

ATTACHMENT E
CONTINGENCY PLAN

RCRA CONTINGENCY

&

EMERGENCY PLAN

for

CONN-SELMER, INC. NOGALES GROUNDWATER REMEDIATION SYSTEM

1310 West Fairway Drive
Nogales, AZ 85621
574-523-0693

Revised/Updated on: March 4, 2009

Prepared by: Tim Bock, Corporate Health, Safety & Environmental Manager

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NAME: Conn-Selmer, Inc. Nogales Groundwater Remediation System

LOCATION: 1310 West Fairway Drive, Nogales, AZ 85621

EPA I.D. AZT000612135

OPERATOR

Tim Bock, Corporate Health, Safety & Environmental Manager

Conn-Selmer, Inc.

600 Industrial Parkway, Elkhart, IN 46515

574-523-0693 work telephone

574-875-8838 home telephone

**EMERGENCY COORDINATOR
(PRIMARY)**

Matthew F. Wallace

Verdad Group, LLC

1030 E Mill St., Tucson, AZ 85745

520-743-8553 work

520-241-0505 24-hour mobile

**EMERGENCY COORDINATOR
(SECONDARY)**

William J. Taylor

Verdad Group, LLC

1030 E Mill St., Tucson, AZ 85745

520-743-8553 work

520-400-3263 24-hour mobile

The Emergency Coordinators serve as chief of emergency personnel at the Conn-Selmer, Inc. (CSI) Nogales Groundwater Remediation System (GWRS). They have been given authority to expend funds and recruit trained employees in the event an incident requires implementation of the Contingency Plan. Due to the permanent shutdown of plant production activities and sale of the property, the Emergency Coordinators also oversee the daily operation and maintenance (O&M) of the groundwater extraction system, as well as all required water sampling. The emergency coordinators are thoroughly familiar with all aspects of the contingency plan, all operations and activities at the facility, including the location, and characteristics of waste handled, the location of all records within the facility, and the facility layout.

DESCRIPTION OF FACILITY:

Conn-Selmer, Inc. is a Delaware corporation. The Nogales facility permanently ceased manufacturing operations in 2004. The only activities on-site today are associated with operation of a groundwater remediation system. Any hazardous waste generated today would be non-routine, such as replacement of the packing material from the stripping towers. Used fluorescent light bulbs are occasionally generated from the control room and managed as Universal Waste.

PURPOSE

The purpose of this plan is to minimize hazards to human health or the environment from spills, fires, explosions or any unplanned sudden or non-sudden release of hazardous wastes, and to comply with State and Federal regulations. This plan includes lists of emergency personnel and response organizations (pages 2 & 4), and includes an emergency plan (pages 2-4); a listing of emergency equipment and where it is located (page 5); and reporting requirements.

IMPLEMENTATION OF THE CONTINGENCY PLAN

The Contingency Plan will be implemented if an incident might threaten human health or the environment. The Emergency Coordinator has full authority to make this decision. The Contingency Plan must be implemented whenever an incident might involve hazardous waste anywhere on the Groundwater Remediation System. Depending on the degree of seriousness, the following potential emergencies might call for the implementation of the contingency plan: spills, leaks, fires, and explosions.

Immediately upon discovery of an imminent or actual emergency:

Emergency Response Organizations will be called as appropriate to respond initially (see page 4). The Emergency Coordinator will immediately respond to the call and assess the situation. Concurrent to assessing the situation by identifying the character, exact source, amount and extent of any released material, the Emergency Coordinator will bring to bear emergency personnel as needed to respond to the incident. The Emergency Coordinator will also make an assessment of possible threats to human health and the environment. If the incident could threaten the environment or human health outside the confines of the Conn-Selmer, Inc. Nogales Groundwater Remediation System, the Emergency Coordinator will contact the Nogales Fire Department, the Nogales Police Department, Santa Cruz County Emergency Management, and the Arizona Department of Environmental Quality (ADEQ). In addition, the Carondelet Holy Cross Hospital will be notified if injuries have occurred from the emergency, or if evacuation becomes necessary (see Emergency Response Organizations, page 4).

If a release of a hazardous substance occurs that exceeds the Reportable Quantity (RQ), the Emergency Coordinator will immediately notify the National Response Center and the ADEQ Office of Emergency Response (see Emergency Response Organizations, page 4). The report will include the following information:

- Name, address, and telephone number of owner/operator.
- Name, address, and telephone number of the facility.
- Date, time, and type of incident.
- Name and quantity of material involved.
- An assessment of actual or potential hazards to human health and the environment.
- Estimated quantity and disposition of recovered material that resulted from the incident.

During the Emergency Control Phase

The Emergency Coordinator will take all necessary measures to contain the hazard and to prevent its spread beyond the Groundwater Remediation System. The Emergency Coordinator is instructed to acquire gloves, boots, safety glasses, and other required safety equipment prior to responding to an emergency. In case of a spill of flammable or toxic solvent waste, the Emergency Coordinator will ensure that absorbent materials are placed on the spill. If the spill is from a leaking or damaged container, it will be immediately overpacked. If the spill is due to a tank being ruptured, an outside spill contractor will be contacted immediately to empty the tank (see Emergency Response Organizations, page 4).

Following Attainment of Control

Following containment and control of the emergency, the Emergency Coordinator will provide for collection, treatment and disposal of the waste and contaminated soil, water or other materials by emergency personnel or outside contractor, as appropriate. The Emergency Coordinator will ensure that emergency personnel restore all emergency equipment to full operational status. The Emergency Coordinator will investigate the cause of the emergency and will take steps to prevent a recurrence of such or similar incidents. The Emergency Coordinator will make sure that cleanup and restoration have progressed at least to the point of not jeopardizing the health and safety of the facility employees and that EPA, ADEQ, and local authorities have been notified before permitting resumption of the operations affected by the emergency (see Emergency Response Organizations, page 4).

If the facility stops operations in response to a fire, explosion or release, the Emergency Coordinator must monitor for leaks, pressure buildup, gas generation or rupture in valves, pipes or other equipment. Immediately after an emergency, the Emergency Coordinator must provide for treating, storing or disposing of recovered waste.

The Operator will note in the operating record the time, date, and details of any incident that requires implementation of the contingency plan.

POST-INCIDENT REPORTING

Within fifteen (15) days of any incident requiring implementation of this contingency plan, the Operator will file a report with the EPA regional administrator and the ADEQ Assistant Commissioner of the Office of Solid and Hazardous Waste Management (OSHW). The report will include the following information:

- Name, address, and telephone number of owner/operator.
- Name, address, and telephone number of the facility.
- Date, time, and type of incident.
- Name and quantity of material involved.
- An assessment of actual or potential hazards to human health and the environment.
- Estimated quantity and disposition of recovered material that resulted from the incident.

A full written notice will also be made within 15 days, and shall include an update of the initial notice, including:

- Actual response actions taken
- Any known or anticipated acute or chronic health risks associated with the release
- Advise regarding medical attention necessary for exposed individuals
- Time and duration of release
- Media into which release occurred

EMERGENCY RESPONSE ORGANIZATIONS

Nogales Fire Department
777 N. Grand Ave.
Nogales, AZ, 85621
Telephone number 911 or 520-287-6548

Nogales Police Department
777 N. Grand Ave.
Nogales, AZ, 85621
Telephone number: 911 or 520-287-6548

Southwest Hazard Control Inc. (Spill Contractor)
2500 N. Coyote Dr. #101
Tucson, AZ, 85745
Telephone 800-279-5266 or 520-622-3607

Carondelet Holy Cross Hospital
1171 W. Target Range Rd.
Nogales, AZ, 85621
Telephone 520-287-2771

National Response Center
Telephone 800-424-8802

Santa Cruz County Emergency Management
2150 N. Congress Dr., Suite 110
Nogales, AZ, 85628
Telephone 520-761-7800

Arizona Department of Environmental Quality
1110 W. Washington St
Phoenix, AZ 85007-2935
Telephone 800-234-5677 or 602-771-2300

U.S. EPA Region 9
75 Hawthorne Street
San Francisco, CA 94105
Telephone 415-947-8021
24-Hour Environmental Emergencies Telephone 800-300-2193

EMERGENCY EQUIPMENT

Fire Control Equipment

To provide response to small fires, a wall-mounted, hand-held fire extinguisher is available in the office area of the Groundwater Remediation System.

Spill Control Equipment

To provide response to spills and leaks, a supply of spill absorbing materials, shovel, broom, overpack drum, pipe and tank temporary leak repair kit is available in the office area of the Groundwater Remediation System.

Personal Protection Equipment

To provide the Emergency Coordinator with protection when responding to emergency spills, coveralls, disposable boots, gloves, and goggles are available in the office area of the Groundwater Remediation System.

First Aid

To provide for minor injuries, a basic first aid kit is available in the office area of the Groundwater Remediation System.

AMENDMENT OF CONTINGENCY PLAN

The contingency plan must be reviewed and immediately amended, if necessary, whenever:

- Applicable regulations are revised.
- The plan fails in an emergency.
- The facility changes-in its design, construction, operation, maintenance or other circumstances, in a way that materially increases the potential for fires, explosions, or releases of hazardous waste or hazardous waste constituents, or changes the response necessary in an emergency.
- The list of emergency coordinators changes.
- The list of emergency equipment changes.

COORDINATION AGREEMENT AND TELEPHONE NUMBERS

This contingency plan has been distributed to the following agencies, via U.S. Certified Mail. Any revisions made will be distributed accordingly.

- **The City of Nogales Fire Department** has been given the updated contingency plan, dated March 2009, and will respond in an emergency.
- **The Nogales Police Department** has been given the updated contingency plan, dated March 2009, and will respond in an emergency.
- **Southwest Hazard Control Inc.** has been given the updated contingency plan, dated March 2009, and will respond in an emergency.
- **Carondelet Holy Cross Hospital** has been given the updated contingency plan, dated March 2009. They would respond in the event of an emergency, and they have in place a contingency plan for responding to evacuations.
- **Santa Cruz County Emergency Management** has been given the updated contingency plan, dated March 2009, and will respond in an emergency.
- **Arizona Department of Environmental Quality, Office of Emergency Response Management** has received an updated contingency plan, dated March 2009.

APPENDIX "A"

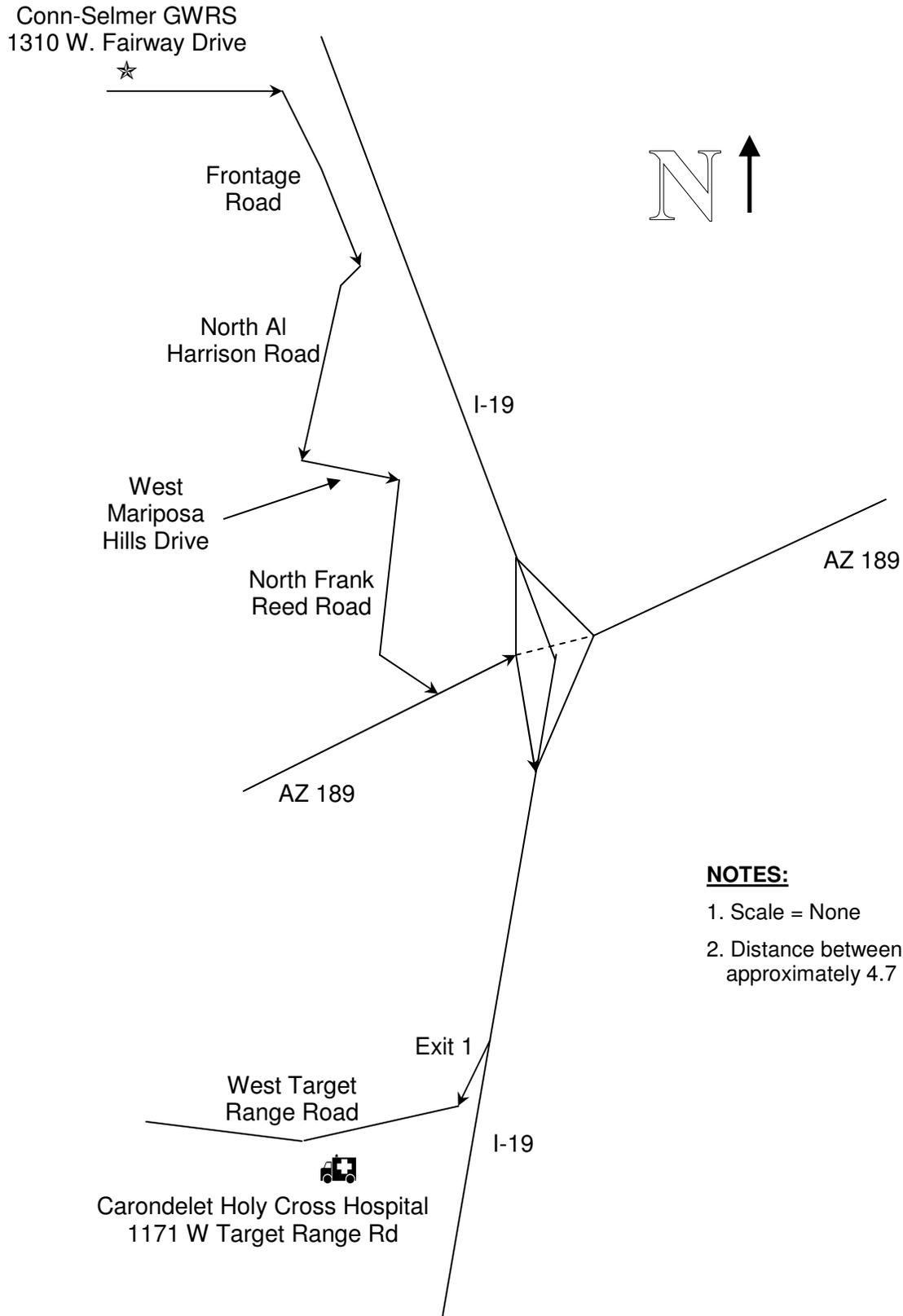
HAZARDOUS WASTE MANAGEMENT JOB DESCRIPTIONS AT CONN-SELMER, INC. NOGALES GROUNDWATER REMEDIATION SYSTEM

TITLE: Emergency Coordinator

NAME: Matthew Wallace, William Taylor

<p>RESPONSIBILITIES</p> <p>A. Whenever there is an imminent or actual emergency, the Emergency Coordinator must immediately activate internal alarm and communication systems, and notify appropriate state & local agencies.</p> <p>B. Whenever there is a waste release, fire or explosion, the Emergency Coordinator must identify the character, source, amount and extent possible hazards to human health or the environment. Should he conclude that such hazards exist, he must report his findings to the appropriate officials.</p> <p>C. The Emergency Coordinator must take measures to contain the release and decontaminate the affected areas of facility.</p> <p>D. The Emergency Coordinator of our facility must assist the Operator in notifying the EPA RCRA Regional Administrator in writing within 15 days after an implementation of the contingency plan.</p> <p>E. The Emergency Coordinator is responsible for assisting the Operator in record keeping and manifesting of all hazardous waste material.</p> <p>F. If the facility stops operations in response to a fire, explosion or release, the Emergency Coordinator must monitor for leaks, pressure buildup, gas generation, or ruptures in valves, pipes, or other equipment.</p> <p>G. Immediately after an emergency, the Emergency Coordinator must assist the Operator in providing for treating, storing, or disposing of recovered waste.</p>	<p>SKILL</p> <ul style="list-style-type: none">• Reading and writing ability• Ability to detect Hazardous Waste release• On-the-job training <p>EDUCATION</p> <ul style="list-style-type: none">• Ability to read and write• OSHA 40-hr Hazardous Waste Operations Training (current)
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APPENDIX "B"
MAP: CONN-SELMER GWRS TO CARONDELET HOLY CROSS HOSPITAL



NOTES:

1. Scale = None
2. Distance between the two points is approximately 4.7 miles