



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

MAILING ADDRESS:

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

October 15, 2010

KEVIN SWEENEY, DIRECTOR, ENERGY & ENV
SIEMENS ENERGY & AUTOMATION INC
3333 OLD MILTON PKWY
ALPHARETTA, GA 30005

**Re: 2009 Hazardous Waste Annual Report Requirement – Notice of Violation
SIEMENS ENERGY & AUTOMATION INC, URBANA - OHD000608638**

Dear KEVIN SWEENEY, DIRECTOR, ENERGY & ENV:

My review of customer data from Ohio Treatment, Storage, and Disposal Facilities (TSDFs) and manifest data from Michigan's Department of Environmental Quality has revealed that one or more shipments of hazardous waste were received from SIEMENS ENERGY & AUTOMATION INC during the 2009 calendar year. The amounts reported, 99.97 tons and 10.41 tons respectively for a total of 110.38 tons, indicate that this site was a large quantity generator in 2009. Enclosed are printouts of the shipment information. Because I have not received a Hazardous Waste Annual Report for 2009, SIEMENS ENERGY & AUTOMATION INC may be in violation of Rule 3745-52-41 of the Ohio Administrative Code (OAC).

A large quantity generator is defined as a site which generates in any single month more than 1000 kg (2200 lbs) of non-acute hazardous waste or more than 1 kg (2.2 lb) of acutely hazardous waste. This includes wastes from one-time generation as well as wastes from ongoing production processes. Generating hazardous waste above the threshold quantity for only one month will subject a site to the Annual Report requirement. OAC Rule 3745-52-41 requires a generator who ships any hazardous waste off-site to prepare and submit to the Ohio EPA a Hazardous Waste Annual Report and to describe and certify efforts that were made to minimize hazardous wastes. These reports are due March 1 of each year and contain information about the activities of the previous calendar year. Only small quantity generators (between 220 and 2200 lb/mo of non-acutely hazardous wastes) and conditionally exempt small quantity generators (less than 220 lb/mo of non-acutely hazardous wastes) are exempt from the Annual Report requirement as described in OAC Rule 3745-52-44.

To abate the violation of OAC Rule 3745-52-41, SIEMENS ENERGY & AUTOMATION INC must complete and submit to Ohio EPA a 2009 Hazardous Waste Annual Report within 30 days of receipt of this letter. Failure to respond to this Notice of Violation may result in referral to the Compliance Assurance Section for consideration of escalated enforcement. The 2009 forms and instructions can be found in Adobe Acrobat PDF format at http://www.epa.ohio.gov/dhwm/ann_report/ann_report_2009.aspx. This same web site contains detailed information about filing electronically using the eDRUMS service in Ohio EPA's eBusiness Center (eBiz) at <https://ebiz.epa.ohio.gov/login.jsp>. The Responsible Official who will sign the report must have an eBiz account and PIN before they can apply for the service. Obtaining a PIN requires mailing to Ohio EPA a notarized signature and receiving

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

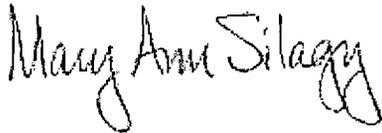
the PIN by return US mail. I encourage you to file electronically because it is efficient, easy to use, and prevents many common errors due to built-in error checking and validation.

SIEMENS ENERGY & AUTOMATION INC should have on file the manifest records necessary for completion of the reports. OAC Rule 3745-52-40 requires generators to keep a signed copy of each manifest for a period of at least three years from the date the waste was accepted by the initial transporter. Receiving facilities and transporters are under a similar requirement. If you need copies of the original manifest(s), contact them for assistance.

If SIEMENS ENERGY & AUTOMATION INC was not a large quantity generator in 2009, documentation must be submitted to this office within 30 days of receipt of this letter. This documentation must show that SIEMENS ENERGY & AUTOMATION INC did not generate more than the threshold quantity of hazardous waste in any month during 2009. If you believe that the information supplied by Michigan TSDFs is in error, please call me to discuss the discrepancy.

A letter that acknowledges receipt of the report will be sent to you after it is processed. I can answer questions concerning the Annual Report at (614) 644-2891 or maryann.silagy@epa.state.oh.us. Your prompt attention to this matter is appreciated.

Sincerely,



Mary Ann Silagy, Environmental Specialist 2
Regulatory and Information Services
Division of Hazardous Waste Management
maryann.silagy@epa.state.oh.us
614-644-2891

enclosures

cc: Central File
DHWM, SWDO

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.

Quantity and Unit	Tons	Mgmt Method	Waste Code(s)
-------------------	------	-------------	---------------

OHD000608638 SIEMENS ENERGY & AUTOMATION INC

09/17/2009

005470651JJK

MID980991566	110 G	0.46	H141	F006 F007 F008
--------------	-------	------	------	----------------

09/25/2009

005470650JJK

MID000724831	1100 P	0.55	(H075)	F006 F007 F008
--------------	--------	------	--------	----------------

09/30/2009

005470652JJK

MID000724831	110 G	0.46	H111	F006 F007 F008
--------------	-------	------	------	----------------

MID000724831	110 G	0.46	H111	F006 F007 F008
--------------	-------	------	------	----------------

MID000724831	1815 G	7.57	H111	F006 F007 F008
--------------	--------	------	------	----------------

MID000724831	220 G	0.92	H111	F006 F007 F008
--------------	-------	------	------	----------------

Total Tons for Generator

10.41

Generator Facility

Generator US EPA ID: OHD000608638
 Generator Name: Siemens Energy & Automation Inc
 Address: 145 Dellinger Rd
 Urbana, OH 43078-9445
 Total Tons Shipped: 99.97

Receiving Facility

US EPA ID: OHD093945293
 Name: Veolia ES Technical Solutions LLC
 Customer Name: SIEMENS ENERGY AND AUTOMATION
 Customer Address: 145 DELLINGER ROAD
 URBANA, OH 43078-

Waste Description: WASTE PAINT
 System Type: H141 Form: W209 Quantity: 450.00 P Density: 0
 D001

Page: 1333 Subpage: 1708

Receiving Facility

US EPA ID: OHD020273819
 Name: Vickery Environmental Inc
 Customer Name: SIEMENS ENERGY & AUTOMATION
 Customer Address: 145 DELLINGER RD
 URBANA, OH 43078-

Waste Description: ELECTROPLATING RINSE WATER
 System Type: H134 Form: W113 Quantity: 69.00 T Density:
 F007

Page: 223 Subpage: 1

Receiving Facility

US EPA ID: OHD980568992
 Name: Enviro of Ohio Inc
 Customer Name: Siemens Energy & Automation
 Customer Address: 145 Dellinger Road
 Urbana, OH 43078-

Waste Description: WASTE ZINC PLATING BATH SOLUTION
 System Type: H141 Form: W107 Quantity: 25690.00 P Density: 0 Lbs. / Gal.
 D003 D002 F007

Page: 117 Subpage: 425

Waste Description: SPENT BRITE DIP SOLUTION
 System Type: H077 Form: W119 Quantity: 10750.02 P Density: 0 Lbs. / Gal.
 D001 D002

Page: 117 Subpage: 941

Waste Description: NITRIC ACID, 67%
 System Type: H077 Form: W103 Quantity: 132.00 P Density: 0 Lbs. / Gal.
 D001 D002

Page: 117 Subpage: 961

Waste Description: SULFURIC ACID
 System Type: H141 Form: W103 Quantity: 450.00 P Density: 0 Lbs. / Gal.
 D002

Page: 117 Subpage: 967

Waste Description: HYPO BLUE & HYPO BLUE MAINT.
 System Type: H077 Form: W103 Quantity: 528.00 P Density: 0 Lbs. / Gal.
 D001 D002 D007

Page: 117 Subpage: 1590

Waste Description: F006 WWT SLUDGE
 System Type: H141 Form: W501 Quantity: 19780.00 P Density: 0 Lbs. / Gal.
 F006

Page: 117 Subpage: 1317

Waste Description: WASTE TIN BATH
 System Type: H077 Form: W110 Quantity: 2400.00 P Density: 0 Lbs. / Gal.
 D002

Page: 117 Subpage: 1365

Waste Description: HYDROCHLORIC ACID
 System Type: H141 Form: W103 Quantity: 450.00 P Density: 0 Lbs. / Gal.
 D002

Page: 117 Subpage: 1386

Generator Facility

Generator US EPA ID: OHD000608638
 Generator Name: Siemens Energy & Automation Inc
 Address: 145 Dellinger Rd
 Urbana, OH 43078-9445
 Total Tons Shipped: 99.97

Receiving Facility

US EPA ID: OHD980568992
 Name: Envirote of Ohio Inc
 Customer Name: Siemens Energy & Automation
 Customer Address: 145 Dellinger Road
 Urbana, OH 43078-

Waste Description: CO-BRA SOL III	Quantity: 450.00	Form: W113	Density: 0	Page: 117	Subpage: 1387
System Type: H141 D001 D002	450.00 P		Lbs. / Gal.		
Waste Description: CLEAN R 140 S	Quantity: 440.00	Form: W103	Density: 0	Page: 117	Subpage: 1575
System Type: H111 D002	440.00 P		Lbs. / Gal.		
Waste Description: HYPO BLUE & HYPO BLUE MAINT.	Quantity: 420.00	Form: W103	Density: 0	Page: 117	Subpage: 1179
System Type: H141 D001 D002 D007	420.00 P		Lbs. / Gal.		

added to GM 21