

RTC'd 5 violations

**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Koneski, Director

August 5, 2010

**Re: Sun Chemical
Performance Pigments
OHD076778604
Hamilton County
RTC**

Mr. Richard Rings
Sun Chemical
4526 Chickering Avenue
Cincinnati, Ohio 45232

Dear Mr. Rings:

On July 21, 2010, Ohio EPA received Sun Chemical's response to Ohio EPA's June 16, 2010 Notice of Violation letter. The documentation submitted included photographic documentation demonstrating that the emergency contact list has been posted and the used oil containers located near the oil/water separator have been labeled with the words "Used Oil." Sun Chemical also submitted manifests for the disposal of used oil from the drums near the scrap metal dumpster and the PCB waste.

On August 4, 2010, Ohio EPA, represented by me and Cathy Altman, conducted a follow up inspection to verify that all violations have been abated. During the inspection, the information presented in Sun Chemical's July 15, 2010 letter was verified. In addition, we observed that the fluorescent bulbs were being managed as universal waste and were being stored correctly. Also, the new aerosol can puncturer was demonstrated and working properly.

The submitted documentation and the observations made during the follow up inspection demonstrate that Sun Chemical Performance Pigments has now abated all violations discovered during the May 25, 2010 inspection as listed below.

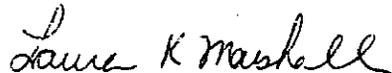
Letter Citation #	Rule Citation
1(a) & (b).	OAC Rule 3745-52-11, Waste Evaluation
2.	OAC Rule 3745-52-34(C)(1)(b), Satellite Containers
3.	OAC Rule 3745-52-34(D)(5)(b), Emergency Preparedness
5.	OAC Rule 3745-279-22(C)(1), Used Oil Storage Requirements for Generators

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As noted in our phone conversation on July 2, 2010, a correction has been made to the June 16, 2010 Notice of Violation, Citation No. 4. It has been determined that **Sun Chemical was not in violation of OAC Rule 3745-273-14(A), Universal Waste Batteries**, because Sun Chemical recycles the forklift lead acid batteries and does not manage them as universal waste.

Should you have any questions, please feel free to contact me at (937) 285-6081.

Sincerely,



Laura Marshall
District Representative
Division of Hazardous Waste Management

cc: SWDO/DHWM file

LM/ca

NOTICE:

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