

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:



MARK WELLS
 2211 N HURRICANE RD
 MC EWEN TENNESSEE 37101

 2. Article Number
 (Transfer from service label)
COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

 Agent Addressee

B. Received by (Printed Name)

MARK WELLS

C. Date of Delivery

2-8-10

 D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •



JEFF STARK
OHIO EPA
401 E FIFTH STREET
DAYTON OH 45402 2911



COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:


 DAVID RICHMAN
 307 QUITMAN ST APT A
 DAYTON OH 45410

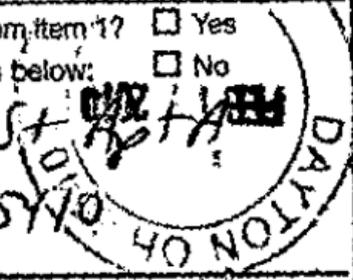
2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
x David Richman

B. Received by (Printed Name) C. Date of Delivery
David Richman

D. Is delivery address different from item 1? Yes
 No
 If YES, enter delivery address below:
*307 Quitman St Apt A
 Dayton OH 45410*



3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

UNITED STATES POSTAL SERVICE

RECEIVED
OHIO EPA

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box

Southwest District

JEFF STARK
OHIO EPA
401 E FIFTH STREET
DAYTON OH 45402 2911

FEB 12 2018
DAYTON
OHIO

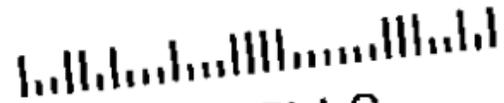
7006 2760 0003 0781 1745

U.S. Postal Service™
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OFFICIAL USE

Postage	\$	Postmark
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Deli: (Endorsement R		
Total Postage		


MARK WELLS
2211 N HURRICANE RD
MC EWEN TENNESSEE 37101

Sent To

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may **ONLY** be combined with First-Class Mail® or Priority Mail®.
- Certified Mail is *not* available for any class of international mail.
- **NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, August 2006 (Reverse) PSN 7530-02-000-9047

7006 2760 0003 0781 1752

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Re	

Postmark
Here

Total Postage &

DAVID RICHMAN
307 QUITMAN ST APT A
DAYTON OH 45410

Sent To
Street, Apt. No.,
or PO Box No.
City, State, ZIP+4

See Reverse for Instructions

Certified Mail Provides:

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State of Ohio Environmental Protection Agency

Southwest District Office

401 E. Fifth St.
Dayton, Ohio 45402

TELE: (937) 285-6257 FAX: (937) 285-6249
www.epa.ohio.gov

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

February 2, 2010

Re: Custom Chrome Plating
OHD 987 037 900
Montgomery County
2nd Notice of Violation

Mr. David Richman
307 Quitman Street, Apt. A
Dayton, Ohio 45410

Certified Mail

Mr. Mark Wells
2211 North Hurricane Road
McEwen, Tennessee 37101

Gentlemen:

On October 1, 2009, Jeff Smith and I conducted an inspection of the Custom Chrome Plating facility in Dayton, Ohio. We inspected the facility 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). A Notice of Violation (NOV) letter dated December 23, 2009, specifying the violations observed during the inspection was sent and received by Mr. David Richman. To date, Custom Chrome Plating has failed to respond to the December 23, 2009 NOV letter and remains in violation of the following:

- ORC Rule 3734.02 (E)(2) and OAC Rule 3745-52-34, Treatment, Storage, Disposal
- OAC Rules 3745-66-91 through 66-100, Tank Requirements
- OAC Rule 3745-52-34 (A)(2), Accumulation Time of Hazardous Waste, Accumulation State Date
- OAC Rule 3745-52-34 (A)(3), Accumulation Time of Hazardous Waste, Labeling
- OAC Rule 3745-66-73 (A), Management of Containers, Open Container
- OAC Rule 3745-66-74, Container Inspections (Ohio EPA has developed a container inspection log that you can use to comply with OAC Rule 3745-66-74. Several copies of this log are included with this letter).

A detailed list of these violations is provided in Attachment 1. A copy of the initial December 23, 2009 NOV letter is also included with this letter.

On January 27, 2010, a subsequent inspection of Custom Chrome Plating was conducted to evaluate its compliance with Ohio's hazardous waste laws. The inspection was unannounced. Mr. Richman represented Custom Chrome Plating and Ohio EPA representatives present were Cathy Altman, Jeff Smith, George Strobel, and myself. The following general concerns were identified:

1. OAC Rule 3745-52-11 states any person who generates a waste must evaluate the waste to determine if the waste is a hazardous waste in accordance with the criteria set forth in OAC Chapter 3745-51.

During the January 27, 2010 inspection a 55 gallon drum approximately ¼ full of a solid material was identified. Mr. Richman indicated that this material was a sand blasting residue waste and his intentions were to dispose of it in the regular trash. This container was one of the 11 containers that were initially located outside and behind the facility. This material must be evaluated to determine if it is hazardous. Any person who generates a waste must evaluate the waste to determine if the waste is a hazardous waste in accordance with the criteria set forth in OAC Chapter 3745-51. Custom Chrome Plating remains in violation with OAC Rule 3745-52-11.

In order to abate this violation, Custom Chrome Plating must evaluate the container of sand blasting residue, and the remaining 10 containers identified in the December 23, 2010 NOV letter. Any other waste found at the facility must also be evaluated. Hazardous waste cannot be disposed of through the general trash. All hazardous waste must be disposed through a permitted hazardous waste facility. I would suggest that you contact both a hazardous waste disposal company and solid waste refuse company to determine what can and cannot be thrown into the regular trash.

2. In addition to the materials identified in Mr. Richman's inventory, numerous other materials are being stored throughout the facility. The planned use and disposition of these materials is unclear. Under Ohio EPA's regulations, all wastes generated from a business must be evaluated to determine if they are hazardous as soon as they become a waste. Any material found that is deemed a waste must be characterized, managed and disposed of properly. A hazardous waste disposal company can help you to characterize and give advice on how to manage the wastes. A list of hazardous waste disposal companies is included with this letter. You must maintain records to show that you have reviewed each waste stream to determine whether or not it is hazardous.

In order to ensure all materials are managed properly, you must provide a complete inventory of all materials and their planned use and disposition.

According to your inventory and during the January 27, 2009 inspection, Mr. Richman identified several containers that are not waste but instead are "ready for use." Some of these containers are listed below:

Table 2				
Number of Containers	Type of Container	Contents	Total Volume of Material (gals.)	Map Location
1	55 gallon	strip bath (muriatic acid)	55	11
1	30 gallon	muriatic acid	30	12
1	60 gallon	strip bath (muriatic acid)	60	13
1	20 gallon	strip bath (muriatic acid)	20	14
2	30 gallon	sulfuric acid	60	16
1	30 gallon	muriatic acid	30	16
4	1 gallon	Duro 60	4	16
3	55 gallon	stored chrome bath	165	17
4	55 gallon	stored chrome bath	220	30

OAC Rule 3745-51-02 (F) states in part any material deemed not a waste, or is conditionally exempt from regulation, owners and operators must demonstrate that there is a known market or disposition for the material. Therefore, Custom Chrome Plating must provide appropriate documentation to demonstrate that the material listed above or any other material found on-site is not a waste, or is exempt from regulation.

Please submit documentation demonstrating violations #1-7 of the December 23, 2009 NOV letter have been abated e.g., cover letter, copies of relevant letters and procedures, photographs, manifests, inspection logs, etc., to Ohio EPA Southwest District Office **within 15 days** of the date of this letter. For comments #1 and 2 above, please (1) evaluate all wastes to determine if they are hazardous and (2) provide a complete inventory of all materials and their planned use and disposition.

Custom Chrome Plating
February 2, 2010
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Please note that Ohio EPA considers the violations cited here serious in nature and the company's failure to respond to this and the December 23, 2009 NOV may result in referral of Custom Chrome Plating's violations to our Central Office Compliance Assurance Section for consideration of escalated enforcement. Should you have any questions, please feel free to call me at (937) 285-6456.

Sincerely,



Jeffery H. Stark
District Representative
Division of Hazardous Waste Management

Enclosures: List of Ohio Commercial Facilities Accepting Hazardous Waste
Ohio EPA DHWM December 23, 2009 NOV letter
LQG Container Inspection Log
Attachment 1 - Detailed List of Hazardous Waste Violations Cited During
the October 1, 2009 Compliance Evaluation Inspection

cc: DHWM Data Entry/Facility File

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.