



State of Ohio Environmental Protection Agency

Northeast District Office

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

April 14, 2010

John Ferek
BASF Corporation
23800 Mercantile Drive
Beachwood, OH 44122-5946

**RE: BASF CORPORATION, OHD 083 321 265, CUYAHOGA COUNTY, SQG-CEI,
RETURN TO COMPLIANCE**

Dear Mr. Ferek:

Thank you for your response to Ohio EPA's March 31, 2010 Notice of Violation (NOV). Your response was received via e-mail on April 13, 2010.

The documentation you submitted included the following:

1. An explanation of how BASF will prevent failures to sign manifests in the future and ensure that all personnel who sign manifests receive hazardous waste training.
2. An explanation of how BASF will fix its training database to allow the company to access copies records that are older than one year.
3. A copy of your hazardous waste training record.
4. A copy of an inspection log for emergency equipment.
5. A revised hazardous waste contingency plan that includes job descriptions and a list of emergency equipment.

Ohio EPA has reviewed the documentation and determined that it is adequate to correct the violations cited in the NOV:

1. **Manifests**
OAC 3745-52-23(A)(1)
2. **Personnel Training Requirements**
OAC 3745-65-16(E)
3. **Personnel Training Requirements**
OAC 3745-65-16(C)

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4. **Personnel Training Requirements—Job Titles and Descriptions**
OAC 3745-65-16(D)(2)
5. **Emergency Equipment Inspections**
OAC 3545-65-33
6. **Content of Contingency Plan Emergency Equipment**
OAC 3734 65-52 (E)

No response to this letter is required.

Failure to list specific deficiencies in this communication does not relieve BASF Corporation from the responsibility of complying with all applicable Ohio EPA laws and regulations. Please be advised that present or past instances of non-compliance can continue as subjects of pending or future enforcement actions.

Please feel free to contact me at (330) 963-1170 if you have any questions.

Sincerely,



Edward J. D'Amato
Environmental Specialist
Division of Hazardous Waste Management

EJD:ddw

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