



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
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Columbus, Ohio 43215

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MAILING ADDRESS:

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

October 18, 2010

Tim Schooley
CHILDRENS HOSPITAL
700 CHILDRENS DR
COLUMBUS, OH 43205

**Re: 2009 Hazardous Waste Annual Report Requirement – Notice of Violation
CHILDRENS HOSPITAL, COLUMBUS - OHD046430013**

Dear Tim Schooley:

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 CHILDRENS HOSPITAL during the 2009 calendar year. The amounts reported, 7.42 tons and 6.44 tons respectively for a total of 13.86 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, CHILDRENS HOSPITAL 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, CHILDRENS HOSPITAL 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.

CHILDRENS HOSPITAL 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 CHILDRENS HOSPITAL 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 CHILDRENS HOSPITAL 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, CDO

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.

Ohio Waste Receipt Records for Specific Customers

10/15/2010

Customer ID	Customer Name	WR Pg	Mgmt Method	Quantity, Unit, and Density (if provided)	Form Code
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OHD046430013

2009

Reported by OHD083377010 Environmental Enterprises Inc *

Children's Hospital

700 Childrens Drive, Columbus OH 43205

Acid Dilution Tank Contents
D009

76.00.6,825.00 H111

14,840 P

W219

7.42 Total Tons for this Receiver

7.42 Total Tons for the Year

2009 Michigan Manifest Data for Ohio Generators

09/30/2010

A density of 8.34 lbs/gal is assumed when the unit of measure is gallons, yards, or liters

Quantity and Unit Tons Mgmt Method Waste Code(s)

OHD046430013 CHILDRENS HOSPITAL

01/09/2009

000521007GBF

Chem
Analytics

MID985568021	50	G	0.21	H141	D001		
MID985568021	50	G	0.21	H141	D001	F003	D022
MID985568021	4	L	0.00	H121	D002		
MID985568021	9	L	0.01	H141	D011		
MID985568021	1	K	0.00	H141	D001		

01/29/2009

000520882GBF

MID985568021	90	G	0.38	H141	F003	D001	D022
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02/20/2009

000521084GBF

MID985568021	50	G	0.21	H141	F003	D001	D022
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03/23/2009

000912100GBF

MID985568021	8	G	0.03	H141	D009		
MID985568021	50	G	0.21	H141	F003	D001	
MID985568021	50	G	0.21	H141	D001	D022	F003

04/24/2009

000521233GBF

MID985568021	100	G	0.42	H141	D001	D022	F003
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05/22/2009

000521006GBF

MID985568021	1	P	0.00	H141	D004		
MID985568021	16	L	0.02	H141	F003	051U	
MID985568021	1	P	0.00	H141	P116		
MID985568021	4	P	0.00	H141	D001	D007	

000912202GBF

MID985568021	7	G	0.03	H121	D002	D007	D010	D011
MID985568021	55	G	0.23	H141	F003	D001	D022	
MID985568021	3	G	0.01	H141	D001	D022	U002	U007 U188 U239
MID985568021	1	G	0.00	H121	D002			
MID985568021	1	P	0.00	H141	D009			
MID985568021	40	G	0.17	H141	D001			
MID985568021	5	G	0.02	H141	D009			

06/19/2009

000912265GBF

MID985568021	100	G	0.42	H141	F003	D001	D022
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07/22/2009

000913541GBF

MID985568021	100	G	0.42	H141	D001	D022	F003
MID985568021	55	G	0.23	H141	F003	D001	
MID985568021	50	G	0.21	H141	D001		

08/13/2009

000913720GBF

MID985568021	96	P	0.05	H141	D009		
MID985568021	100	G	0.42	H141	D001	D022	F003

09/18/2009

2009 Michigan Manifest Data for Ohio Generators

09/30/2010

A density of 8.34 lbs/gal is assumed when the unit of measure is gallons, yards, or liters

Quantity and Unit Tons Mgmt Method Waste Code(s)

OHD046430013 CHILDRENS HOSPITAL

000913619GBF

MID985568021 95 G 0.40 H141 F003 D001 D022
 MID985568021 40 G 0.17 H141 D001

10/21/2009

000923820GBF

MID985568021 1 L 0.00 H141 D001
 MID985568021 50 G 0.21 H141 D001 D022 F003
 MID985568021 2 G 0.01 H121 D002
 MID985568021 400 P 0.20 H141 D009
 MID985568021 45 G 0.19 H141 D001 F003
 MID985568021 1 G 0.00 H121 D002 D008 D007
 MID985568021 2 G 0.01 H141 D001 U044 F003 D022 U188

000923821GBF

MID985568021 2 P 0.00 H141 P043 U058 U144 D008
 MID985568021 1 L 0.00 H141 D001
 MID985568021 1 P 0.00 H141 D001
 MID985568021 1 L 0.00 H141 U119

11/29/2009

000923932GBF

MID985568021 95 G 0.40 H141 D001 F003 D022
 MID985568021 70 G 0.29 H141 D001

12/11/2009

000924077GBF

MID985568021 110 G 0.46 H141 F003 D022 D001

Total Tons for Generator **6.44**