



Fact Sheet

Clean Closure of the Dangerous Waste Landfill Units

J.H. Baxter & Company
State ID: **WAD 05382 3019**

PUBLIC COMMENT PERIOD:
October 11 through November 10, 2006

Facility Contact:

Rue Ann Thomas
Environmental Programs Director
J.H. Baxter & Company
P.O. Box 10797
Eugene, OR 97440

Facility Address:

6520 – 188th Street NW
Arlington, Washington

Dangerous Waste Managed:

EPA alleged that J.H. Baxter & Company (Baxter) located in Arlington, WA managed waste wood treating preservative that contained pentachlorophenol (PCP) and diesel range petroleum which bears the federal and state hazardous waste listing of F032.

Basis for Proposed Action:

In a Notice of Violation (NOV) issued by the US Environmental Protection Agency (EPA) on April 25, 2000, and in a Consent Agreement & Final Order (CAFO) issued on September 30, 2005, EPA alleged that Baxter managed listed dangerous waste F032 in two discrete units that were identified as former catch basins 13 & 14 (including the ancillary piping) and Ditch 2. Baxter did not have a permit or interim status to manage hazardous waste in these units. Although Baxter did not agree with the characterization of these areas as hazardous waste management units, in settlement of the case, Baxter agreed to close these units in accordance with the RCRA closure procedures for dangerous waste landfills found at WAC 173-303-400 and by reference 40 CFR Part 265, Subpart G. Baxter has already completed the work outlined in the Closure Report. The areas of the Baxter facility where these units are located are part of the treated wood storage yard and subject to the operational requirements of WAC 173-303-675(1)(c)(i)-(iv). Should have a space after this sentence

Procedures for Requesting a Hearing:

A public hearing will be held to discuss the proposed action if significant public interest is expressed. Written notices of opposition and written requests for a public hearing must be received by Ecology prior to the end of the comment period. Any request for a hearing must be in writing and should state the nature of the issues proposed to be raised in a public hearing. Even if a hearing is not held, all written comments will be considered in making a final decision on the proposed action. Please send comments and requests for a public hearing to: Washington State Department of Ecology, Hazardous Waste and Toxics Reduction Section, Northwest Regional Office, 3190 160th Avenue SE, Bellevue, Washington 98008-5452, Attention : Dean Yasuda. Persons with questions can telephone Dean Yasuda at (425)649-7264 or send email to dvas461@ecy.wa.gov.

Ecology is an equal opportunity agency. If you have need for disability accommodations, alternative document format, or language translation, call the above number or (425)649-4259 (TTY) or send e-mail to dvas461@ecy.wa.gov. If you have special accommodation needs for a meeting please call Dan Yasuda at least three weeks before any scheduled meeting.

Department of Ecology
HWTR
PO Box 47600
Olympia WA 98504-7600

PUBLIC COMMENT REQUESTED

We used several mailing lists. If you receive a duplicate, please pass it on.