

REGION 10 Enforcement Division

INSPECTION REPORT

Inspection Date(s):	04/14/2022 - 04/14/2022	Announced: No	
Time:	Entry: 09:47 AM (AKT)	Exit: 12:15 PM (AKT)	
Program:	RCRA		
Regulatory Program(s):	Title 40 - ENVIRONMENTAL PROTECTION AGENCY		
If Access is Denied:			
Company Name:	Delta Western, LLC		
Facility or Site Name:	Delta Western, LLC - Juneau Bulk Facility		
Facility/Site Physical Address:	120 Mount Roberts Street		
(City, state, zip code)	Juneau, AK 99801		
Type of Operation:	Fuel terminal and tank farm		
Size of Facility:	~5 acres		
Length of Facility at Location:	Since 1994		
Geographic Coordinates:	58.28835, -134.39021		
Mailing address: (Secondary Address)	Ms. Christina Bentz, Environmental Manager 450 Alaskan Way South, Suite 707 Seattle, WA 98104 (907) 265-3836 christinab@nsenergy.com CC: Mr. Nelson Bjork, Site Manager nelson.bjork@deltawestern.com Mr. Tyman Comstock, Operations Manager tymanc@deltawestern.com		
Facility/Site Identifier:	AKR000000521		
Media Number:	N/A		
NAICS:	424710 – Petroleum Bulk Stations and Terminals		
Lead Inspector:			
Jon Jones	Jones, Jon	Digitally signed by Jones, Jon Date: 2022.05.18 10:16:42 -08'00'	
	REGION 10	Jones.Jon@epa.gov	(907) 271-6329
Additional Persons Participating in Inspection:			
Supervisor Review:			
Jen Sullivan	Jennifer A Sullivan	Digitally signed by Jennifer A Sullivan Date: 2022.05.19 13:08:21 -07'00'	
	REGION 10	Sullivan.Jennifer.A@epa.gov	(206) 553-6978

SECTION I – INTRODUCTION**Purpose of the Inspection/Objective**

Type of inspection: CEI - Compliance Evaluation Inspection

This was a Resource Conservation and Recovery Act (RCRA) inspection. The facility was inspected to ensure compliance with standards for hazardous waste generators and universal waste management (40 C.F.R. Part 262 through 273) and used oil management (40 C.F.R. Part 279). The inspection was conducted as part of a Core Program requirement for FY 2022.

Attendees

Title	Name	Phone	Email	Present in Opening Conf.	Present in Closing Conf.
Lead Inspector	Jon Jones	9072716329	Jones.Jon@epa.gov	Yes	Yes
Site Manager	Nelson Bjork	(907) 586-2800	nelson.bjork@deltawestern.com	Yes	Yes
Operations Manager	Tyman Comstock	(907) 586-2800	tymanc@deltawestern.com	Yes	No

Opening Conference

EPA Lead Inspector Jon Jones arrived at the Delta Western, LLC - Juneau Bulk Facility at 09:47 AM (AKT) on 04/14/2022 for an inspection. I presented my credentials to Mr. Tyman Comstock, Operations Manager and informed him that this was an EPA RCRA inspection. We were joined soon after by Mr. Nelson Bjork, Site Manager. The table above presents all the opening and closing conference inspection participants.

Facility/Site Description

Delta Western, LLC – Juneau Bulk Facility is a bulk fuel terminal in Juneau, AK. Additional information about the facility can be found on their website at <https://www.deltawestern.com/>.

Facility Info

Number of employees	8
Weather Conditions	Sunny and cool
Operating Hours	Monday through Friday from 8:00 a.m. to 5:00 p.m., Saturday 8:00 a.m. to 5:00 p.m. (Terminal only).
Safety Training Provided to Inspector(s)?	No
What type of generator facility notified?	Very Small Quantity Generator (VSQG)
What type of	Verified as a VSQG by Mr. Tyman Comstock, Operations Manager.

generator facility verified as?	
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Process Description

According to Messrs. Bjork and Comstock, wastes generated at the facility include:

- Used oil recycled thru Emerald Services in Seattle via Alaska Marine Lines (AML).
- Absorbent pads contaminated with either oil or diesel fuel burned in an onsite smart ash burner.
- Sodium vapor, fluorescent, and LED lamps
- Empty aerosols are disposed of into the trash as a solid waste. The facility does not puncture waste aerosols. Periodic cleanouts that include waste aerosols, that might may not be empty, go to the local household hazardous waste (HHW) facility at the local landfill.

During the opening conference I photographed a facility map which is included in the photo log.

During the inspection of the facility, I was accompanied by Mr. Bjork.

During the inspection I looked at the facility's processes, in addition to hazardous waste management practices, generation points, and accumulation areas. I looked for wastes that facility representatives had not yet identified or designated as hazardous. I also observed the facility's used oil management. At the time of the inspection the facility was not managing any waste as a universal waste. Specifically, I inspected the following areas of the facility listed below.

Photo(s)

1. [IMG-20220414100153153524469.jpg](#)

Building(s)

Building/Area/Sub-area	Process Description	Area of Concern
Load rack and tank farm	Used oil storage tank	No
Office/Warehouse	Warehouse is the accumulation area for any wastes generated that are ultimately disposed of at the HHW facility.	No
Tank Farm	Area where fuel product is stored in tanks.	No
Southwest side of the facility, just outside the tank farm perimeter.		No

SECTION II – OBSERVATIONS AND RECORDS REVIEW**Observations**

Building: Load rack and tank farm	Contains CBI: No
Observation #: JJ1-OB-001	Date: 04/14/2022
While inspecting the area, I saw a Used Oil storage tank. According to Mr. Bjork the tank has a capacity of 6,000 gallons. The container was labeled with the words "Used Oil."	
Photo(s)	

1. [IMG-202204141029012911074586.jpg](#)

Building: Tank Farm/Southwest side of the facility, just outside the tank farm perimeter. **Contains CBI:** No

Observation #: JJ1-OB-002

Date: 04/14/2022

While inspecting the area outside the bermed perimeter of the tank farm, I saw a blue, 55-gallon container that was on a pallet. The container had some sort of white liquid staining that appeared to have been splashed on or run down the exterior surface of the container. I jostled the container back and forth and could hear the contents sloshing back and forth. It felt as though it was approximately half full of a liquid. The exterior of the container was void of any markings or labeling and I asked Mr. Bjork if he knew what kind of liquid the container held. Mr. Bjork told me he thought it was leftover waste paint and solvent from a previous project in which a contractor came out and applied a sealer to the interior of the tank farm's secondary containment.

He went back to the office to ask Mr. Comstock about the container. Mr. Bjork returned and opened the bung on the container to determine what the container held. He used the light on his iPhone to see what was in the container and said it appeared to be white paint. He waved his hand over the opening and at that point I could smell a solvent odor. Mr. Bjork concurred that it was some type of solvent that was mixed with paint/coating.

Mr. Comstock confirmed that the container held some waste paint related material. Mr. Comstock contacted the contractor that had performed the job and he said the contractor told him it was a mix of the product that had been used to seal the surface of the tank farm's secondary containment and Methyl Ethyl Ketone (MEK) used to clean the paint guns.

I asked for an SDS for the product used and Mr. Comstock had the contractor provide one during the inspection.

During the inspection, I explained to Mr. Bjork that my concern was the amount of waste in the container and that if more than 220 pounds had been generated, his facility's generator category would have moved up to Small Quantity Generator.

Following the inspection, on 4/14/2022, Mr. Bjork worked with AML to have a forklift scale brought over to weigh the container. Mr. Bjork called me on the afternoon of 4/14/2022 to tell me that the weight of the container, after subtracting the weight of the pallet, was 215 pounds, including the weight of the container. . Mr. Bjork followed up with an email on 4/14/2022 that included a description of what he spoke to me about as well as photo documentation of weighing the container, the container weight, and verification that the scale used was certified.

Photo(s)

1. [IMG-2022041410453945391077819.jpg](#)
2. [IMG-2022041410455345531263325.jpg](#)
3. [IMG-2022041410472047201105380.jpg](#)

Records Review

The facility was verified as VSQG, and no records were reviewed.

SECTION III – AREAS OF CONCERN

I observed no areas of concern at the time of the inspection.

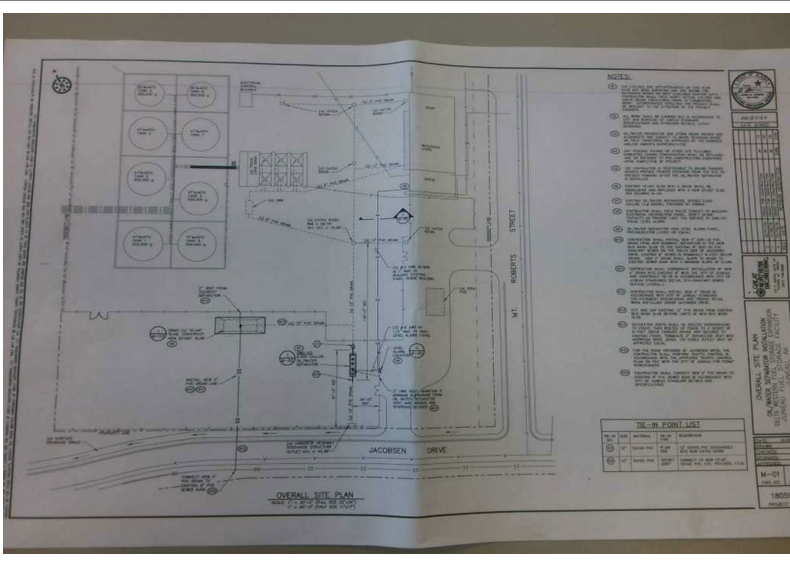
SECTION IV – FOLLOW UP

I observed no follow up at the time of the inspection.

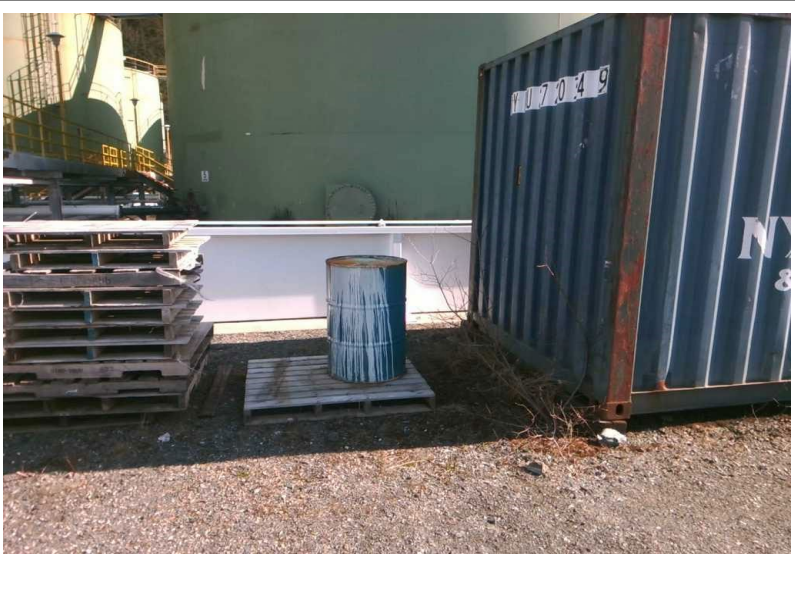
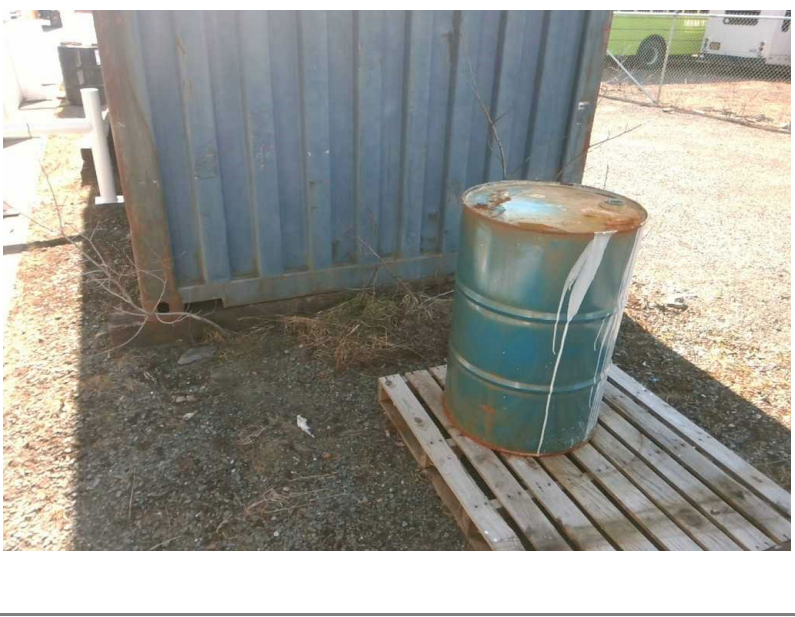
Closing Conference

At the conclusion of the inspection, I conducted a closing conference that was attended by those listed in the Attendees table, in Section I of this report. I thanked Mr. Bjork for his time and cooperation during the inspection and we discussed the potential area of concern that if the weight of the waste paint and solvent mixture exceeded 220 pounds, then the facility's generator category would have moved up to at least Small Quantity Generator. I then explained the follow-up process that would take place once I finished the report. I explained they would receive a copy of the report as would a case officer. I told Mr. Bjork the case officer would review the report to determine if any areas of concern documented violations.

SECTION V – SAMPLING ACTIVITIES AND ANALYTICAL RESULTS - No sampling was conducted.**SECTION VI – LIST OF APPENDICES****Photo Log**

[Title] IMG-20220414100153153524469.jpg 04/14/2022 10:01 AM (AKT) Jon Jones Office/Warehouse No CBI No PII View of facility layout.	
[Title] IMG-2022041411195919591206201.jpg 04/14/2022 11:19 AM (AKT) Jon Jones Tank Farm/Southwest side of the facility, just outside the tank farm perimeter. No CBI No PII View of the container bung opening (Photographed while Mr. Bjork attempted to view the contents of the container).	
[Title] IMG-2022041411201720171168177.jpg 04/14/2022 11:20 AM (AKT) Jon Jones Tank Farm/Southwest side of the facility, just outside the tank farm perimeter. No CBI No PII Close-up view of the container bung opening (Photographed while Mr. Bjork attempted to view the contents of the container).	

[Title] IMG-20220414113906396160320.jpg 04/14/2022 11:39 AM (AKT) Jon Jones Tank Farm/Southwest side of the facility, just outside the tank farm perimeter. No CBI No PII Close-up view looking into the container through the bung opening (Photographed while Mr. Bjork attempted to view the contents of the container using an iPhone light).	
[Title] IMG-202204141139143914107154.jpg 04/14/2022 11:39 AM (AKT) Jon Jones Tank Farm/Southwest side of the facility, just outside the tank farm perimeter. No CBI No PII View of the container contents, illuminated by Mr. Bjork's iPhone light.	
[Title] IMG-202204141029012911074586.jpg 04/14/2022 10:29 AM (AKT) Jon Jones Load rack and tank farm No CBI No PII View of used oil storage tank.	

[Title] IMG-2022041410453945391077819.jpg 04/14/2022 10:45 AM (AKT) Jon Jones Tank Farm/Southwest side of the facility, just outside the tank farm perimeter. No CBI No PII View of the 55-gallon container that held waste paint related material (Mix of MEK/coating from paint gun cleaning).	
[Title] IMG-2022041410455345531263325.jpg 04/14/2022 10:45 AM (AKT) Jon Jones Tank Farm/Southwest side of the facility, just outside the tank farm perimeter. No CBI No PII Another view of the 55-gallon container that held waste paint related material (Mix of MEK/coating from paint gun cleaning).	
[Title] IMG-2022041410472047201105380.jpg 04/14/2022 10:47 AM (AKT) Jon Jones Tank Farm/Southwest side of the facility, just outside the tank farm perimeter. No CBI No PII Another view of the 55-gallon container that held waste paint related material (Mix of MEK/coating from paint gun cleaning).	

Document Log

Inspection Date(s):

04/14/2022 - 04/14/2022

Document Type	Document Name	Contains CBI	Contains PII	Uploaded By	Date Received
Other - Safety Data Sheet	Envirolastic SDS.pdf	No	No	Jon Jones	04/21/2022
Communications	Delta Western Juneau-EPA Review.pdf	No	No	Jon Jones	04/21/2022