

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL

STATE OF WYOMING

IN THE MATTER OF THE
NOTICE OF VIOLATION
ISSUED TO:

SKY HARBOR SERVICE, INC.
3915 EVANS AVENUE
CHEYENNE WY 82001

DOCKET NO. 3913-06

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

On 6/1/2006, WDEQ/SHEWD representative, Mr. Tim Link, conducted an inspection of the Sky Harbor Service, Inc. aircraft service facilities located at 3915 Evans Avenue and the airplane paint stripping activities located at 202 E. 8th Avenue, Cheyenne, Wyoming. United States Environmental Protection Agency (USEPA) representative, Ms. Linda Jacobson, was also present during the inspection. The inspection was conducted to evaluate compliance with the Wyoming Hazardous Waste Rules and Regulations (HWRR), Chapter 8, Hazardous Waste Generator requirements and Chapter 12, Used Oil Management Standards. During the 6/1/2006 inspection, the following violations were found:

1. There was evidence the Small Quantity Generator (SQG) accumulates greater than 6,000 lbs of HW for greater than 180 or 270 days. There was evidence the Large Quantity Generator (LQG) accumulates hazardous wastes greater than 90 days. [HWRR, Chapter 8, Section 3(e)(ii), 3(e)(iv) and (v)]. There were nineteen (19) drums containing hazardous waste and the hazardous waste was being stored for longer than 1 year's time, exceeding the hazardous waste accumulation time period.

2. Containers of 110 gallons or less have not been marked with the required Hazardous Waste label(s). "HAZARDOUS WASTE-Federal Law Prohibits Improper Disposal. If found, contact the nearest police or public safety authority or the US Environmental Protection Agency Generator name(s) and address(es), Manifest Document Number". [HWRR, Chapter 8,



Section 3(c)(ii), § 3(c)(i)(C)] There were sixteen (16) drums containing listed hazardous paint solvent waste that did not have the required hazardous waste labels.

3. The hazardous waste containers used to temporarily store waste before transport, were not clearly dated. [HWRR, Chapter 8, Section 3(c)(i)(B)] There were nineteen (19) drums containing hazardous waste that did not have the required waste accumulation start date on the containers.

4. The facility was unable to provide adequate evidence that the generator took the required steps to contain the used oil release, clean up and properly manage the released used oil and other materials, and to repair/replace any leaking used oil container/tanks before returning them to service. [HWRR, Chapter 12, Section 11(c)(iv)(A)-(D)]

5. The generator does not adequately inspect containers for leakage and corrosion on a weekly basis. [HWRR, Chapter 8, Section 3(c)(iv)(B), 1110(e)] There was no information to indicate weekly inspections of the nineteen (19) drums of hazardous waste were being performed.

6. The following required information was not posted next to the phone: the name and phone number of the emergency coordinator; location of fire extinguishers, spill control equipment, and/or a fire alarm (if necessary) and the phone number of the fire department. [HWRR, Chapter 8, Section 3(c)(iv)(E)(ii)(1)-(3)]

7. The hazardous waste generator does not keep biennial reports for a period of at least three years. [HWRR, Chapter 8, Section 4(a)] The manifest records indicate that LQG amounts were generated and shipped out on September 16, 2005 and there was no evidence that the biennial report had been filed.

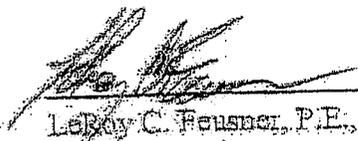
8. The containers, above ground tanks, and Underground Storage Tank (UST) fill pipes are not labeled or clearly marked with the words "Used Oil". [HWRR, Chapter 12, Section 11(c)(iii)] There were five (5) drums at the 3913 Evans Avenue location and two (2) drums and some buckets at the 202 E. 8th Avenue location, that were not properly labeled.

9. The hazardous waste container in the satellite accumulation area was not properly labeled. [HWRR, Chapter 8, Section 3(c)(iii)(A)]

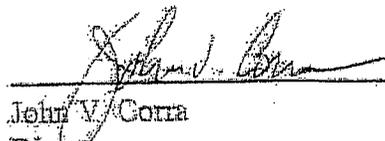
ANY PERSON who violates any provision of the Environmental Quality Act, or any rules, standard, permit, license, or variance adopted thereunder is liable to a penalty of ten thousand dollars (\$10,000) for each day of violation, which penalty may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming; and

THIS NOTICE OF VIOLATION is being sent to you pursuant to Wyoming Statute 35-11-701(c) which requires that in any case of the failure to correct or remedy an alleged violation the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

Signed this 27 day of JUNE, 2006



LeRoy C. Feusner, P.E., BCBE
Administrator
Solid & Hazardous Waste Division



John V. Corra
Director
Dept. of Environmental Quality