



FILE COPY

State of Ohio Environmental Protection Agency

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P.O. Box 1049
Columbus, OH 43216-1049

November 5, 2010

Mr. George Powell
Acuity Brands / Holophane- Utica
140 Carey St.
Utica, OH 43080

Dear Mr. Powell:

Re: Holophane- Utica plant (Licking County) CRO [OHD101625200] - RTC

Acuity Brands, Inc. has now completed its obligations for the final cessation of regulated operations (CRO) at the closed Holophane – Utica facility at 140 Carey Street in Utica, Ohio. Acuity submitted a notice of permanent CRO for this facility effective December 8, 2009 and a final certification dated March 11, 2010 (updated effective May 5, 2010) indicating the removal activities were completed. A verification walk-through inspection at the facility was conducted on March 25, 2010, and additional information indicating actions taken to return to compliance was received May 10, 2010.

At this time, the violations previously noted are believed to have been corrected. Staff funding constraints prevented Ohio EPA from revisiting the facility but your letter dated May 6, 2010 has been used to reach these conclusions.

- 1.) **Removal of non-stationary regulated items, ORC 3752.06A)(5) and OAC rule 3745-352-20(A)(2)(d).** All non-stationary equipment, furnishings, containers and motor vehicles that contain a regulated substance were removed as of May 21, 2010. (computers and monitors, soda ash, forklifts, floor-dry absorbent, mercury containing spare parts, a sump pump, jug of cleaning solvent, spray cleaners, propane cylinder, and boiler maintenance chemicals).
- 2.) **Removal of regulated substances from stationary equipment which is to remain at the facility , ORC 3752.06(A)(5) and OAC rule 3745-352-20(A)(2)(d):** Oil contents were removed from a dispensing reservoir on a wall-mounted automatic conveyor lubrication device.
- 3.) **Stationary regulated items which are to remain, ORC 3752.06(A)(5) and OAC rule 3745-352-20(A)(2)(c):** All stationary equipment that will be left containing or contaminated with a regulated substance, have been adequately described (including thermostats, transformers and fire extinguishers).

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

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- 4.) **Posting of warning signage, ORC 3752.07(A) and OAC rule 3745-352-30(B):**
This requirement no longer is applicable since the removal obligations under CRO regulations have now been fulfilled.

As mentioned previously, Ohio EPA is deactivating the hazardous waste generator identification number previously issued to Holophane at this address, since the cessation of regulated operations is complete.

Thank you for taking action to address the violations, and I apologize for the delay in sending this letter. If you have any questions, please contact me at (614) 728-3885.

Sincerely,



J. David Hohmann
Environmental Specialist
Division of Hazardous Waste Management
Central District Office

c: Ralph McGinnis
Steve Rath
CDO File
Steven Smith, Information Officer, Licking Co. LEPC