

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region I  
Boston, MA 02203

IN THE MATTER OF ) CERTIFIED MAIL: RETURN RECEIPT REQUESTED  
)  
CLIMCO ) TOXIC SUBSTANCES CONTROL ACT  
667 Plains Road ) NOTICE OF NONCOMPLIANCE  
Milford, CT 06460 )  
)  
Attn: Lowell Cantor )

Notice is hereby given that you are in violation of the polychlorinated biphenyl (PCB) regulations, 40 CFR 761, promulgated pursuant to the Toxic Substances Control Act, 15 U.S.C. 2605.

On December 10, and December 17, 1982, a representative of the United States Environmental Protection Agency (EPA) conducted an inspection at Avco Lycoming Company, Stratford, CT. During this inspection it was observed that a trailer belonging to CLIMCO was being used to store 50 drums of PCB fluid. This PCB fluid has been generated by CLIMCO by draining of PCB electrical equipment on site.

Storage of this PCB fluid was in violation of regulation 40 CFR 761.65(b) in that the storage facility did not have an adequate floor with at least a six inch high curb. In addition, the PCB containers were not dated when they were placed in storage for disposal as required by 40 CFR 761.65(c)(8). The trailer containing the drums of PCB fluid was not labeled with the "ML" mark as defined by 40 CFR 761.45(a) and required by 40 CFR 761.40(a)(10).

Also observed at the firm was PCB electrical equipment including transformers, circuit breakers, and switches which have been drained of PCBs by CLIMCO. Storage of this drained PCB electrical equipment was in violation of regulation 40 CFR 761.65(b) in that the floor lacked adequate curbing at least six inches in height. These PCB items were not dated when they were placed in storage for disposal as required by 40 CFR 761.65(c)(8).

This Notice of Non-compliance is issued by the EPA in lieu of further action at this time, provided that the violations cited herein are promptly corrected. Within thirty (30) days of receipt of this Notice of Non-compliance, you must submit a written, certified statement that these violations of the PCB regulations have been corrected to Anthony Palermo, Office of Pesticides and Toxic Substances, EPA, J.F.K. Federal Building, Boston, MA 02203. If the PCB containers or PCB electrical equipment referred to above are no longer at the facility, please submit to us shipping records documenting disposal of these items.

Signed this 16th day of November, 1983.

  
Harley F. Laing, Director  
Air Management Division

Enclosure

