



State of Ohio Environmental Protection Agency

Southwest District

401 East Fifth Street  
Dayton, Ohio 45402-2911

TELE: (937)285-6357 FAX: (937)285-6249  
www.epa.state.oh.us

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

November 30, 2007

RE: **DIVERSAPACK LLC  
LARGE QUANTITY GENERATOR  
OHD004239703  
HAMILTON COUNTY, SWDO  
NOV/FRTC**

Mr. Dale Ott  
Diversapack, LLC  
470 Northland Blvd.  
Cincinnati, Ohio 45240

Dear Mr. Ott:

Thank you for accompanying me during Ohio EPA's November 20, 2007 compliance evaluation inspection (CEI) of Diversapack's facility in Cincinnati, Ohio. I inspected Diversapack (DP) to determine its compliance with Ohio's hazardous waste laws as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC).

I found the following violation of Ohio's hazardous waste laws:

1. **OAC Rule 3745-66-74, Inspections:** A hazardous waste generator must inspect the condition of containers in hazardous waste storage areas weekly and record the results in an inspection log or summary.

During Ohio EPA's November 20, 2007 CEI, DP had some weekly inspections missing from their log. GIP had a gap in their inspection log between July, 3 2007 and August 10, 2007. This gap occurred after the previous environmental contact, Jeffrey Vonderheide left his position at DP.

GIP performed and recorded all hazardous waste storage area inspections from August 10, 2007 until the time of the November 20, 2007 CEI. Additionally, Dale Ott has trained a person as a backup inspector to prevent future gaps in these inspections. These actions **corrected** the above violation.

### General Concerns

1. Ohio EPA does not have information regarding what types of universal waste DP generates. I won't be filling out Section 10.B. of the RCRA Subtitle C Site Identification/Verification Form (copy enclosed) until DP identifies what boxes should be checked to indicate **what types of universal waste DP is generating and/or accumulating.**

Mr. Dale Ott  
November 30, 2007  
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2. Also during the inspection, DP stated that they were in the process of updating their contingency plan. Therefore, **Ohio EPA is requesting DP's updated contingency plan.**

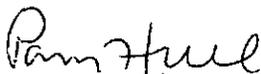
Please submit the information to me ***within 30 days*** of your receipt of this letter regarding the concerns identified above.

You may be able to reduce the waste your company generates. If you find ways to recycle, reduce or eliminate the amount of waste that your company generates you may be able to reduce treatment and disposal costs as well as regulatory requirements. The Ohio Department of Development's Office of Energy Efficiency may be able to help with energy efficiency issues. Their website is at: <http://www.odod.state.oh.us/cdd/oeef/>.

If you would like more information about pollution prevention, Ohio EPA has helpful information about this at the following web address:  
<http://www.epa.state.oh.us/ocapp/ocapp/>.

Enclosed you will find a copy of the checklists that I completed during the inspection. Please feel free to call me at 937-285-6091 if you have any questions. You can find copies of the rules and other information on the division's web page at:  
<http://www.epa.state.oh.us/dhwm/>.

Sincerely,



Pam Hull  
District Representative  
Division of Hazardous Waste Management

cc: Dinah Crawford, SWDO-DHWM/SWDO file  
SWDO-file: Diversapack LLC, LQG, Hamilton County, OHD004239703

Enclosures

PH/rif

**NOTICE:**

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with all applicable regulations.

**LARGE QUANTITY GENERATOR REQUIREMENTS  
COMPLETE AND ATTACH A PROCESS DESCRIPTION SUMMARY**

CESQG: #100Kg. (Approximately 25-30 gallons) of waste in a calendar month or < 1 Kg. of acutely hazardous waste.  
 SQG: Between 100 and 1,000 Kg. (About 25 to under 300 gallons) of waste in a calendar month.

LQG: ≥1,000 Kg. (~300 gallons) of waste in a calendar month or ≥1 Kg. of acutely hazardous waste in a calendar month.

NOTE: To convert from gallons to pounds: Amount in gallons x Specific Gravity x 8.345 = Amounts in pounds.

Safety Equipment Used: Safety shoes, safety glasses, hearing protection, hair net (provided)

**GENERAL REQUIREMENTS**

- |   |     |                                     |    |                                     |     |                          |
|---|-----|-------------------------------------|----|-------------------------------------|-----|--------------------------|
| 1. Have all wastes generated at the facility been adequately evaluated? [3745-52-11]  | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input type="checkbox"/> |
| 2. Are records of waste determination being kept for at least 3 years?[3745-52-40(C)]   | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input type="checkbox"/> |
| 3. Has the generator obtained a U.S. EPA identification number? [3745-52-12]  | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input type="checkbox"/> |
| 4. Were annual reports filed with Ohio EPA on or before March 1 <sup>st</sup> ? [3745-52-41(A)]   | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input type="checkbox"/> |
| 5. Are annual reports kept on file for at least 3 years?[3745-52-40(B)]   | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input type="checkbox"/> |
| 6. Has the generator transported or caused to be transported hazardous waste to <b>other</b> than a facility authorized to manage the hazardous waste? [ORC 3734.02(F)]                                   | Yes | <input type="checkbox"/>            | No | <input checked="" type="checkbox"/> | N/A | <input type="checkbox"/> |
| 7. Has the generator disposed of hazardous waste <b>on-site without a permit</b> or at another facility <b>other</b> than a facility authorized to dispose of the hazardous waste? [ORC 3734.02(E) & (F)] | Yes | <input type="checkbox"/>            | No | <input checked="" type="checkbox"/> | N/A | <input type="checkbox"/> |
| 8. Does the generator accumulate hazardous waste?   | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input type="checkbox"/> |

NOTE: If the LQG does not accumulate or treat hazardous waste, it is not subject to 52-34 standards. All other requirements still apply, e.g., annual reports, manifest, marking, record keeping, LDR, etc.

- |   |     |                          |    |                                     |     |                          |
|---|-----|--------------------------|----|-------------------------------------|-----|--------------------------|
| 9. Has the generator accumulated hazardous waste on-site in excess of 90 days without a permit or an extension from the director ORC §3734.02 (E) & ( F)? | Yes | <input type="checkbox"/> | No | <input checked="" type="checkbox"/> | N/A | <input type="checkbox"/> |
|---|-----|--------------------------|----|-------------------------------------|-----|--------------------------|

NOTE: If F006 waste is generated and accumulated for > 90 days and is recycled see 3745-52-34(G) & (H).

- |   |     |                          |    |                          |     |                                     |
|---|-----|--------------------------|----|--------------------------|-----|-------------------------------------|
| 10. Does the generator treat hazardous waste in a: [ORC 3734.02(E)&(F)] | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input checked="" type="checkbox"/> |
| a. Container that meets 3745-66-70 to 3745-66-77?                       | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input checked="" type="checkbox"/> |
| b. Tank that meets 3745-66-90 to 3745-66-101 except 3745-66-97 (C)?     | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input checked="" type="checkbox"/> |
| c. Drip pads that meet 3745-69-40 to 3745-69-45?                        | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input checked="" type="checkbox"/> |
| d. Containment building that meets 3745-256-100 to 3745-256-102?        | Yes | <input type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input checked="" type="checkbox"/> |

NOTE: Complete appropriate checklist for each unit.

NOTE: If waste is treated to meet LDRs, use LDR checklist.

- |   |     |                          |    |                                     |     |                                     |
|---|-----|--------------------------|----|-------------------------------------|-----|-------------------------------------|
| 11. Does the generator export hazardous waste? If so:   | Yes | <input type="checkbox"/> | No | <input checked="" type="checkbox"/> | N/A | <input type="checkbox"/>            |
| a. Has the generator notified U.S. EPA of export activity? [3745-52-53(A)]                                      | Yes | <input type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input checked="" type="checkbox"/> |
| b. Has the generator complied with special manifest requirements? [3745-52-54]                                  | Yes | <input type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input checked="" type="checkbox"/> |
| c. For manifests that have not been returned to the generator: has an exception report been filed? [3745-52-55] | Yes | <input type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input checked="" type="checkbox"/> |
| d. Has an annual report been submitted to U.S. EPA? [3745-52-56]  | Yes | <input type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input checked="" type="checkbox"/> |
| e. Are export related documents being maintained on-site? [3745-52-57(A)]                                       | Yes | <input type="checkbox"/> | No | <input type="checkbox"/>            | N/A | <input checked="" type="checkbox"/> |

**MANIFEST REQUIREMENTS**

- |   |     |                                     |    |                          |     |                          |
|---|-----|-------------------------------------|----|--------------------------|-----|--------------------------|
| 12. Have all hazardous wastes shipped off-site been accompanied by a manifest? (U.S. EPA Form 8700-22) [3745-52-20(A)] <u>Viewed last 3 years of manifests during 11/20/07 CEI.</u> | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
| 13. Have items (1) through (20) of each manifest been completed? [3745-52-20(A)]  | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |

NOTE: U.S. EPA Form 8700-22(A) (the continuation form) may be needed in addition to Form 8700-22. In these situations items (21) through (35) must also be completed. [3745-52-20(A)]

- |  |     |                                     |    |                          |     |                          |
|--|-----|-------------------------------------|----|--------------------------|-----|--------------------------|
| 14. Does each manifest designate at least one facility which is permitted to handle the waste? [3745-52-20(B)] | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/> |
|--|-----|-------------------------------------|----|--------------------------|-----|--------------------------|

NOTE: The generator may designate on the manifest one alternate facility to handle the waste in the event of an emergency which prevents the delivery of waste to the primary designated facility. [3745-52-20(C)].

- |   |     |                                     |    |                          |     |                                     |
|---|-----|-------------------------------------|----|--------------------------|-----|-------------------------------------|
| 15. If the transporter was unable to deliver a shipment of hazardous waste to the designated facility did the generator designate an alternate TSD facility or give the transporter instructions to return the waste? [3745-52-20(D)] | Yes | <input type="checkbox"/>            | No | <input type="checkbox"/> | N/A | <input checked="" type="checkbox"/> |
| 16. Have the manifests been signed by the generator and initial transporter? [3745-52-23(A)(1) & (2)]   | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | N/A | <input type="checkbox"/>            |

NOTE: Remind the generator that the certification statement they signed indicates: 1) they have properly prepared the shipment for transportation and 2) they have a program in place to reduce the volume and toxicity waste they generate.

17. If the generator did not receive a return copy of each completed manifest within 35 days of the waste being accepted by the transporter did the generator contact the transporter and/or TSD facility to check on the status of the waste? [3745-52-42(A)(1)] Yes  No  N/A
18. If the generator has not received the manifest within 45 days, did the generator file an exception report with Ohio EPA? [3745-52-42(A)(2)] Yes  No  N/A
19. Are signed copies of all manifests and any exception reports being retained for at least three years? [3745-52-40] Yes  No  N/A

NOTE: Waste generated at one location and transported along a publicly accessible road for temporary consolidated storage or treatment on a contiguous property also owned by the same person is not considered "on-site" and manifesting and transporter requirements must be met. To transport "along" a public right-of-way the destination facility has to act as a transfer facility or have a permit because this is considered to be "off-site." For additional information see the definition of "on-site" in OAC rule 3745-50-10.

**PERSONNEL TRAINING**

20. Does the generator have a training program which teaches facility personnel hazardous waste management procedures (including contingency plan implementation) relevant to their positions? [3745-65-16(A)(2)] Yes  No  N/A
21. Does the personnel training program, at a minimum, include instructions to ensure that facility personnel are able to respond effectively to emergencies involving hazardous waste by familiarizing them with emergency procedures, emergency equipment and emergency systems (where applicable)? [3745-65-16(A)(3)(a-f)] Yes  No  N/A
22. Is the personnel training program directed by a person trained in hazardous waste management procedures? [3745-65-16(A)(2)] Yes  No  N/A
23. Do new employees receive training within six months after the date of hire (or assignment to a new position)? [3745-65-16(B)] **This occurs during employee orientation; employees don't start their job duties until their orientation has occurred.** Yes  No  N/A
24. Does the generator provide annual refresher training to employees? [3745-65-16(C)] **Viewed '05 and '07 training records during 11/20/07 CEI. Dale Ott mailed the '06 training (received by OEPA on 11/27/07) since he could not locate them during the CEI.** Yes  No  N/A
25. Does the generator keep records and documentation of:
- a. Job titles [3745-65-16D(1)]? Yes  No  N/A
  - b. Job descriptions [3745-65-16D(2)]? Yes  No  N/A
  - c. Type and amount of training given to each person [3745-65-16D(3)]? Yes  No  N/A
  - d. Completed training or job experience required [3745-65-16D(4)]? Yes  No  N/A
26. Are training records for current personnel kept until closure of the facility and are training records for former employees kept for at least three years from the date the employee last worked at the facility? [3745-65-16(E)] Yes  No  N/A

NOTE: The following section can be used by the inspector to document that all personnel who are involved with hazardous waste management have been trained. The employees who need training (written and/or on-the-job) may include the following: environmental coordinators, drum handlers, emergency coordinators, personnel who conduct hazardous waste inspections, emergency response teams, personnel who prepare manifest, etc.

Job Performed	Name of Employee	Date Trained

**CONTINGENCY PLAN**

27. Does the owner/operator have a contingency plan to minimize hazards to human health or the environment from fires, explosions or any unplanned release of hazardous waste? [3745-65-51(A)] Yes  No  N/A
28. Does the plan describe the following:
- a. Actions to be taken in response to fires, explosions or any unplanned release of hazardous waste [3745-65-52(A)]? Yes  No  N/A
  - b. Arrangements with emergency authorities [3745-65-52(C)]. Yes  No  N/A

- c. A current list of names, addresses and telephone numbers (office and home) of persons qualified to act as emergency coordinator? [3745-65-52(D)] Yes  No  N/A
- d. A list of all emergency equipment, including: location, a physical description and brief outline of capabilities? [3745-65-52(E)] Yes  No  N/A
- e. An evacuation plan for facility personnel where there is possibility that evacuation may be necessary? [3745-65-52(F)] Yes  No  N/A

*NOTE: If the facility already has a "Spill Prevention, Control and Counter measures Plan" under CFR Part 112 or 40 CFR Part 1510, or some other emergency plan, the facility can amend that plan to incorporate hazardous waste management provisions that are sufficient to comply with OAC requirements. [3745-65-52(B)]*

29. Is a copy of the plan (plus revisions) kept on-site and been given to all emergency authorities that may be requested to provide emergency services? [3745-65-53 (A) & (B)] Yes  No  N/A

30. Has the generator revised the plan in response to rule changes, facility, equipment and personnel changes, or failure of the plan? [3745-65-54] **Given Dale Ott's recent role as Environmental/Safety Coordinator (beginning 9/14/07), he is currently updating the contingency plan. Dale provided me with the most current copy during my 11/20/07 CEI. Also, DP reviews the plan annually prior to training.** Yes  No  N/A

31. Is an emergency coordinator available at all times (on-site or on-call)? [3745-65-55] Yes  No  N/A

*NOTE: The emergency coordinator shall be thoroughly familiar with: (a) all aspects of the facility's contingency plan; (b) all operations and activities at the facility; (c) the location and characteristics of waste handled; (d) the location of all records within the facility; (e) facility layout; and (f) shall have the authority to commit the resources needed to implement provisions of the contingency plan.*

### EMERGENCY PROCEDURES

32. Has there been a fire, explosion or release of hazardous waste or hazardous waste constituents since the last inspection? If so: Yes  No  N/A

- a. Was the contingency plan implemented? [3745-65-51(B)] Yes  No  N/A
- b. Did the facility follow the emergency procedures in 3745-65-56(A) through (H)? Yes  No  N/A
- c. Did the facility submit a report to the Director within 15 days of the incident as required by 3745-65-56(J)? Yes  No  N/A

*NOTE: OAC 3745-65-51(b) requires that the contingency plan be implemented immediately whenever there is a fire, explosion, or release of hazardous waste or hazardous waste constituents, which could threaten human health and the environment.*

### PREPAREDNESS AND PREVENTION

33. Is the facility operated to minimize the possibility of fire, explosion, or any unplanned release of hazardous waste? [3745-65-31] Yes  No  N/A

34. Does the generator have the following equipment at the facility, if it is required due to actual hazards associated with the waste:

- a. Internal communications or alarm system? [3745-65-32(A)] Yes  No  N/A
- b. Emergency communication device? [3745-65-32(B)] Yes  No  N/A
- c. Portable fire control, spill control and decon equipment? [3745-65-32(C)] Yes  No  N/A
- d. Water of adequate volume/pressure per documentation or facility rep? [3745-65-32(D)] Yes  No  N/A

*NOTE: Verify that the equipment is listed in the contingency plan.*

35. Is emergency equipment tested (inspected) as necessary to ensure its proper operation in time of emergency? [3745-65-33] **Dale Ott mailed the last 3 years of emergency equipment records (received by OEPA on 11/27/07) since he could not locate them during the 11/20/07 CEI.** Yes  No  N/A

36. Are emergency equipment tests (inspections) recorded in a log or summary? [3745-65-33] Yes  No  N/A

37. Do personnel have immediate access to an internal alarm or emergency communication device when handling hazardous waste (unless the device is not required under 3745-65-32)? [3745-65-34(A)] Yes  No  N/A

38. If there is only one employee on the premises, is there immediate access to a device (ex. phone, hand held two-way radio) capable of summoning external emergency assistance? (Unless not required under 3745-65-32) [3745-65-34(B)] Yes  No  N/A

39. Is adequate aisle space provided for unobstructed movement of emergency or spill control equipment? [3745-65-35] Yes  No  N/A

40. Has the generator attempted to familiarize emergency authorities with possible hazards and facility layouts? [3745-65-37(A)] Yes  No  N/A

41. Where authorities have declined to enter into arrangements or agreements, has the generator documented such a refusal? [3745-65-37(B)] Yes  No  N/A

**SATELLITE ACCUMULATION AREA REQUIREMENTS**

42. Does the generator ensure that satellite accumulation area(s):
- a. Are at or near a point of generation? [3745-52-34(C)(1)] **1 located in Press Dept (for solids & liquids) & 1 located in the Ink Dept (liquids only for off-spec materials)** Yes  No  N/A
  - b. Are under the control of the operator of the process generating the waste? [3745-52-34(C)(1)] Yes  No  N/A
  - c. Do not exceed a total of 55 gallons of hazardous waste per waste stream? [3745-52-34(C)(1)] Yes  No  N/A
  - d. Do not exceed one quart of acutely hazardous waste at any one time? [3745-52-34(C)(1)] Yes  No  N/A
  - e. Containers are closed, in good condition and compatible with wastes stored in them?[3745-52-34(C)(1)(a)] Yes  No  N/A
  - f. Containers are marked with words "Hazardous Waste" or other words identifying the contents? [3745-52-34(C)(1)(b)] Yes  No  N/A
43. Is the generator accumulating hazardous waste(s) in excess of the amounts listed in the preceding question? If so: Yes  No  N/A
- a. Did the generator comply with 3745-52-34(A)(1)through(4) or other applicable generator requirements within three days? [3745-52-34(C)(2)] Yes  No  N/A
  - b. Did the generator mark the container(s) holding excess with the accumulation date when the 55 gallon (one quart) limit was exceeded?[3745-52-34(C)(2)] Yes  No  N/A

*NOTE: The satellite accumulation area is limited to 55 gallons of hazardous waste accumulated from a distinct point of generation in the process under the control of the operator of the process generating the waste (less than 1 quart for acute hazardous waste). There could be individual waste streams accumulated in an area from different points of generation.*

**USE AND MANAGEMENT OF CONTAINERS IN <90 DAY ACCUMULATION AREAS**

44. Has the generator marked containers with the words "Hazardous Waste?" [3745-52-34(A)(3)] Yes  No  N/A
45. Is the accumulation date on each container? [3745-52-34(A)(2)] Yes  No  N/A
46. Are hazardous wastes stored in containers which are:
- a. Closed (except when adding/removing wastes)? [3745-66-73(A)] Yes  No  N/A
  - b. In good condition? [3745-66-71] Yes  No  N/A
  - c. Compatible with wastes stored in them? [3745-66-72] Yes  No  N/A
  - d. Handled in a manner which prevents rupture/leakage? [3745-66-73(B)] Yes  No  N/A

*NOTE: Record location on process summary sheets, photograph the area, and record on facility map.*

47. Is the container accumulation areas(s) inspected weekly? [3745-66-74] Per ORC§1.44(A) "Week" means 7 consecutive days. Yes  No  N/A

Viewed DP's last 3 years of weekly inspections during the 11/20/07 CEI (except for those performed after 9/28/07). Dale Ott mailed the October 4, 2007 through November 20, 2007 weekly inspection records (received by OEPA on 11/27/07) since he could not locate them during the 11/20/07 CEI. DP's weekly inspections had gaps between 7/3/07 and 8/10/07. DP corrected this violation given their inspections had been performed every week since 8/10/07 as discovered during the 11/20/07 CEI and review of their records received on 11/27/07. Also, Dale Ott told me that he had a back up trained for the weekly inspections.

- a. Are inspections recorded in a log or summary? [3745-66-74] Yes  No  N/A
48. Are containers of ignitable or reactive wastes located at least 50 feet (15 meters) from the facility's property line? [3745-66-76] Yes  No  N/A
49. Are containers of incompatible wastes stored separately from each other by means of a dike, berm, wall or other device? [3745-66-77(C)] Yes  No  N/A
50. If the generator places incompatible wastes, or incompatible wastes and materials in the same container, is it done in accordance with 3745-65-17(B)? [3745-66-77(A)] Yes  No  N/A
51. If the generator places hazardous waste in an unwashed container that previously held an incompatible waste, is it done in accordance with 3745-65-17(B)? [3745-66-77(B)] Yes  No  N/A

*NOTE: OAC 3745-65-17(B) requires that the generator treat, store, or dispose of igni... or reactive waste, and the mixture or commingling of incompatible wastes, or incompatible wastes and materials so that it does not create undesirable conditions or threaten human health or the environment.*

52. If the generator has closed a <90 day accumulation area does the closure appear to have met the closure performance standard of 3745-66-11? [3745-52-34(A)(1)] Yes  No  N/A

*NOTE: Please provide a description of the unit and documentation provided by the generator for the file to demonstrate that closure was completed in accordance with the closure performance standards. If the generator has closed a <90 day tank, closure must also be completed in accordance with OAC 3745-66-97 (except for paragraph C of this rule). [3745-52-34]*

**PRE-TRANSPORT REQUIREMENTS – NO WASTE WAS BEING SHIPPED DURING 11/20/07 CEI**

53. Does the generator package/label its hazardous waste in accordance with the applicable DOT regulations? [3745-52-30, 3745-52-31 and 3745-52-32(A)] Yes  No  N/A

54. Does each container <110 gallons have a completed hazardous waste label? [3745-52-32(B)] Yes  No  N/A

55. Before off-site transportation, does the generator placard or offer the appropriate DOT placards to the initial transporter? [3745-52-33] Yes  No  N/A



## LDR CHECKLIST

### GENERAL LDR REQUIREMENTS

1. Has the generator adequately evaluated all wastes to determine if they are restricted from land disposal? [3745-270-07(A)(1)] If so: Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_
- a. For determinations based solely on knowledge of the waste: Is supporting data retained on-site? [3745-270-07(A)(6)] Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
- b. For determinations based upon analytical testing: Is waste analysis data retained on-site? [3745-270-07(A)(6)] Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_
2. Has the generator determined each EPA hazardous waste code applicable to the waste? [3745-270-07(A)(2) see Table 1] Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_
3. Has the generator determined the correct treatability group(s)@ (e.g., wastewater, non-wastewater, etc.)? [3745-270-07(A), Table 1] Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_
4. Does the generator generate a characteristic hazardous waste? If so: Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_
- a. Have all underlying hazardous constituents (UHCs) been identified? [3745-270-09(A)] Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_
- 
5. Does the generator generate listed waste(s) which also exhibit hazardous characteristics? [3745-270-09] If so: Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_
- a. Has the generator also identified the appropriate treatment standard(s) for the constituent(s) which cause the waste to exhibit a characteristic? [3745-270-09(A)] Yes \_\_\_ No \_\_\_ N/A  RMK# 1
- 
6. Has the generator correctly determined if restricted wastes meet or do not meet treatment standards? [3745-270-07(A)(1)] Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_
- 
7. Does the owner/operator ensure that restricted wastes or treatment residues are not diluted as a method of achieving/circumventing LDR

treatment standards? [3745-270-03]

Yes  No \_\_\_ N/A \_\_\_ RMK# \_\_\_

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8. Is combustion of any of the wastes identified in the Appendix to Rule 3745-270-03 occurring without meeting one or more of the criteria under Rule 3745-270-03(C) upon generation or after treatment? [3745-270-03(C)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

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9. Has the generator added iron to lead-containing hazardous waste in order to achieve LDR treatment standards for lead? [3745-270-03(D)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

10. Does the facility have a case-by-case extension to the effective date to land dispose of hazardous waste?[3745-270-05] If so:

Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_

a. The facility can dispose of hazardous waste in a on-site landfill or surface impoundment.[3745-270-05]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

11. Does the facility have an extension to allow for a restricted waste to be land disposed?[3745-270-06] If so:

Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_

a. The facility can land dispose of the waste. [3745-270-06]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

12. Does the facility treat wastes that are otherwise prohibited from land disposal, in a surface impoundment? If so:

Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_

a. Has the facility complied with 3745-270-04?

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

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### REMARKS

1 Per information provided by Elsevier's 1999 LDR Compliance Guide, "EPA simplified (with promulgation of the Phase II LDR Rule) the LDR notification requirements by deleting the requirement to list the treatment standards for each waste identified on the notification form that accompanies each shipment".

## NOTIFICATION AND CERTIFICATION REQUIREMENTS

13. If a generator's waste or contaminated soil does not meet the treatment standards, does the generator have the paperwork required in Column A of Table 1 of 3745-270-07? [3745-270-07(A)(2)] Yes  No  N/A  RMK#
14. If a generator's waste or contaminated soil meets the treatment standard at the original point of generation, does the generator have the paperwork required in Column B of Table 1 of 3745-270-07? [3745-270-07(A)(3)] Yes  No  N/A  RMK#
15. If a generator's waste is exempt (under 3745-270-05, 3745-270-06, national capacity or case-by-case variance, etc.) does the generator have the paperwork required in Column C of Table 1 of 3745-270-07? [3745-270-07(A)(4)] Yes  No  N/A  RMK#
16. If a generator manages a lab pack containing hazardous waste using the alternative treatment standard in 3745-270-42, does the generator have the paperwork required in Column D of Table 1 of 3745-270-07? [3745-270-07(A)(9)] Yes  No  N/A  RMK#
17. Does the generator produce a waste that is hazardous waste from the point of generation, but subsequently excluded from regulation under OAC 3745-51-02 through 3745-51-06? [3745-270-07(A)(7)] If so:
- a. Is a one-time notice placed in the facility's file stating such generation, subsequent exclusion or exemption, and disposition of the wastes? [3745-270-07(A)(7)] Yes  No  N/A  RMK#

**NOTE:** *Examples include hazardous wastes discharged to a POTW or to a surface water under a NPDES permit.(See 270-07(A)(7))*

18. Does the generator retain on-site a copy of all notices, certifications, demonstrations and waste analysis data for at least three years from the last shipment of waste sent off-site? [3745-270-07(A)(8)] Yes  No  N/A  RMK#

### REMARKS

## GENERATORS TREATING HAZARDOUS WASTE

1. Is treatment of hazardous waste occurring to meet the treatment standards in 3745-270-40? Yes  No  N/A  RMK#
2. If so, does the generator have a waste analysis plan containing the following requirements? [3745-270-07(A)(5)] Yes  No  N/A  RMK#
- a. A detailed chemical and physical analysis of a representative

sample of the wastes being treated? [3745-270-07(A)(5)(a)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

b. All information necessary to treat the waste(s) in accordance with the requirements of 3745-270, including the selected frequency? [3745-270-07(A)(5)(a)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

3. Is the WAP on-site in the facility's files and available to inspectors? [3745-270-07(A)(5)(b)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

4. Has the generator followed their WAP [3745-270-07(A)(5)?

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

5. Have the treated wastes met the applicable treatment standards in 3745-270-40?

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

6. Has the generator sent a notification and certification with the initial shipment of waste? [3745-270-07(A)(5)(c)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

7. Does each notification/certification form completed, contain the information found in Table 1 of 3745-270-07? [3745-270-07(A)(5)(c)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

8. Has the generator, who is treating a characteristic waste, submitted a notification and certification to the director which contains the following:

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

a. Name and address of the facility receiving the waste? [3745-270-09(D)(1)(a)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

b. A description of the waste, including EPA hazardous waste codes and treatability group, and UHCs? [3745-270-09(D)(1)(b)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

**NOTE: If the waste will be treated and monitored for all UHCs then they do not need to be listed on the notice.**

9. Has the process/operation generating the waste or the solid waste landfill facility changed? If so:

Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_

a. Has the notification and certification been updated in the generators and treaters files? [3745-270-09(D)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

b. Has the director been notified of such changes? [3745-270-09(D)]

Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_

**NOTE: The director need only be notified on an annual basis but no later than December 31.**

10. Is the facility treating contaminated soil using the alternative treatment standards in 3745-270-49? If so: Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
- a. Has the facility treated the contaminated soil to less than 10 times the Universal Treatment Standards or has a 90% reduction in the total constituent concentrations occurred? [3745-270-49 (C)] Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
11. Does each notification/certification form completed, contain the information found in Table 1? [3745-270-07(A)(3)] Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
- 

### REMARKS

#### HAZARDOUS DEBRIS

1. Does the material in question meet the definition of hazardous debris as defined in rule 3745-270-02(A)(3)? Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_
2. Is the hazardous debris being treated to the waste specific treatment standard in 3745-270-40 to 3745-270-49? (If yes, use the generator checklist.) Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
3. Is the hazardous debris being treated by the alternative treatment standards in 3745-270-45? If so: Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
- a. Has the debris or mixtures of debris been treated for each contaminant subject to treatment (toxicity, listed waste and cyanide reactive debris) using one or more of the treatment technologies found in Table 1 in 3745-270-45? [3745-270-45(A)] Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
- 
4. Was the hazardous debris a listed waste treated by an immobilization technology in Table 1? [3745-270-45(A)(1)] If so: Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
- a. Was immobilization the last treatment technology used? [3745-270-45(A)(3)] Yes \_\_\_ No \_\_\_ N/A  RMK# \_\_\_
5. Is the waste a PCB waste under 40 CFR Part 761? If so: Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_
- a. Has the waste been treated to the most stringent standard in 40 CFR 761 or 3745-270-45? [3745-270-45(A)(5)]

6. Has the residue from the treatment of hazardous debris been disposed of in accordance with 3745-270-40 to 3745-270-49? [3745-270-45(D)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
7. Does the owner/operator of a treatment facility that claims the debris is excluded from regulation as a hazardous waste under 3745-51-03(F)(1) maintain the following information?  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- a. Records of all inspections, evaluations, and analyses of treated debris? [3745-270-07(D)(3)(a)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- b. Records of key operating parameters of the treatment unit? [3745-270-07(D)(3)(b)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- c. A certification statement for each shipment of treated debris? (See 270-07(D)(3)(c) for exact wording) [3745-270-07(D)(3)(c)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
8. Does the notifications and certifications of an owner/operator who first claims the debris is excluded under 3745-51-03(F)(1) have the following information? [3745-270-07(D)(3)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- a. Name and address of licensed solid waste landfill receiving the treated debris? [3745-270-07(D)(1)(a)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- b. Description of hazardous debris as initially generated with applicable waste codes? [3745-270-07(D)(1)(b)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- c. Technology used from Table 1? [3745-270-07(D)(1)(c)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
9. Has the above notification been sent to the director? [3745-270-07(D)(1)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_

**REMARKS**

**TREATING FACILITIES WHICH TREAT WASTE TO MEET LDR STANDARDS**

1. Does the treating facility test waste according to their waste analysis plan as required in 3745-54-13 or 3745-65-13? [3745-270-07(B)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
2. Has a one-time notification been sent with the initial shipment of waste or contaminated soil to the land disposal facility? [3745-270-07(B)(3)]  
 Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_

3. Does the one-time notification and certification contain the information listed in Table 2 of 3745-270-07?[3745-270-07(B)(3)] Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
4. Are wastes or treatment residues being sent to another TSD to be further managed? If so:
- a. Has the facility complied with the generator notification/certification requirements? [Table 1, 3745-270-07(B)(5)]
5. Are recyclable materials used in a manner constituting disposal and subsequently subject to 3745-266-20? If so:
- a. Has the treatment facility (recycler) sent a notification (found at 3745-270-07(B)(4)), excluding the manifest number, with each shipment of waste? [3745-270-07(B)(6)] Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- b. Has the treatment facility (recycler) sent a certification found in 3745-270-07(B)(4)[3745-270-07(B)(6)] Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- c. Has a copy of the notification and certification been sent to the director? [3745-270-07(B)(6)] Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
6. Does the recycling facility maintain records of the name and location of each entity receiving the hazardous waste-derived products? [3745-270-07(B)(6)] Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
7. Does the owner or operator of any land disposal facility disposing of waste subject to regulation under 3745-270 have:
- a. Copies of all notices and certifications required in 3745-270? Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- b. Test results indicating all waste, extracts of waste or treatment residue are in compliance with 3745-270-40 to 3745-270-49? Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_
- c. The testing frequency specified in the facility=s WAP and have they followed the protocol? Yes \_\_\_ No \_\_\_ N/A X RMK# \_\_\_

**REMARKS**



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**PROCESS, WASTE, P2 SUMMARY SHEET**

Facility Name: Diversapack LLC (DP) Facility Type: LQG/SQG/CESQG/TSD Date of Inspection: 11/20/07

EPA ID#: OHD004239703

Waste Generated			On- or Off-Site Management		P2 Activities	
Process/Activity Generating Waste (e.g. plating bath, machining, baghouse, painting, general maintenance, etc)	Waste Description (e.g. sludge, solvent, ash, used oil, spent lamps, etc.) and EPA Waste Code, if applic.	QTY Generated per Month, Type of Accumulation (container, tank, etc) and location of waste accumulation area	Type of On-Site Treatment (recycle, wwt, etc)	Name, state, and type of activity occurring at the off-site facility.	Current P2 Activities	P2 Opportunities
1 Printing/Degreasing	Waste solvent and ink-liquid D001, F003	2.5 Tons/month, containers, 2 Satellites – 1 in Ink Dept. & 1 in Press Dept., Hazardous Waste Accumulation Area (diked & near ink department)		Veolia-OH		
2 Cleanup	Waste solvent solids – rags & absorbents D001, F003	114 lbs/month, 1 Satellite in Press Dept., Hazardous Waste Accumulation Area (diked & near ink department)		Veolia-OH		

## REMARKS GENERAL INFORMATION

### General Process Information:

DP produces, prints, and fabricates various films via presses, slitters, a blown film line, solventless laminator, and extruder.

### Regulatory/Enforcement History (if applicable):

### Additional P2 remarks and information:

Would this facility be interested in a P2 assessment? Yes\* No \*If yes, refer promptly to your district P2 coordinator.  
Office of Compliance Assistance and Pollution Prevention - 1-800-329-7518 or [p2mail@epa.state.oh.us](mailto:p2mail@epa.state.oh.us) or [www.epa.state.oh.us/ocapp/ocapp.html](http://www.epa.state.oh.us/ocapp/ocapp.html)

**Other:** DP previously operated 16 or 17 ink systems. Now they operate 7.

E-mail this completed form to <a href="mailto:tammy.mccconnell@epa.state.oh.us">tammy.mccconnell@epa.state.oh.us</a> or mail it to Tammy McConnell, Central Office	Of Environmental Protection Agency <b>RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM</b>	For Ohio EPA use only
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2. Site EPA ID No.	EPA ID Number: OHD004239703
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3. Site Name	Name: Diversapack LLC <span style="float: right;">Website (optional:)</span>
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4. Site Location Information	Street Address: 470 Northland Blvd	
	City, Town, or Village: Cincinnati	State: OH
	County Name: Hamilton	Zip Code: 45240

5. Site Land Type (check only one)	<table style="width: 100%; text-align: center;"> <tr> <td>Private</td> <td>County</td> <td>District</td> <td>Federal</td> <td>Indian</td> <td>Municipal</td> <td>State</td> <td>Other</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>	Private	County	District	Federal	Indian	Municipal	State	Other	<input checked="" type="checkbox"/>	<input type="checkbox"/>						
Private	County	District	Federal	Indian	Municipal	State	Other										
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>										

6. NAICS code(s) <a href="http://www.census.gov/epcd/www/naics.html">www.census.gov/epcd/www/naics.html</a>	A. 323112	B.
	C.	D.

7. Facility Representative  Additional names can be recorded in number 12.  Only provide address information if it is different than the site address.	First Name: Dale		MI:	Last Name: Ott		
	Phone Number: 513-825-4800			Phone Number Extension:		
	E-Mail Address: dott@diversapack.com					
	Fax Number: 513-825-6642			Fax Number Extension:		
	Street or P.O. Box:					
	City, Town or Village:					
	State:		Country:		Zip Code:	

8. Legal Owner and Operator of the Site List Additional Owners and/or Operators in the Comment Section or on another copy of this form page.	A. Name of Site's Legal Owner:		Date Became Owner (mm/dd/yyyy):						
	Owner Type: Mark with an X	Private	County	District	Federal	Indian	Municipal	State	Other
	Street or P.O. Box:								
	City, Town, or Village:				Owner Phone #:				
	State:			Country:		Zip Code:			
	B. Name of Site's Operator:		Date Became Operator (mm/dd/yyyy):						
	Operator Type: Mark with an X	Private	County	District	Federal	Indian	Municipal	State	Other
	Street or P.O. Box:								
	City, Town, or Village:				Operator Phone #:				
	State:			Country:		Zip Code:			

9. Violations Cited?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	No
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10. Type of Regulated Waste Activity (Mark "X" in all of the appropriate boxes.)
<input type="checkbox"/> Not Regulated

10. Type of Regulated Waste Activity (Mark "X" in all of the appropriate boxes.)

<b>A. Hazardous Waste Activities</b>	
(choose only one of the following categories)	<input type="checkbox"/> 3. Treater, Storer or Disposer of Hazardous Waste
<input type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11	<input type="checkbox"/> 4. Recycler of Hazardous Waste
<input checked="" type="checkbox"/> a. Large Quantity Generator (LQG):	<input type="checkbox"/> 5. Exempt Boiler and/or Industrial Furnace
<input type="checkbox"/> b. Small Quantity Generator (SQG)	<input type="checkbox"/> a. Small Quantity On-site Burner Exemption
<input type="checkbox"/> c. Conditionally Exempt Small Quantity Generator	<input type="checkbox"/> b. Smelting, Melting, Refining Furnace Exemption
<input type="checkbox"/> d. United States Importer of Hazardous Waste	<input type="checkbox"/> 6. Underground Injection Control Facility
<input type="checkbox"/> e. Mixed Waste (hazardous and radioactive) Generator	<input type="checkbox"/> 7. Hazardous Waste Transporter
<b>B. Universal Waste Activities</b>	<b>C. Used Oil Activities</b>
<b>1. Small Quantity Handler of Universal Waste</b>	<input checked="" type="checkbox"/> 1. Used Oil Generator
(Indicate types of universal waste generated and/or accumulated (check all boxes that apply):	<b>2. Used Oil Transporter Indicate Type(s) of Activity(ies)</b>
<b>2. Large Quantity Handler of Universal Waste</b>	<input type="checkbox"/> Transporter
(accumulates 5,000 kg or more).	<input type="checkbox"/> Transfer Facility
<b>3. Destination Facility for Universal Waste</b>	<b>3. Used Oil Processor and/or Re-refiner</b>
(Check all boxes below that apply for each of the three types of facilities above.)	Indicate Type(s) of Activity(ies)
<u>Generated</u> <u>Accumulated</u>	<input type="checkbox"/> Processor
<b>A. Batteries</b>	<input type="checkbox"/> Re-refiner
<b>B. Pesticides</b>	<input type="checkbox"/> 4. Off-Specification Used Oil Burner
<b>C. Thermostats</b>	<b>5. Used Oil Fuel Marketer -</b>
<b>D. Lamps</b>	Indicate Type(s) of Activity(ies)
	<input type="checkbox"/> a. Marketer Who Directs Shipment of Off-Specification Oil
	<input type="checkbox"/> b. Used Oil to Off-Specification Used Oil Burner

11. Waste Codes for Federally Regulated Hazardous Wastes. Please list the codes for the federally regulated hazardous waste handled at your site. List them in the order they are presented in the regulations (e.g., D001, D003, F007, U112). Use an additional page if more space is needed. If there are more than 7 waste codes and they are the same as listed in the most recent RCRAInfo source record, you do not need to list them all. Instead just indicate the date of the most recent source record.

SEE	2006	Annual	Report	Information	for	Codes
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12. Comments: Use this area to describe whether the inspection was announced, whether the waste is stored in tanks or containers, etc.

Y / <input checked="" type="checkbox"/> N	Announced ?	Additional Facility Representatives:	Tim Maloney, James Valentine
Y / <input checked="" type="checkbox"/> N	Tanks?	Other comments: Tim Maloney and James Valentine were present during initial and exit interviews. Dale Ott accompanied me during the facility walk through (and was present for entire CEI).	
<input checked="" type="checkbox"/> Y / N	Containers?		

13. Name of Inspector(s)	Name of Inspector(s)	Date of Inspection/ Time (mm-dd-yyyy) (HH:MM)
Pam Hull		11/20/07 @ ~09:20

14. OPTIONAL CERTIFICATION. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature of owner, operator, or an authorized representative	Name and Title (Print)	Date (mm-dd-yyyy)