



031/020

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

April 8, 2008

Mr. Edward Green
Toxco Inc.
EPA ID OHD071654958
265 Quarry Road
Lancaster, OH 43130

Re: Incomplete 2007 Hazardous Waste Annual Report

Dear Mr. Green:

On March 4, 2008, the Division of Hazardous Waste Management received a 2007 Hazardous Waste (HW) Annual Report for OHD071654958, Toxco Inc. at 265 Quarry Road, Lancaster. The report did not include the Form OI that lists off-site transporter and receiving facility information, which is a violation of OAC rules 3745-52-41(A)(3) and (A)(4). To abate this violation, please submit a Form OI within 30 days.

The federal reporting forms were used instead of the Ohio forms as required in rule 3745-52-41(A) and there are several issues with the report that are listed below. Our database is set up to align with the Ohio forms, which are slightly different from the federal versions. When the federal forms are used, it takes extra time to process and enter them due to these differences. Please do not use the federal forms in the future.

Site Identification form

- 1) The federal form doesn't contain fields for the Operator's address. Please confirm that the operator's address should be 265 Quarry Road, Lancaster.
- 2) The federal form doesn't have a separate Hazardous Waste Report Generator Status item in the Hazardous Waste Activities section. Please confirm that the HW Report Generator Status is LQG.

GM forms

- 1) KOH Solution – page 4
 - a) The source code is G25. On the 2006 report G27 was reported. The definition of G27 is "Hazardous residual from treatment and recovery of universal waste." Is G27 the correct source code?
 - b) The unit of measure is listed as the number 5. Ohio's forms use letters instead of numbers. Please confirm that the unit of measure is gallons.

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

- a) A density of 2.0 lb/gal seems very low. On the 2006 report this waste had a density of 10 lbs/gallon. Please verify the density.
 - d) The management method code listed for the shipment to Clean Harbors in Cleveland is H010, metal recovery. To my knowledge this facility doesn't do that type of treatment. Should it be H077, wastewater treatment?
- 2) Lead oxide – page 5
- a) The source code is G25. On the 2006 report G27 was reported. Is G27 the correct source code?
 - b) The unit of measure is listed as the number 1. Please confirm that the unit of measure is pounds.
- 3) Plastic w/ cadmium or lead – page 6
- a) The source code is G25. On the 2006 report G27 was reported. Is G27 the correct source code?
 - b) The unit of measure is listed as the number 1. Please confirm that the unit of measure is pounds.
 - c) The management method code listed for the shipment to Michigan Disposal (MID000724831) is H132, landfill. The correct code should probably be H111, stabilization prior to disposal at another site. Please verify.
- 4) Poly propylene chips/plastic – page 7
- a) The source code is G25. Is G27 the correct source code?
 - b) The unit of measure is listed as the number 1. Please confirm that the unit of measure is pounds.
- 5) Retort water – page 8
- a) The source code is G25. On the 2006 report G27 was reported. Is G27 the correct source code?
 - b) The unit of measure is listed as the number 1 and the quantity is 11,429. On the 2006 report this waste was listed with a quantity of 14040 gallons. Please verify what the unit of measure should be, pounds or gallons.
 - c) If the unit of measure should be gallons, please verify the density. The stated density of 1.00 lb/gal seems much too low.
 - d) The waste was shipped to Vickery Environmental and the management method code is listed as H010. Shouldn't this be H134, underground injection?
- 6) Lead plates – page 9
- a) The source code is G25. On the 2006 report G27 was reported. Is G27 the correct source code?
 - b) The unit of measure is listed as the number 1. Please confirm that the unit of measure is pounds.
 - c) One of the receivers is "FCCANFALCO." Because the Form OI was not submitted, we don't know who this receiver is. Please note that Ohio assigns foreign country ID numbers beginning with FC for the purpose of

reporting foreign receivers and generators. A list of the currently assigned FC IDs can be found in the Hazardous Waste instruction booklet on our web page. If an ID has already been assigned to that facility it should be listed on the forms as such. If one has not been assigned it can be requested by contacting Annual Report Coordinator MaryAnn Silagy.

7) Lead plates – page 10

- a) The source code is G25. On the 2006 report G27 was reported. Is G27 the correct source code?
- b) The unit of measure is listed as the number 1. Please confirm that the unit of measure is pounds.
- c) The receivers are "FCKORWACHANG" and "FCKORSAMJI." Because the Form OI was not submitted, we don't know who these receivers are.

Form WR

- 1) The unit of measure is listed as the number 1. Please confirm that the unit of measure is pounds.
- 2) Because the federal forms were used, and the Ohio WR form is different from the federal, the name and address of the customer was not reported. If you submit the federal Form OI it can be listed there. If you submit the Ohio Form OI you'll need to provide the customer name and address separately.

Form PS

Process System forms were not submitted. The purpose of this form is to report the total amount processed as opposed to the total amount received, which is obtained by summing the Form WR wastes. In the 2006 report Toxco submitted two PS forms, one for H010 and the other for H039 (other recovery). Please submit the form(s), which can be found at http://www.epa.state.oh.us/dhwm/ann_report.html with the other Ohio forms and the instruction booklet.

Toxco must complete and submit the Form OI 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 Form PS pages and amendments to the GM forms should be submitted as well. A number of the issues above would best be corrected by resubmitting the entire report using Ohio's forms.

Your prompt attention to this matter would be appreciated. A letter that acknowledges receipt of your Notice of Violation response will be sent to you once it is processed.

For assistance with the reporting forms please contact me at 614-644-2891 or via e-mail send to maryann.silagy@epa.state.oh.us.

Sincerely,

MaryAnn Silagy

MaryAnn Silagy
Annual Report Coordinator
Regulatory and Information Services Section
Division of Hazardous Waste Management

cc: ~~Central File~~
Melissa Musko, DHWM-CDO