

Case Scenario

Supermarket – Food Service Establishment (FSE)

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Environmental Inspector
Watershed Enforcement
May 26, 2016



San José-Santa Clara
Regional Wastewater Facility



Environmental Services

Delivering world class utility services and programs to improve our health, environment, and economy

Site Configuration



FY 14/15 - Initial Inspection



Island Pacific Supermarket
November 05, 2014 10:30 AM



FY 14/15 - Initial Inspection



FY 14/15 - Initial Inspection



City of San Jose's Response (FY 14-15)

Violation and remedial actions issued:

- Garbage can/dumpsters/tallow bin
 - Clean up using dry method
 - Repair (Republic to Replace)

November violation was escalated to a Referral for Administrative Citation (ACR)

- Severity and significant history
- Initial and on Follow Up – Two ACRs
- One Administrative Citation (AC) – Fine

- Relapse: January, 2015: Tallow bin violation – ACR
- Another AC - Fine



Final Follow-up Inspection (FY 14-15)

- Leaking trash bin was replaced.
- Tallow bin grease spills were cleaned up using dry methods and disposed of properly.
- Tallow bin was moved inside of the building.
- Proper spill clean up/storage options for management of both the tallow bin and dumpster were discussed.
- BMP material presented.



FY 15/16 - Initial Inspection



FY 15/16 – Initial Inspection



FY 15/16 – Initial Inspection



FY 15/16 - Initial Inspection



FY 15/16 - Initial Inspection



City of San Jose's Response

Violation and remedial actions issued:

- Garbage can/dumpsters/tallow bin
 - Clean up using dry method
 - Increase frequency of site clean up
 - Close lids
 - Repair (Republic to Replace)

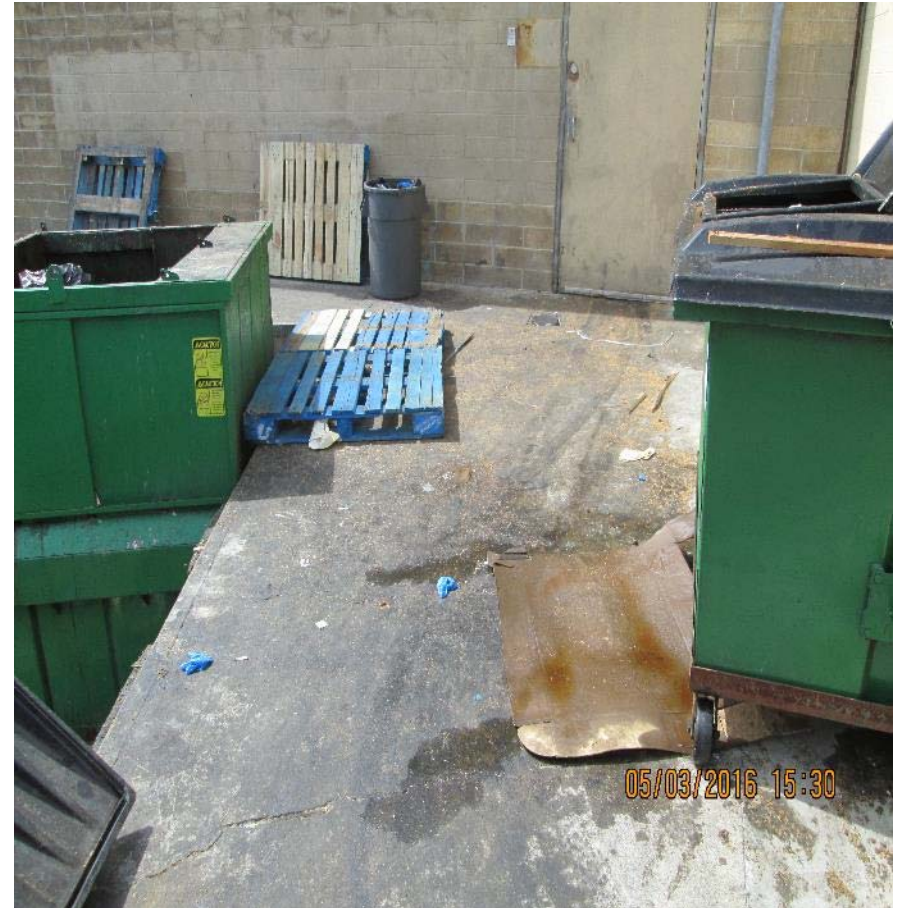
Violation was escalated to a Referral for Administrative Citation (ACR)

- Severity and significant history
- Resulting another AC – Fine

Proper spill clean up/storage options for management of both the tallow bin and dumpster were discussed.



FY 15/16 - No Change at Follow Up Inspection May 3, 2016



- Would you have done anything different during the initial inspection?
- Given no action on follow up, what enforcement action would you take?
- What recommendations would you give the facility for cleaning up the site and preventing future violations?



City of San Jose's Response

Violation was escalated to a second ACR

- No/Inadequate Response (compounding severity and significant history)
- Resulting in two ACs – Fines: \$750 each

Proper spill clean up techniques and storage options for the tallow bin, suggestions for site clean up and dumpster management were again discussed.



Final Follow-up Inspection

- Tallow bin back indoors
- Leaking trash bin was replaced; all lids in place
- 2 – Four cubic yard green dumpster with wheels
- No loose food in dumpster – consider double bagging odor/leaks
- Suggestions for chronic offenders??





The End 😊



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