



State of Ohio Environmental Protection Agency

STREET ADDRESS:

MAILING ADDRESS:

Lazarus Government Center
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Columbus, Ohio 43215

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www.epa.state.oh.us

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

August 8, 2008

DENNIS BADEN
KENT STATE UNIVERSITY MAINTENANCE BLDG
1787 SUMMIT ST
KENT, OH 44242

eval 002
enf 001 (KD)

**Re: 2007 Hazardous Waste Annual Report Requirement
KENT STATE UNIVERSITY MAINTENANCE BLDG, KENT – #OHD981531635
and/or DIX STADIUM, KENT – NO ID #**

Dear Dennis Baden:

My review of customer data from Ohio Treatment, Storage, and Disposal Facilities (TSDFs) has revealed that one or more shipments of hazardous waste were received from Kent State University during the 2007 calendar year. As shown on the enclosed printout, some of these wastes were reported as received from "Kent State University Maintenance Building," while others using the same EPA ID # were reported as generated at "Dix Stadium." Each shipment of hazardous waste must be identified as originating from a specific location. Because Dix Stadium is not immediately adjacent to the Maintenance Building, Dix Stadium should have its own EPA ID # for purposes of hazardous waste generation. The total amount reported from the Maintenance Building is less than a ton, so the Maintenance Building may be below the threshold for the Annual Report requirement. But as shown on the enclosed printout, the amount reported from Dix Stadium is approximately 33.92 tons. This total indicates that Dix Stadium was a large quantity generator in 2007. Because I have not received a Hazardous Waste Annual Report for 2007, Kent State University – Dix Stadium 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. It may take only one month of generating above the threshold quantity to subject a site to the Annual Report requirement. The generator is responsible for contacting Ohio EPA in order to obtain the reporting forms.

OAC Rule 3745-52-41 requires a generator who ships any hazardous waste off-site to prepare and submit to the Ohio EPA an **Annual Hazardous Waste 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, Kent State University – Dix Stadium must complete and submit to Ohio EPA a 2007 Annual Hazardous Waste Report within 30 days of

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



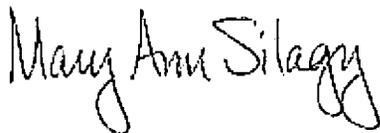
receipt of this letter. Failure to respond to this Notice of Violation may result in referral to the Compliance Assurance Section for consideration of escalated enforcement. You may access the reporting forms and instructions on our website at http://www.epa.state.oh.us/dhwm/ann_report.html. Because Dix Stadium does not yet have an EPA ID #, please leave this blank on the report. We will use the information on the Site ID form from the report to generate a new EPA ID # for Dix Stadium first, and then we will process the report. You will receive a letter documenting the new ID #, and you should use this new number for reporting any future waste from Dix Stadium. If the waste generation from Dix Stadium was due to a one-time event which will seldom or never be repeated, please let us know. In this case you may send us another letter asking us to deactivate the ID # after all of the waste has been transported, all manifests received, and you have received a letter returning this annual report violation to compliance.

Kent State University – Dix Stadium 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 Kent State University – Dix Stadium was not a large quantity generator in 2007, documentation must be submitted to this office within 30 days of receipt of this letter. This documentation must show that Kent State University – Dix Stadium did not generate more than the threshold quantity of hazardous waste in any month during 2007. If you believe that the information supplied by Ohio 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. 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

enclosure

cc: Central File ✓
DHWM, NEDO

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.

Generator Facility

Generator US EPA ID: OHD981531635

Generator Name: Kent State University Maintenance Bldg

Address: 1787 Summit St
Kent, OH 44242-

Total Tons Shipped: 34.84

Receiving Facility

US EPA ID: OHD001926740

Name: Hukill Chemical Corporation

Customer Name: Kent State University-Summit

Customer Address: 1787 Summit Street
Kent, OH 44242-

Waste Description:	Flammable- loosepack	Page:	141	Subpage:	19450
System Type:	H141 Form: W001 Quantity: 34.00 P Density: 8 Lbs. / Gal.				
	D001				

Waste Description:	Potassium hydroxide based developers- loosepack	Page:	141	Subpage:	19449
System Type:	H141 Form: W001 Quantity: 134.00 P Density: 8 Lbs. / Gal.				
	D002				

Waste Description:	Fixer-Loosepack	Page:	141	Subpage:	19447
System Type:	H141 Form: W103 Quantity: 124.00 P Density: 8 Lbs. / Gal.				
	D002				

Waste Description:	Potassium hydroxide based developers- bulk	Page:	141	Subpage:	19446
System Type:	H061 Form: W103 Quantity: 240.00 P Density: 8 Lbs. / Gal.				
	D002				

Waste Description:	Aerosols	Page:	141	Subpage:	19445
System Type:	H141 Form: W001 Quantity: 6.00 P Density: 8 Lbs. / Gal.				
	D001				

Waste Description:	Gasoline Contaminated motor oil	Page:	141	Subpage:	19337
System Type:	H061 Form: W206 Quantity: 440.00 P Density: 8 Lbs. / Gal.				
	D001				

Receiving Facility

US EPA ID: OHD980568992

Name: Envirote of Ohio Inc

Customer Name: KENT STATE UNIVERSITY

Customer Address: Dix Stadium
KENT, OH 44242-


Waste Description:	SAND BLAST MEDIA	Page:	365	Subpage:	1
System Type:	H111 Form: W501 Quantity: 33.92 T Density: 0 S.G.				
	D008				

Receiving Facility

US EPA ID: OHD001926740

Name: Hukill Chemical Corporation

Customer Name: Kent State University-Summit

Customer Address: 1787 Summit Street
Kent, OH 44242-

Waste Description:	Diesel fuel and gas	Page:	141	Subpage:	19678
System Type:	H061 Form: W219 Quantity: 424.00 P Density: 8 Lbs. / Gal.				
	D018 D001				

Waste Description:	Gasoline Contaminated motor oil	Page:	141	Subpage:	19913
System Type:	H061 Form: W206 Quantity: 440.00 P Density: 8 Lbs. / Gal.				
	D001				

