



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

Butler Co.
Health Dept
Inf. Waste
143686

February 1, 2011

Ms. Jennifer Allman
Facility Manager
4421 Roosevelt Blvd., Suite D
Middletown, Ohio 45044

AMC

**RE: MRH Chronic Dialysis Center, Butler County
Notice of Violation – Large Generator Inspection Correspondence**

Dear Ms. Allman:

On January 19, 2011, Monte Bluebaum and I representing the Ohio Environmental Protection Agency (Ohio EPA) Division of Solid and Infectious Waste Management (DSIWM) met with you and Darlene Fletcher to conduct a comprehensive infectious waste large generator inspection of the (Facility) located at 4421 Roosevelt Blvd, Middletown, Ohio.

The purpose of this inspection was to determine compliance with Ohio's Infectious Waste Regulations. I inspected the infectious waste handling areas, infectious waste storage areas, spill kit and procedures, conducted a records review including treatment shipping paperwork, and checked for a valid registration certificate.

The following observations were made during our inspection:

1. It appears that the Facility has made a name change from MRH Chronic Dialysis to AMC Dialysis Center. Please submit an amendment to generator registration certificate reflecting this change in accordance with OAC Rule 3745-27-36(A)(2) which states in part:

"Any generator who holds a valid registration certificate under this paragraph shall ensure that all information that is contained on the registration certificate is correct and up to date by submitting an amended registration application form and obtaining an amended registration certificate that reflects any changes to current registrant information, premises information, or treatment method. No additional fee shall be charged to amend a registration certificate. An amended registration shall not alter the expiration date of the original registration certificate."

2. The Facility did not have a current spill containment and clean-up procedure identifying the location of their spill kit. This is a violation of Ohio Administrative Code (OAC) Rule 3745-27-30(B)(10), which states in part:

" A large generator of infectious wastes shall 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."

The infectious waste spill procedures for the Facility may also need to be updated to reflect the corporate name change on the policy, please verify and revise as necessary. During the inspection Ms. Fletcher indicated that she would follow-up on this document and make sure if a revision had been made that the updated policy be provided to each Atrium Medical Center Facility.

3. The treatment shipping papers were on file and Stericycle, Inc (Stericycle), transporter registration number 00-T-00199, was identified as the Facility's Infectious Waste Transporter. Upon review of the shipping papers they were incomplete since they listed an old generator certificate registration number. Additionally, manifest dated December 31, 2008 was missing the decal number for the second transporter. Please let your transporter know that this information was missing and try to acquire it for your records.

The Facility's failure to have their current generator number listed is a violation of Ohio Administrative Code (OAC) Rule 3745-27-33(B)(2) which states in part:

"the shipping papers need to be complete and legible"

and OAC Rule 3745-27-33(B)(5)(a) which states in part:

"The name, registration identification number, and dated signature, of the generator, and the address and telephone number of the premises where the wastes were generated" needs to be listed on the top of the shipping papers."

During this inspection it came to Ohio EPA's attention that a change had been made to the registrant's generator registration number during the renewal of the registration in June 2010. The new generator registration number listed as #83-

G-00022 should be used on all shipping paperwork going back to June 21, 2010 since the registrant Atrium Medical Center is now located within Warren County.

As discussed with Ms. Fletcher in a phone conversation on January 27, 2011 for shipping paperwork dated June 21, 2010 through December 31, 2010, the white copy alone may be changed to reflect the new generator number. Any shipping paperwork from January 1, 2011 to current date needs to have all copies (white and yellow) updated with the new generator registration number until the change is made with the licensed infectious waste transporter on their forms.

As a reminder, as the generator you are responsible for this information to be provided on your forms until the change on the pre-printed forms is made.

4. I observed three (3) sharps containers under the plastic pallets used to raise the boxes of infectious waste off the floor in the infectious waste storage closet. (see photo). 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".



During the inspection I discussed with Ms. Allman and Ms. Fletcher the need to educate staff on how to properly manage containers.

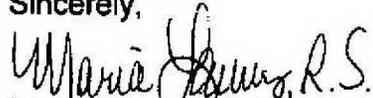
Compliance with the requirements outlined in this letter shall not relieve you of your obligation to comply with other legal obligations, including, but not limited to, Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the

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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.

If you have any questions, please contact me at (937) 285-6046.

Sincerely,



Maria Lammers, R.S.

Environmental Specialist

Division of Solid and Infectious Waste Management

cc: Darlene Fletcher, Environmental Services Manager, Atrium Medical Center

ML/rb