

**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

134523 NOV

August 31, 2010

Brian Cheadle
Troy Care and Rehabilitation Center
512 Crescent Drive
Troy, Ohio 45378

**Re: Troy Care and Rehabilitation Center formally Harbor Healthcare
LG Generator of IW Inspection** ^{side}

Dear Mr. Cheadle:

On August 25, 2010, I conducted a large generator infectious waste re-inspection at the above mentioned facility. This inspection was conducted in order to determine compliance with Ohio Administrative Code (OAC) 3745-27, specifically rules governing large generators of infectious waste. The following violations and comments were noted:

1. The spill cleanup procedure viewed in the laundry department still did not state the location of the infectious waste spill kit at the top of the procedure. Not providing the location of the spill kit at the top of the spill procedure 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 ensure that all infectious waste spill procedures present at the facility are updated with the new spill procedure.

2. Two open IW containers were present in the IW storage room. Both containers were found overfilled, losing their ability to be properly packaged. The Facility's failure to properly manage and maintain the integrity of packaging for in-use containers is a violation of OAC Rule 3745-257-35(A)(1) which states in part;

Generators shall handle infectious waste containers in a manner and location that maintains the integrity of the packaging.

and a violation of OAC Rule 3745-27-34(B)(3), which states in part;

Containers holding infectious wastes shall not be dropped, managed, or transferred in such a manner as to cause damage to the bag or container.

In addition, please be advised that overfilled IW containers are also a problem because IW cannot be compacted per OAC Rule 3745-27-30(B)(4).

3. IW in the IW storage room was found to have a strong odor. Putrescent IW is a violation of OAC Rule 3745-27-35(B)(1), which states in part;

Maintain infectious wastes in a nonputrescent state, using refrigeration or freezing when necessary.

Once IW becomes putrescent, the waste must be immediately refrigerated or frozen and shall be treated and disposed of as soon as possible.

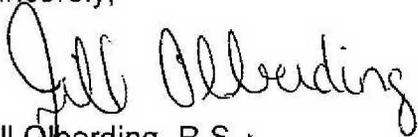
4. As stated previously your facility has changed names and is no longer called Harbor Health Care, as the facility is registered with Ohio EPA. If not already completed, your registration must be amended by submitting an infectious waste generator amendment form. A hard copy of this form was left at the time of the inspection. In addition, the form is available at the following web site:
http://www.epa.state.oh.us/portals/34/document/guidance/gd_079.pdf.

Compliance with the requirements outlined in this letter shall not relieve you of your obligation to comply with other legal obligations, including, but not limited to, Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Clean Air Act, Comprehensive Environmental Response, Compensation, and Liability Act, or Resource Conservation and Recovery Act remedying conditions resulting from any release of contaminants to the environment.

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Correction of the violation cited herein is expected to begin immediately. **A re-inspection will be conducted to verify and document your return to compliance with Ohio law.** If you have any questions, please contact me at (937) 285-6094.

Sincerely,

A handwritten signature in cursive script that reads "Jill Oberding". The signature is written in black ink and is positioned above the typed name.

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

JO/ka

Station
spill kit
not Available