



DEPARTMENT OF HEALTH

News Release

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For Immediate Release: August 10, 2007

07-56

DOH CITES GARDEN ISLE DISPOSAL FOR VIOLATION OF DEPOSIT BEVERAGE CONTAINER REQUIREMENTS

LIHUE -- The Hawai'i State Department of Health (DOH), Solid & Hazardous Waste Branch, has filed a Complaint and Order against Garden Island Disposal, Inc. for violations of state deposit beverage container requirements.

From August 2005 through March 2006, Garden Island Disposal, Inc., a certified redemption center located at 2666 Niumalu Road in Lihu'e, Kaua'i, used an unapproved deposit beverage container (DBC) weight conversion rate (number of containers per pound) for plastic deposit beverage containers. Garden Island Disposal, Inc. used an unapproved segregated rate of 20 plastic deposit beverage containers per pound while the state's approved and published plastic deposit beverage container segregated rate was 16.6 plastic DBC per pound. Garden Island Disposal, Inc. also used the unapproved plastic deposit beverage container conversion rate to calculate and claim deposit reimbursements and handling fees, which were submitted to the State on monthly report forms. This use of the unapproved rate was a violation.

The DOH has assessed an administrative penalty against Garden Island Disposal, Inc. of \$41,110 for its failure to comply with deposit beverage container requirements. The penalty seeks to recover the amount the state overpaid to Garden Island Disposal, Inc. in the amount of \$15,260 and adds an amount for the gravity of DBC violation(s) based on various factors in the

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case. Garden Island Disposal, Inc. has requested an administrative hearing to contest the Complaint and Order.

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