



State of Ohio Environmental Protection Agency

**Southwest District Office**

401 E. Fifth St.  
Dayton, Ohio 45402

TELE: (937) 285-6357 FAX: (937) 285-6249  
www.epa.state.oh.us

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

February 12, 2007

135184 NOV

Linn Shough  
Upper Valley Family Care  
700 South Stanfield Road  
Troy, Ohio 45373

**RE: NOTICE OF VIOLATION, UPPER VALLEY FAMILY CARE, TROY, OHIO**

Dear Ms. Shough:

On February 5, 2007, I conducted a large generator infectious waste inspection at the above mentioned facility in the presence of Joan Hansen. This inspection was conducted in order to determine compliance with Ohio Administrative Code (OAC) Rule 3745-27, specifically rules governing large generators of infectious waste. The following violations and comments were noted:

1. The shipping papers for the infectious waste transportation and treatment were found complete.
2. The spill cleanup procedure did not state the location of the spill kit or contact information. This is a violation of OAC 3745-27-30(B)(10), which states;

*Develop a spill containment and clean-up procedure. A copy of the procedure shall be posted or readily available on the premises to persons likely to handle infectious waste, including janitorial services. The name, address, and telephone number of the infection control manager or infectious waste control manager and their back-up, along with the location of all spill containment and clean-up materials/kits at this facility, shall be listed at the top of the spill containment and clean-up procedure. Copies of the procedure shall be provided at the request of the board of health with jurisdiction or the director of the Ohio EPA or their authorized representative.*

Please provide a complete procedure and the procedure should be posted or readily available on the premises to persons likely to handle infectious waste, including janitorial services.

Linn Shough  
February 12, 2007  
Page 2

3. No biohazard spill kit was located at the time of the inspection. A kit labeled for Chemical spill was shown to me. If this kit is met as a biohazard kit please re-label. The kit was also missing disinfectant which is violation of OAC Rule 3745-27-30(B)(11), which states;

*Ensure that clean-up materials / kits are available in those areas designated in the spill containment and clean-up procedures. Materials utilized in the clean-up of a spill of infectious wastes shall include, but are not limited to:*

*(a) Materials designed to absorb spilled liquids;*

*(b) An U.S. EPA registered hospital disinfectant that is also tuberculocidal, for a contact time as specified by the manufacturer, a unexpired dated stabilized bleach product that is an U.S. EPA registered hospital disinfectant that is also tuberculocidal, for a contact time as specified by the manufacturer, or materials necessary to prepare a minimum ten per cent sodium hypochlorite solution prepared immediately prior to use with a minimum of thirty minutes of contact time with the waste;*

*(c) Red or biohazard labeled bag(s) as specified in paragraph (a) of rule 3745-27-34 of the Administrative Code;*

*(d) Latex gloves, or equivalent type of glove, and any other personal protective equipment necessary to implement the spill containment and clean-up procedure; and*

*(e) A first aid kit, unless emergency medical care is available on the premises, boundary tape, and other appropriate safety equipment.*

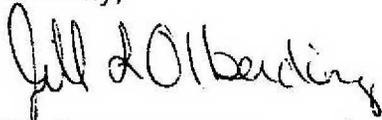
Please provide a complete biohazard spill kit and ensure the kit is stored where the spill procedure states it is located.

Linn Shough  
February 12, 2007  
Page 3

Please respond in writing, within fourteen days of receiving this correspondence. A re-inspection will be conducted.

Thank you for taking the time to complete the inspection. If in the future you have any questions please contact me at (937)285-6094.

Sincerely,

A handwritten signature in cursive script that reads "Jill Olberding".

Jill Olberding, R.S.  
Division of Solid and Infectious Waste Management

JO/mab

