Kodak

February 20, 2013

Office of Waste Programs Enforcement
RCRA Enforcement Division (OS-520)
Environmental Protection Agency
USEPA Ariel Rios (5101)
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Subject: 2012 Hazardous Waste Export Report

Dear Sir or Madam:

Enclosed is the EPA Annual Report of Hazardous Waste Exports for the Kodak Park Division of Eastman Kodak Company. This submission covers exports of hazardous waste made during the calendar year 2012.

If any further information is required, please contact Ari Cheremeteff at (585) 477-9551 or email ariadna.cheremeteff@kodak.com.

Sincerely,

Thomas C. Smithgall
Health, Safety and Environment
Eastman Kodak Company

TCS/AC:
Enclosure

received
SDM 2/28/2013

ANNUAL REPORT OF HAZARDOUS WASTE EXPORTS FOR 2012

1. Legal Name and Mailing Address:

Name: Eastman Kodak Company
EPA ID: NYD980592497
Mailing Address: 1669 Lake Avenue
Building 83, Floor 11
Rochester, New York 14650-2203

2. Date and State of Incorporation:

01/01/1881
New York

3. Name and Address of the Registered Agent:

Eastman Kodak Company
1669 Lake Avenue
Rochester, New York 14652-3509

4. Name and Mailing Address of Each Foreign Facility to which Eastman Kodak Company Exported Hazardous Waste During the 2012 Calendar Year:

CONSIGNEE #1

Name: Xstrata Canada Corporation
EPA ID: FC0CANADA001
Address: Horne Smelter
156 Marcel-Baril Avenue
Rouyn-Noranda
Canada, QC J9X 7C1

TRANSPORTER #1

Name: Laidlaw Carriers Tank GP, Inc.
EPA ID: MIK918959883

TRANSPORTER #2

Name: Laidlaw Carriers Bulk GP, Inc.
EPA ID: MIK621327675

TRANSPORTER #3

Name: Tonawanda Transport, Inc.
EPA ID: NYD097644801

TRANSPORTER #4:

Name: Hazmat Environmental Group, Inc.
EPA ID: NYD980769947

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5. Copies of EPA Acknowledgement of Consent Documents are Included in Attachment 1.

6. Annual Reports for 2012:

WASTE/SHIPPING INFORMATION:

A) <u>WASTE STREAM #1:</u>

Description of Waste: Ash Dried Wastewater Treatment Sludge
EPA Waste Codes: F001, F002, F004, F005, F006, F007, F008, F009, F011, F012, F019, F039, K156, K157, K158, K159, U003, U004, U006, U007, U009, U011, U012, U014, U017, U018, U019, U021, U022, U028, U037, U039, U041, U043, U044, U047, U048, U050, U052, U053, U061, U063, U066, U067, U068, U069, U070, U071, U072, U075, U076, U077, U078, U079, U080, U081, U083, U088, U091, U093, U094, U095, U098, U101, U102, U103, U107, U108, U115, U118, U119, U120, U122, U123, U128, U129, U130, U131, U133, U136, U138, U140, U141, U147, U148, U149, U152, U153, U156, U157, U159, U160, U162, U165, U166, U167, U168, U169, U170, U171, U182, U185, U187, U188, U190, U191, U193, U194, U196, U197, U200, U201, U202, U208, U209, U210, U211, U218, U219, U220, U221, U223, U225, U226, U227, U228, U236, U244, U246, U278, U279, U328, U353, U359, U404.
DOT Shipping Name: Waste Environmentally Hazardous Substances, Solid, N.O.S., 9, UN3077, III, RQ, F001, F002, F004, F005, F006, F007, F008, F009, F011, F012, F019, F039, K156, K157, K158, K159, U003, U004, U006, U007, U009, U011, U012, U014, U017, U018, U019, U021, U022, U028, U037, U039, U041, U043, U044, U047, U048, U050, U052, U053, U061, U063, U066, U067, U068, U069, U070, U071, U072, U075, U076, U077, U078, U079, U080, U081, U083, U088, U091, U093, U094, U095, U098, U101, U102, U103, U107, U108, U115, U118, U119, U120, U122, U123, U128, U129, U130, U131, U133, U136, U138, U140, U141, U147, U148, U149, U152, U153, U156, U157, U159, U160, U162, U165, U166, U167, U168, U169, U170, U171, U182, U185, U187, U188, U190, U191, U193, U194, U196, U197, U200, U201, U202, U208, U209, U210, U211, U218, U219, U220, U221, U223, U225, U226, U227, U228, U236, U244, U246, U278, U279, U328, U353, U359, U404.

DOT Hazard Class: "9"
DOT ID Code (UN.NA): UN3077

Number of Shipments during the calendar year 2012: 11
Total Volume of this Waste Shipped: 225 tons

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WASTE MINIMAZATION ACTIVITIES (Attachment 2)

___ Not Required
___ Submitted with EPA Biennial Report
_X_ Attached

CERTIFICATION

I certify, under penalty of law, that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware there are possible penalties for submitting false information including the possibility of fine and imprisonment.

Signed: Michael R Lee **Date:** 2/20/2013

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Attachment 1:

Copy of EPA Acknowledgement of Consent Documents for Ash from Wastewater Treatment Sludge Incineration

PLEASE READ THIS NOTE ABOUT THE NUMBER YOU HAVE BEEN ASSIGNED

Your Acknowledgement of Consent (AOC) is enclosed. It has been assigned the following number: 3823/12E/11

- **Future Communications**: Please refer to this number in any communication you have with this office

- **Manifests:** We suggest you put his number on the cover of the manifests (top right corner) which accompany all shipments of hazardous waste made under this AOC. Use of the assigned number on manifests will afford a convenient means for you to collect information on shipments for purposes of assuring compliance with the AOC.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
ENFORCEMENT AND COMPLIANCE
ASSURANCE

Notice to Primary Exporters of hazardous waste from the United States:

Hazardous waste shipments from the U.S. are being returned from Canadian receiving facilities, and EPA has become concerned that many of these return shipments are not in compliance with applicable requirements. The Resource and Conservation and Recovery Act (RCRA) requires tracking of hazardous waste "from cradle to grave", including shipments from (or to) a foreign country. Undocumented returns of hazardous waste into the U.S. are of no less concern to EPA than undocumented imports of hazardous waste from foreign sources.

Primary exporters of hazardous waste will be held accountable for RCRA requirements that apply when their waste is rejected and is subject to return. Where the waste cannot be delivered to the designated Canadian primary or alternate facility, the exporter must comply with Title 40 of the Code of Federal Regulations, Subpart E. Among other things, this requires the exporter to instruct the transporter to revise the *uniform hazardous waste manifest* (EPA Form 8700-22) to identify the new facility or to return the waste to the exporter, in accordance with Section 262.54(g). When an undelivered or rejected shipment is returned to the U.S., Section 262.55(c) requires that the exporter file and *exception report* with:

Office of Enforcement and Compliance Assurance
Office of Federal Activities
International Compliance Assurance Division (MC 2254A)
United States Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

The shipment must also be in conformity with all requirements of Canadian law.

Noncompliance with U.S. requirements may result in an EPA enforcement action of criminal, civil-judicial, or administrative nature. Administrative civil penalties may be assessed at the rate of 537,500 for each shipment and for each day of violation.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
ENFORCEMENT AND COMPLIANCE
ASSURANCE

January 24, 2012

THOMAS C. SMITHGALL
EASTMAN KODAK COMPANY
1669 LAKE AVENUE BUILDING 56,
ROCHESTER, NY US 14652-4543
NYD980592497

Re: Foreign Notice ID:
EPA Notice ID: 003823/12E/11

Dear THOMAS C. SMITHGALL:

This is to acknowledge receipt of your notice, which was received by EPA on December 6, 2011, of intent to export hazardous waste to Canada as required by Title 40, Code of Federal Regulations, Part 262, Subpart E, Section 262.53 promulgated pursuant to the Resource Conservation and Recovery Act (RCRA). In accordance with the U.S.-Canada Bilateral Agreement on the Transboundary Movement of Hazardous Waste, the U.S. Environmental Protection Agency (EPA) forwarded your notice to the Government of Canada and Canada has no objection to your shipment(s) of hazardous waste.

This letter constitutes the EPA Acknowledgment of Consent for the export of the following hazardous waste as specified in your notice:

You may ship this waste to the following receiving facility/foreign importer:

XSTRATA CANADA CORPORATION/HORNE SMELTER
156 MARCEL-BARIL AVENUE,
ROUYN-NORANDA, QC, CA

Shipments may occur during the period from January 24, 2012, to January 23, 2013.

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Please be advised of the following special RCRA requirements for export shipments of hazardous waste. These requirements are found at Title 40 Code of Federal Regulations, Part 262, Subpart E - Exports of Hazardous Waste.

1. If the major terms of the original notice should change, you must renotify EPA. Please send your renotification to: Environmental Protection Agency, Office of Enforcement and Compliance Assurance, Office of Federal Activities, International Compliance Assurance Division (2254A), Ariel Rios Building, 1200 Pennsylvania Avenue, N.W., Washington D.C. 20460, "Attention: Notification to Export" prominently displayed on the front of the envelope. (§262.53(c))
2. The hazardous waste manifest for each shipment must identify the point of departure from the United States in Item 16. (§262.54(c))
3. A copy of this Acknowledgment of Consent must be attached to the U.S. hazardous waste manifest that accompanies each shipment of hazardous waste. (§262.54(h))
4. You must provide the transporter with an additional copy of the manifest for delivery to the U.S. Customs official at the point the hazardous waste leaves the United States in accordance with §263.20(g)(4). (§262.54(i))
5. You must file an exception report with the Office of Enforcement and Compliance Assurance, Office of Federal Activities, International Compliance Assurance Division (2254A), Environmental Protection Agency, Ariel Rios Building, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460, if you have not received a copy of the manifest signed by the transporter stating the date and place of departure from the U.S. within forty-five (45) days from the date it was accepted by the initial transporter; if within ninety (90) days from the date the waste was accepted by the initial transporter, the primary exporter has not received written confirmation from the consignee that the hazardous waste was received; and the waste is returned to the United States. (§262.55)
6. You must file an annual report by March 1 of each year with the Environmental Protection Agency, Office of Federal Activities, International Compliance Assurance Division (2254A), Ariel Rios Building, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460. (§262.56)

All shipments of hazardous waste must conform to all applicable state and federal hazardous waste regulations and transportation requirements, as well as these specific export requirements.

Any questions you may have concerning this Acknowledgment of Consent or other export requirements may be directed to Amanda Finnell, EPA, Office of Enforcement and Compliance Assurance, Office of Federal Activities, International Compliance Assurance Division (2254A), telephone number 202/564-1956, fax number 202/564-0025, finnell.amanda@epa.gov.

Sincerely,

Robert G. Heiss, Director
International Compliance Assurance Division
Office of Federal Activities

Attachment 2:

Certification for Waste Minimization Activities*

*As Required by The New York State Solid and Hazardous Waste Law §27-0908, an Annual Hazardous Waste Reduction Plan (HWRP) is submitted annually by July 1st of each year.

The HWRP for Kodak Park will be submitted for calendar year 2012 (January 1, 2012 – December 31, 2012) by July 1, 2013 to the New York State Department of Environmental Conservation, Division of Solid and Hazardous Materials - Bureau of Hazardous Waste Regulation.

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585-477-3186

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1999 LAKE AVE

ROCHESTER NY 14650

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RCRA ENFORCEMENT (OS-520)

TELEPHONE 202 564 5032

USEPA ARIEL RIOS (5101)

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RCRA ENFORCEMENT
1200 PENNSYLVANIA AVE NW
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WASHINGTON DC 20004 2403

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