



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

January 27, 2011

RE: **Second Notice of Violation,
Solutions Plus, Inc, Clermont County**

Mr. Bill Sechrist
Operations Manager
Solutions Plus, Inc.
3907 Bach Buxton Rd.
Amelia, Ohio 45102

Mr. Sechrist,

Ohio EPA is in receipt of Solutions Plus Inc.'s letter dated December 13, 2010 responding to Ohio EPA's November 17, 2010 Notice of Violation. On January 18, 2011 Ohio EPA conducted a return to compliance inspection of Solutions Plus, Inc.

Ohio EPA recognizes that Solutions Plus Inc. has done a considerable amount of work to address Ohio EPA's letter dated November 17, 2010. However, as a result of the inspection I found that Solutions Plus must complete additional work to abate the violation cited in Ohio EPA's November 17, 2010 Notice of Violation.

Solutions Plus, Inc should follow Ohio EPA's recommendations to abate the remaining violation **within 30 days** of receipt of this letter. And, **within 30 days** of receipt of this letter Solutions Plus, Inc. should submit a written response describing how the violation has been abated.

VIOLATION 1-

**Waste Determination
OAC 3745-52-11**

This regulation requires that a generator of waste determine if the waste meets the definition of a hazardous waste.

During the inspection of January 18, 2011 we spoke about the group of several containers (55 gallons containers and smaller) within the fenced lot area near the rear overhead door at the facility. The containers had been gathered from a cleanup of the lot and it is the company's intention to determine the nature of the contents within each container, and determine what can be reused, and what will be disposed of.

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Therefore Solutions Plus, Inc. remains in violation of OAC 3745-52-11 for not determining if any remaining waste is a hazardous waste.

To abate this violation **within 30 days** of receipt of this letter, for each container in the group noted above, determine if the contents can be reused or will be disposed of. For each container that will be disposed of determine if it meets the definition of a hazardous waste. Provide a list of containers, denoting the contents, volumes, whether it can be reused or will be disposed of, and for each that will be disposed of provide the determination if it is hazardous waste. Any hazardous waste must be managed and disposed of as well. Submit a written response explaining Solutions Plus Inc's conclusions. Attached are two links to assist Solutions Plus Inc in making determinations if their waste is hazardous or not.

<http://www.epa.ohio.gov/portals/41/sb/publications/identifyingwaste.pdf>
<http://www.epa.ohio.gov/portals/32/pdf/GeneratorKnowledge6.pdf>
<http://www.epa.ohio.gov/Default.aspx?tabid=3921>

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve you from having to comply with all applicable regulations. If you have questions please feel free to contact me at (937) 285-6082.

Sincerely,



Brian Gitzinger
District Representative
Division of Hazardous Waste Management

cc: Robyn Fox / File

BG/rb