility Permit (post-closure)	8/31/05	3/4/05	Tentative Determination March 2013; Issue June 2013. In active discussions with permit holder on groundwater monitoring issues. Hoping to come to resolution during call scheduled for 2/14/12.	Facility is developing proposal regarding statistical analysis of data for purposes of determining whether facility is in compliance with groundwater protection requirements. Awaiting submission from facility. Tentative Determination May 2013; Issue July 2013.	Meeting with facility on 6/3. Facility will be presenting proposal for statistical methods to be incorporated in the permit. Hope to resolve issues within 2 weeks of the meeting, allowing tentative determination in June, issuance in Aug.	6/3 meeting postponed until 6/11 at request of the facility. to allow completion of a technical report. Following the meeting, there is general agreement on the statistical approach to determining whether the site is under control. We will be requesting minor revisions to the technical report, but believe we are close to resolving the issues that have delayed the permit. Intent is to have a draft permit ready by mid-July.

Table 2: Extended or Soon-to-Expire RCRA Permits

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				February 2013	3/28/13	5/8/13	6/25/13
National Institutes of Health	CHS Facility Permit	5/13/09	12/2/2008	Tentative Determination (TD) April, 2013; Issue June, 2013. Permit staff time has been concentrated on issuance of MES permit, resolution of issues at CNA holdings, and issuance of TD for a new transfer facility which is unable to operate prior to permit issuance.	Tentative Determination (TD) June, 2013; Issue August 2013. Permit staff time has been concentrated on issuance of MES permit, resolution of issues at CNA holdings, and issuance of TD for a new transfer facility which is unable to operate prior to permit issuance.	Tentative Determination (TD) June, 2013; Issue August 2013. OCP providing assistance.	Tentative Determination (TD) July, 2013; Issue September 2013.
No other permits due to expire before 2014.							

Table 3: AFO Registration Progress

	8/19/11	11/7/11	11/29/12	2/15/13	3/31/13	4/30/13	6/30/13
1. Total number of active NOIs received	595	597	608	630	575*	586*	586**
2. Number of AFOs with NOI and required plans received	331	347	443	500	483	484	147**+
3. Number of AFOs registered under GD Permit	89	132	274	293	300	307	340**

* Active AFOs

** This number is generated from TEMPO Testing Site that Barbara Troyer is developing for the AFO Program.

+ The number of AFOs with NOI and required plans, which are available for processing.

Table 4: Projected Numbers of AFOs Registered

Date	Expected Number of AFOs Registered
9/30/13	399
12/31/13	435
3/31/14	471
6/30/14	507
9/30/14	543
11/30/14	567

Table 5: AFO Inspections

	FY10	FY11	FY12	FY13 Target	9/30/12	3/31/13	FY13 Totals
“Notified” (ie NOI submitted) CAFO AI Sites Inspected	49	58	129	76	37	77	78
“Notified” (ie NOI submitted) MAFO AI Sites Inspected	2	3	0	36	2	6	8
Non-notified Sites Inspected	289		8	112	16	68	140
Non-notified Sites Inspected and Found to be CAFOs or MAFOs	1	37	8	N/A	1	6	7
Followup Inspections and Complaints	Not request ed	Not reque sted	45	?	26	88	92
Total Inspections Conducted (including sites found not to be CAFOs or MAFOs)	52	319	174	316	82	239	325
Minor Violations Found	5	76	55	N/A	31	55	57
Significant Violations Found	0	5	7	N/A	1	3	5

Table 6: AFO Significant Violations, FY12 & FY13

(Continued on next slide)

Facility	Violation	Enforcement Action & Date	6/25 Status	12/3/12 Status	2/15/13 Status	3/31/13 Status	6/30/13 Status
Phat Bird Farm (Lee)	No NOI	Site Complaint 4-20-12 giving 30 days to submit NOI.	Forwarding info to Gary Kelman for review	NOV sent 7/11/2012; no response; visited farm, 10/15/2012; Administrative Complaint & Penalty drafted. Litigation package sent to AG 1/30/2013. NOI received 1/22/2013.		Pending	Pending
Trelle Sterling Tangier Sound Farm	No NOI	Site Complaint 5-2-12 giving 30 days to submit NOI	NOI received by MDE within 30 day timeframe. Resolved.	Resolved.	Resolved.	Resolved.	Resolved.
Steven Cullen Farm	No NOI	Site Complaint 5-2-12 giving 30 days to submit NOI	No NOI recvd as of 6/5. Fwding to GK for review.	NOV issued June 29, 2012; modified and reissued August 30, 2012 due to clarification of operator/owner relationship. \$500 fine paid on 10/4/2012. Farm on CS1 dated 9/8/2012. NOI submitted by Sharon Macneal (operator) 9/12/2012.		Resolved.	Resolved.

Table 6: AFO Significant Violations, FY12 & FY13

(Continued on next slide)

Facility	Violation	Enforcement Action & Date	6/25 Status	12/3/12 Status	2/15/13 Status	3/31/13 Status	6/30/13 Status
Brothers Chicken Farm Joseph Shin	Failure to make corrections after 1 st notice	Site Complaint Issued 5-15-12 to correct immediately.	Forwarding Info to Gary Kelman for review.	Corrections made as per Site Complaint. Resolved.	Resolved.	Resolved.	Resolved.
Ten House Farm Minh Vinh	Failure to make corrections after 1 st notice	Site Complaint Issued 5-16-12 to correct immediately.	Forwarding Info to Gary Kelman for review.	Corrections made as per Site Complaint. Resolved.	Resolved.	Resolved.	Resolved.
Poor Boys Farm George Sherman	Failure to make corrections after 1 st notice	Site Complaint Issued 5-17-12 giving 30 days to comply.	Forwarding Info to Gary Kelman for review.	Corrections made as per Site Complaint. Resolved.	Resolved.	Resolved.	Resolved.



Table 6: AFO Significant Violations, FY12 & FY13

(Continued on next slide)

Facility	Violation	Enforcement Action & Date	6/25 Status	12/3/12 Status	2/15/13 Status	3/31/13 Status	6/30/13 Status
Jay Kinnamon Farm	No NOI	Site Complaint 8-28-2012 giving 30 days to submit	Forwarding Info to Gary Kelman for Review	NOV drafted on 10/22/2012. NOV sent 11/29/2012. \$500 penalty. NMP received 2/5/2013.	Ongoing	Pending	
Ricky Holland Jenrick Farm	No NOI	Site Complaint issued on 1-15-13 giving 30 days to submit.			Ongoing. Resolved.	Received NOI within 30 day timeframe per 3/1/2012 SOP.	Resolved.
Zidanic Farm	No NOI	Site Complaint issued on 3-5-2013 giving 30 days to submit.	Forwarding Info to Gary Kelman for Review		Ongoing. Resolved.	Received NOI on 4/16/13.	Resolved.

Table 6: AFO Significant Violations, FY12 & FY13

Facility	Violation	Enforcement Action & Date	6/25 Status	12/3/12 Status	2/15/13 Status	3/31/13 Status	6/30/13 Status
Robert E. Love (Bobby Love Farm)	No NOI	Site Complaint issued 3-8-2013 giving 30 days to submit.	Forwarding Info to Gary Kelman for Review		Resolved.	Received NOI within 30 day time-frame per 3/1/12 SOP.	Resolved.
Kenneth Fishell Jr.	Withdraw, site visit conducted. Needs NOI for CAFO	FIR issued 2-25-2013 giving 30 days to submit NOI.	Forwarding Info to Gary Kelman for Review		Resolved.	Received NOI within FIR 30 day time-frame per 3/1/12 SOP.	Resolved.