



DEPARTMENT OF ENVIRONMENTAL PROTECTION

Monthly Enforcement Report

for actions during February and March 2025

ISSUED: April 17th, 2025

This report has been prepared to satisfy a statutory obligation under 38 M.R.S. § 349(7) that the Maine Department of Environmental Protection inform the public of certain enforcement resolutions. Please contact Ronald Mongeon at (207) 530-3138 or ronald.mongeon@maine.gov for additional information regarding the activities listed in this report.

The following cases were resolved to achieve compliance with the law, remediate environmental damage, restore natural resources to appropriate conditions, and/or impose penalties to deter similar actions in the future.

Consent Agreements Approved by the Board of Environmental Protection and Office of the Attorney General (party followed by location):

Southern Maine Specialties, Inc., Gorham, Cumberland County, Maine. Southern Maine Specialties, Inc. (SMS) operates a metal finishing, electroplating, plating, polishing, anodizing and coloring facility with its principal location in Gorham, Maine. SMS is a generator of hazardous waste and universal waste, including but not limited to, hazardous waste debris/sludge, waste cyanide solution, waste corrosive solution, waste oxidizing solution, and waste lamps. As a result, SMS is subject to Maine's *Hazardous Waste, Septage and Solid Waste Management Act*, 38 M.R.S. §§ 1301 through 1319-Y and *Hazardous Waste Management Rules*, 06-096 C.M.R. ch. 850-858. During a compliance inspection on September 13, 2023 Department staff observed the following: containers of hazardous waste that had full dates more than 90 days prior to inspection; a lack of appropriate signage; numerous containers not appropriately labeled; a lack of detailed inspection logs; a lack of a tally of the number of universal wastes stored on-site; areas in which containers were inaccessible for inspectors; unboxed universal waste lamps; broken glass from universal waste lamps on the floor; the Contingency Plan presented to inspectors was out of date and needed multiple updates; the inspection log covered all areas and did not include the time of inspection; the floor of the facility was cracked and peeling in many spots compromising its ability to function properly; the facility failed to send mutual aid agreement letters annually and in writing to the necessary organizations accompanying the contingency plans; high level alarms did not appear to be tested; tanks, trenches and sewer lines were not properly inspected or tested; maintenance on tanks was not timely performed; and many containers of universal wastes had no accumulation or full dates present or visible. The above listed activities represented violations of Maine's *Hazardous Waste, Septage and Solid Waste Management Act*, 38 M.R.S. §§ 1301 through 1319-Y and *Hazardous Waste Management Rules*, 06-096 C.M.R. ch. 850-858. To resolve these violations, SMS agreed to pay to the Treasurer, State of Maine, c/o Hazardous Waste Fund, a civil monetary penalty of forty-nine thousand nine hundred twenty dollars (\$49,920.00). In addition, SMS completed the following corrective actions: Shipped off hazardous waste from the HWSA; Posted a 'No Smoking' sign at the HWSA; Marked aisles for proper alignment in HWSA; Shipped Universal Waste from the UWSA; Shipped Universal Waste lamps from the UWSA; Created inspection log for UWSA;



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Cleaned and properly disposed of broken glass; Properly adhered to the SAA requirements; Updated the contingency plan; Updated and corrected Hazardous Waste inspection logs; Installed containment skids, assuring the Department of concrete's condition; Sent proof of mutual aid agreements in writing; Inspected high-level alarms and implemented inspection process; Inspected tanks/trenches and implemented inspection process; Hired a company to inspect sewer lines; Removed buckets, tested contents, water non-hazardous; and Shipped off all PCB ballasts.

Casco Bay Steel Structures, Inc., South Portland, Cumberland County, Maine. Casco Bay Steel Structures, Inc. (Casco Bay) operates two steel bridge fabrication facilities in Maine, with its principal location in South Portland, Maine. Casco Bay is a generator and treater of hazardous waste, including but not limited to, ignitable paints, non-halogenated solvents, still bottom sludges from the solvent distillation unit, and universal wastes. As a result, Casco Bay is subject to Maine's *Hazardous Waste, Septage and Solid Waste Management Act*, 38 M.R.S. §§ 1301 through 1319-Y and *Hazardous Waste Management Rules*, 06-096 C.M.R. ch. 850-858. During a compliance inspection on January 27, 2023 Department staff observed the following: a failure to determine if wastes generated were hazardous; the treating and disposing of hazardous waste on-site without a license; a failure to store hazardous waste in properly labeled and packaged containers; a failure to utilize hazardous waste manifests to ship hazardous waste off site; a failure to utilize licensed hazardous waste transporters; a failure to send hazardous waste to an authorized hazardous waste disposal facility; failure to have appropriate signage; a failure to maintain appropriate training programs for employees handling hazardous waste; a failure to conduct and properly record weekly inspections; and a failure to request mutual aid arrangements for emergency services. The above listed activities represented violations of Maine's *Hazardous Waste, Septage and Solid Waste Management Act*, 38 M.R.S. §§ 1301 through 1319-Y and *Hazardous Waste Management Rules*, 06-096 C.M.R. ch. 850-858. To resolve these violations, Casco Bay agreed to pay to the *Treasurer, State of Maine, c/o Hazardous Waste Fund*, a civil monetary penalty in the amount of forty-seven thousand dollars (\$47,000.00). In addition, Casco Bay completed the following corrective actions: discontinued the treating of hazardous waste still bottoms through evaporation; installed appropriate signage; installed a two-way radio in close proximity of the Hazardous Waste Storage Area; provided examples of completed inspections; provided logs of employee training; and provided email delivery receipts for requests of mutual aid agreements.