



State of Ohio Environmental Protection Agency

**Southeast District Office**

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Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

January 14, 2010

**RE: ADAMS COUNTY  
IW GEN  
NOTICE OF VIOLATION**

Eagle Creek Nursing Home  
141 Spruce Lane  
West Union, Ohio 45693

Dear Mr. Himes:

On January 12, 2010, I conducted an inspection of Eagle Creek Nursing Home to determine the compliance status of your infectious waste program in accordance with the Ohio Administrative Code (OAC) Rules, 3745-27-30, 3745-27-33(B), 3745-27-34, 3745-27-35, and 3745-27-36.

During this comprehensive inspection, I met with you and several staff members on this inspection to observe your infectious waste program. You are currently using Stericycle as your registered transporter of infectious waste. I observed the following violations.

During this inspection, you produced one crinkled up gold copy of the infectious waste shipping paper and two white copies.

OAC 3745-27-33(B) - The treatment shipping paper shall accompany the shipment of untreated infectious wastes that are described on the shipping paper. The treatment shipping paper shall be used when a shipment of infectious waste is transported to an infectious waste treatment facility that is not owned or operated by the generator of the infectious waste. The treatment shipping paper shall:

- (1) Be produced from a form prescribed by or approved by the Ohio EPA and consist of the following:
  - (a) A four copy, multipart, carbonless form that shall consist, at a minimum, of the following: page one (top copy) shall be white and returned to the generator; the second page (copy two) shall be yellow and kept on file by the treatment facility; the third page (copy three) shall be pink and kept in the transporter's file; and the fourth page (copy four) shall be gold and be kept in the generator's file; or:
  - (b) A multipart, carbonless form, as prescribed in paragraph (B)(1)(a) of this rule, with additional attachments for multiple transporters and/or treatment facilities. The information for the additional attachments shall be copied from the original white top copy on to a second multipart, carbonless form with the generator signature line left blank, if not completed by the generator of the infectious wastes. The second multipart form shall consist of sufficient pink pages to ensure that each transporter has a pink copy to retain in their files, as well as enough yellow pages to ensure that each treatment facility has a yellow copy to retain in their files. The additional attachments shall be: physically attached to the original white top copy, contain sufficient information to ensure an easy connection back to the original white top copy,

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accompany the infectious waste until actual treatment occurs, and will be returned to the generator along with the original white top copy. The discrepancy section shall be completed to describe the need for the additional attachments and shall document the number of attachments.

[Comment: The intent of this paragraph is to allow flexibility in the tracking of infectious wastes when multiple transporters and/or treatment facility occur and infectious wastes need to be sent on to another facility. The additional attachments should be provided by the entity that discovers the need to transport the infectious wastes to another location.]

- (2) Be legible and complete;
- (3) Be kept on file for a minimum of three years;

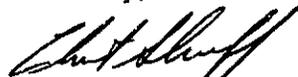
OAC 3745-27-34(A)(4) - Bags containing infectious wastes that are being transported off the premises shall be placed inside a second sealed plastic bag which meets the requirements of this paragraph or one single bag within a fully enclosed, rigid, sturdy container. If containers, other than bags and "sharps" containers as specified in paragraph (b) of this rule, are utilized:

The red bags of infectious waste located in the storage area were not placed in the rigid containers.

Please address and correct the above noted violations.

Should you have questions, please contact me at (740) 380-5246.

Sincerely,



Clint Shuff, P.S.  
Environmental Specialist  
Division of Solid and Infectious Waste Management

CAS/jg

cc: Jason Work, Adams County Health Department