

**Environmental  
Protection Agency**

\_\_\_\_\_, Governor  
\_\_\_\_\_, Lt. Governor  
\_\_\_\_\_, Director

December 13, 2010

Duane Winters  
American Decorative Ceilings and  
Custom Interior Enterprises, Inc.  
4510 E. 71<sup>ST</sup> St.  
P.O. Box 605605  
Cleveland, OH 44105

**RE: CUSTOM INTERIOR ENTERPRISES/AMERICAN DECORATIVE CEILINGS  
OHD004203279, CESQG NOV**

Dear Mr. Winters:

On October 28, 2010, this writer, representing Ohio EPA, Division of Hazardous Waste Management (DHWM), visited Custom Interior Enterprises, Inc. and GJP, Inc. doing business as American Decorative Ceilings, located at 4510 East 71<sup>ST</sup> Street in Cleveland, Ohio to conduct a hazardous waste compliance evaluation inspection. You represented Custom Interior Enterprises and American Decorative Ceilings.

On November 5, November 6, November 30 and December 9, 2010, Custom Interior Enterprises and American Decorative Ceilings submitted information concerning paint related products, waste profiles and waste shipments.

The purpose of the inspection was to determine Custom Interior Enterprises' and American Decorative Ceilings' compliance with Ohio's hazardous waste laws as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC). The inspection included a review of the facility's operations, as well as the management of wastes. Custom Interior Enterprises and American Decorative Ceilings were inspected for the requirements of a conditionally exempt small quantity generator (CESQG) of hazardous waste.

Based on the inspection, Ohio EPA identified the following violations:

1. **ORC §3734.02(E)&(F), Unlawful Storage of Hazardous Waste:** A small quantity generator may for 180 days or less accumulate hazardous waste that is generated on-site without an Ohio hazardous waste permit.

At least since 2009 through May 2010, Custom Interior Enterprises and American Decorative Ceilings attained a small quantity generator (SQG) status due to the amount of hazardous waste (i.e., paint related wastes) stored on-site. During this time, the hazardous waste was stored in the rear of a truck, as well on the dock area of the facility. Beginning in December 2009 and continuing to present, hazardous waste (i.e., paint related waste) has been shipped from your facility to a permitted hazardous waste management facility.

During the October 28, 2010 inspection, Ohio EPA noted that the hazardous waste, previously stored in the rear of the truck and on the dock area, had been removed. You provided documentation that indicated the hazardous waste was shipped off-site to a permitted hazardous waste management facility. Additionally, during the October 28, 2010 inspection, Ohio EPA did not observe any releases of hazardous waste to the rear of the truck or to the dock area.

Since hazardous waste (i.e., paint related wastes) was stored on-site for greater than 180 days, Custom Interior Enterprises and American Decorative Ceilings violated ORC §3734.02 (E)&(F). Additionally, Custom Interior Enterprises and American Decorative Ceilings violated OAC rule 3745-52-20 through OAC rule 3745-52-23 (Manifest Use), OAC rule 3745-52-34(D)(5)(b)(c) (Emergency Procedures for SQG), OAC rule 3745-65-33 (Testing and Maintenance of Emergency Equipment) and OAC rule 3745-66-74 (Container Inspections) since these regulations were not complied with when the hazardous waste was stored on-site and later shipped off-site.

**To demonstrate efforts towards addressing these violations, Custom Interior Enterprises and American Decorative Ceilings must:**

- A. Identify how the facility will manage all hazardous waste (i.e., paint related waste) in compliance with the hazardous waste laws,**
- B. Identify how the facility will prevent a reoccurrence of the above violations, and**
- C. Submit an inventory of all types and amounts of hazardous waste generated and accumulated on a monthly basis. The inventory must be submitted to my attention on a monthly basis for the next three months and is due by the seventh day of the following month (e.g., December 2010 waste generation amounts due by January 7, 2011). Provided that Custom Interior Enterprises and American Decorative Ceilings can successfully demonstrate that it can attain a CESQG status, compliance with the SQG requirements will not be required at this time. Please be advised that should you generate more than 220 pounds of hazardous waste in a month or accumulate more than 2,200 pounds of hazardous waste on-site, then the facility must comply with the applicable requirements for either a small or large quantity generator of hazardous waste.**

Since Custom Interior Enterprises and American Decorative Ceilings violated ORC § 3734.02(E)&(F), your facility is subject to all applicable general facility standards found in OAC Chapters 3745-54 and 3745-55. Additionally, at any time Ohio EPA may assert its right to have you begin facility-wide cleanup pursuant to the Corrective Action process under Ohio law.

2. **OAC rule 3745-52-11, Waste Evaluation:** Any person who generates a waste must evaluate that waste to determine if it is a hazardous waste in accordance with the criteria set forth in OAC Chapter 3745-51.

Custom Interior Enterprises and American Decorative Ceilings failed to evaluate spent fluorescent lamps from lighting fixtures prior to their disposal in the regular trash. You may wish to manage the spent lamps in accordance with the universal waste management requirements found in OAC Chapter 3745-273. Please refer to the guidance document that was provided to you during the inspection. **To abate this violation, identify how spent lamps will be managed on-site at your facility.**

The above violations must be immediately addressed and all of the above requested documentation **must be submitted to my attention at the Ohio EPA by January 7, 2010.**

Ohio EPA offers the following comments:

1. Custom Interior Enterprises and American Decorative Ceilings should evaluate the application of the D007 (chromium) and D008 (lead) hazardous waste numbers to its waste paint/solvent. Based on information you submitted on November 30, 2010, chromium and lead do not appear to be present in the facility's paint.
2. Custom Interior Enterprises and American Decorative Ceilings should evaluate its spent paint booth filters and associated solids (e.g., booth floor sweepings) for the applicability of the D007 (chromium), D008 (lead), F003 (spent non-halogenated solvent) and F005 (spent non-halogenated solvent) hazardous waste numbers. During the October 28, 2010 inspection, you indicated that spent solvent from spray gun clean up is not sprayed into the booth filters. Additionally, based on information you submitted on November 30, 2010, chromium and lead do not appear to be present in the facility's paint.
3. Ohio EPA has created an electronic news service to provide facilities with quick and timely updates on news and events related to hazardous waste activities in Ohio. For more information, please refer to: [http://ohioepa.custhelp.com/cgi-bin/ohioepa.cfg/php/enduser/doc\\_serve.php?2=subscriptionpage](http://ohioepa.custhelp.com/cgi-bin/ohioepa.cfg/php/enduser/doc_serve.php?2=subscriptionpage)
4. The Ohio Department of Development's Office of Energy Efficiency may be able to help with energy efficiency issues. For more information, please refer to: <http://development.ohio.gov/Energy>
5. You may be able to reduce the amount of waste your facility generates by finding ways to recycle, reduce, or eliminate it. OCAPP provides free compliance and pollution prevention assistance on environmental issues related to air, land and water. Should your facility be interested in receiving a free pollution prevention assessment in the future, please contact me or OCAPP. OCAPP may be contacted at (800) 329-7518 or via the internet at: <http://www.epa.ohio.gov/ocapp/contact.aspx>

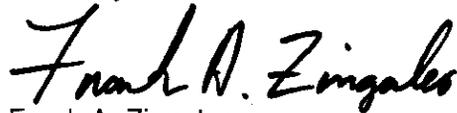
CUSTOM INTERIOR ENTERPRISES/AMERICAN DECORATIVE CEILINGS  
DECEMBER 13, 2010  
PAGE – 4 –

6. You may find copies of the hazardous waste rules and other information on Ohio EPA's web page at: <http://www.epa.ohio.gov/dhwm>

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve you from having to comply with all applicable regulations.

Should you have any questions, please contact me at (330) 963-1108.

Sincerely,



Frank A. Zingales  
Environmental Specialist  
Division of Hazardous Waste Management

FAZ:ddw

Enclosure

ec: Harry Sarvis, DHWM, CO  
Natalie Oryshkewych, DHWM, NEDO  
Nyall McKenna, DHWM, NEDO

Send to Central Office

Ohio Environmental Protection Agency  
**RCRA SUBTITLE C SITE  
IDENTIFICATION/VERIFICATION FORM**

For Ohio EPA use only

Completed verification forms required to be submitted to CO should be e-mailed to [paula.canter@epa.state.oh.us](mailto:paula.canter@epa.state.oh.us).

Site EPA ID No. EPA ID Number: **OHD004203279**  
Site Name Name: **Custom Interior Enterprises, Inc.** Website: (Optional)

Site Location Information Street Address: **4510 E. 71<sup>ST</sup> St.**  
City, Town, or Village: **Cleveland** State: **OH**  
County Name: **Cuyahoga** Zip Code: **44105**

Site Land Type (check only one)  
NAICS code(s) [www.census.gov/epcd/www/naics.html](http://www.census.gov/epcd/www/naics.html)  
Private  County  District  Federal  Indian  Municipal  State  Other   
**332322**

Facility Representative First Name: **Duane** MI: Last Name: **Winters**  
Title: **Purchasing Agent**  
Additional names can be recorded in number 12 Phone Number: **216-341-2222** Phone Number Extension:  
E-Mail Address: **dwinters@amer-dec.com**  
Only provide address information if it is different than the site address Fax Number: Fax Number Extension:  
Street or P.O. Box: **P.O. Box 605605**  
City, Town or Village: **Cleveland**  
State: **OH** Zip Code: **44105**

Legal Owner And Operator of the Site. List Additional Owners and/or Operators in the Comment Section or on another copy of this form page.  
Name of Site's Legal Owner: Date Became Owner (mm/dd/yyyy):  
Owner Type: Private  County  District  Federal  Indian  Municipal  State  Other   
Street or P.O. Box: Owner Phone #:  
City, Town or Village: Country: Zip Code:  
Name of Site's Operator: Date Became Operator (mm/dd/yyyy):  
Operator Type: Private  County  District  Federal  Indian  Municipal  State  Other   
Street or P.O. Box: Operator Phone #:  
City, Town or Village: Country: Zip Code:

VIOLATIONS CITED?  Yes  No

TYPE OF HANDLER - MARK "X" AS APPROPRIATE

<input type="checkbox"/> Not a HW Generator	<input type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11	<input type="checkbox"/> Large Quantity Generator (LQG)
	<input type="checkbox"/> Short-Term/Temporary Generator (generates from a short-term or one-time event and not from on-going processes). Check the box for the applicable generator status and provide a comment.	<input type="checkbox"/> Small Quantity Generator (SQG)
		<input checked="" type="checkbox"/> Conditionally Exempt Small Quantity Generator
		<input type="checkbox"/> U.S. Importer of Hazardous Waste
		<input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator

TYPE OF REGULATED WASTE ACTIVITY (MARK "X" IN ALL OF THE APPROPRIATE BOXES)

<input type="checkbox"/> Hazardous Waste Transporter	<input type="checkbox"/> Exempt Boiler and/or Industrial Furnace
<input type="checkbox"/> Hazardous Waste Transfer Facility	<input type="checkbox"/> Small Quantity On-Site Burner Exemption
<input type="checkbox"/> Treater, Storer or Disposer of Hazardous Waste	<input type="checkbox"/> Smelting, Melting, Refining Furnace Exemption
<input type="checkbox"/> Recycler of Hazardous Waste	<input type="checkbox"/> Underground Injection Control Facility
<input type="checkbox"/> 72-Hour Recycler	<input type="checkbox"/> Receives Hazardous Waste from Off-site

UNIVERSAL WASTE ACTIVITIES (INDICATE TYPES OF UNIVERSAL WASTE MANAGED (CHECK ALL BOXES THAT APPLY)

<input type="checkbox"/> Small Quantity Handler of Universal Waste	<input type="checkbox"/> Destination Facility for Universal Waste
<input type="checkbox"/> Large Quantity Handler of Universal Waste (accumulates 5,000 kg. or more)	

CHECK ALL BOXES BELOW THAT APPLY FOR THE TYPES OF UNIVERSAL WASTE THE FACILITY MANAGES

Batteries  
 Pesticides  
 Mercury containing equipment  
 Lamps

USED OIL ACTIVITIES (INDICATE TYPE(S) OF ACTIVITY(S)

Used Oil Generator  
 Used Oil Transporter  
 Used Oil Transfer Facility  
 Used Oil Processor  
 Used Oil Re-refiner  
 Off-Specification Used Oil Burner  
 Used Oil Fuel Marketer who directs shipment of Off-Spec Used Oil  
 Used Oil Fuel Marketer who first claims the Used Oil meets the specifications

Eligible Academic Entities with Laboratories: Facility has previously notified that they are going into managing laboratory hazardous waste pursuant to OAC rules 3.45-1-2-200 through 3.45-52-218. (Check the boxes) below to indicate the laboratory type.

College or University  
 Teaching hospital that is owned by or has a formal written affiliation agreement with a college or university  
 Non-profit Institute that is owned by or has a formal written affiliation agreement with a college or university

**Waste Codes for Federally Regulated Hazardous Wastes.** Please list the codes for the federally regulated hazardous waste handled at the site. List them in the order they are presented in the regulations (e.g., D001, D003, F007, U112). Use an additional page or list them in the comments if more space is needed. If the waste codes are the same as listed in the most recent RCRA info source record, you do not need to list them. Instead just indicate the date of the most recent source record.

D007                      D008                      F003                      F005

COMMENTS: USE THIS AREA TO DESCRIBE WHETHER THE INSPECTION WAS ANNOUNCED, WHETHER THE WASTE IS STORED IN TANKS OR CONTAINERS, ETC.

Announced	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Additional Facility Representatives:
Tanks	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
Containers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	

Name of Inspector(s) <b>Frank Zingales</b>	Name of Inspector(s)	Date of Inspection/Time (mm/dd/yyyy) (hh:mm) <b>10/28/2010 11:20</b>
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**Comments:**  
**GJP, Inc. dba American Decorative Ceilings also operating at same facility. Additional information requested to verify CESQG status; see Ohio EPA NOV letter dated December 2010, violation #1.**

**PROCESS DESCRIPTION / WASTE ACTIVITIES SUMMARY**

**Facility Name:** Custom Interior Enterprises/American Decorative Ceilings

**Facility Type:** CESQG

**EPA ID#:** OHD004203279

**Process Information:** Facility manufactures custom ceilings. Metal coils or sheets are cut and bent to form ceiling panels. Metal arrives pre-coated or is custom painted. Painting is done in a spray booth.

**Regulatory / Enforcement History:** None to date.

<i>Description of Waste</i>				<i>On-Site Management</i>	<i>Off-Site Management</i>
<b>Process/Activity Generating Waste</b>	<b>Waste Generated</b>	<b>EPA Waste Code</b>	<b>Quantity Generated</b>	<b>Type of Accumulation / Storage</b>	<b>Name, state, and type of activity occurring at the facility.</b>
Painting: Spray gun clean-up.	Waste paint and spent solvent.	D007/D008/ F003/F005 <sup>1</sup>	Additional information requested. See OEPA NOV letter dated December 2010, violation #1.	Containers (55-gallon drums)	Petro-Chem Processing Group Detroit, MI MID980615298  Note 1: Facility to evaluate applicability of D007/D008 waste codes.  Note 2: Facility to evaluate applicability of D007/D008/F003/F005 waste codes.
Spray booth clean-up (floor and duct work).	Waste solids.	D007/D008/ F003/F005 <sup>2</sup>			
Spray booth filter change out.	Waste booth filters.	D007/D008/ F003/F005 <sup>2</sup>			
Maintenance	Spent fluorescent lamps				Waste evaluation necessary. May be managed as a universal waste.

Would this facility be interested in a pollution prevention (P2) assessment? Made facility aware of opportunity.

Office of Compliance Assistance and Pollution Prevention: 1-800-329-7518 or p2mail@epa.state.oh.us or <http://epa.ohio.gov/ocapp/contact.aspx>

Compliance assistance information provided:

- Identification of Hazardous Waste,
- Hazardous Waste Generator Categories and Episodic Generation,
- Universal Waste Rules for Handlers of Lamps, and
- OCAPP brochure.

**CONDITIONALLY EXEMPT SMALL QUANTITY GENERATOR REQUIREMENTS  
COMPLETE AND ATTACH A PROCESS, WASTE, P2 SUMMARY SHEET**

CESQG: ≤100Kg. (Approximately 25-30 gallons) of waste in a calendar month or < 1 Kg. of acutely hazardous waste.  
 SQG: Between 100 and 1,000 Kg. (About 25 to under 300 gallons) of waste in a calendar month.  
 LQG: ≥ 1,000 Kg. (~300 gallons) of waste in a calendar month or ≥1 Kg. of acutely hazardous waste in a calendar month.  
 NOTE: To convert from gallons to pounds: Amount in gallons x Specific Gravity x 8.345 = Amounts in pounds.

Safety Equipment Used: None

**WASTE EVALUATION**

1.	Have all wastes generated at the facility been adequately evaluated? [3745-52-11]	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
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**GENERATOR CLASSIFICATION**

2.	Does the generator produce <100 kg. of hazardous waste per month? [conditionally exempt small quantity generator ("CESQG")]  <b>Additional information requested. See Ohio EPA NOV letter dated December 2010, violation #1.</b>	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
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NOTE: If quantities of hazardous waste accumulated on-site at any one time exceed 1,000 Kg. - or the generator produces between 100 and 1,000 Kg. of hazardous waste per month, it is operating as a Small Quantity Generator ("SQG"). If so, complete the Small Quantity Generator Requirements checklist.

**OFF-SITE SHIPMENT OF HAZARDOUS WASTE**

3.	Does the CESQG ensure delivery of hazardous waste(s) to an off-site permitted TSD? [3734.02(F)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
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**TREATMENT OF HAZARDOUS WASTE**

4.	Does the generator treat hazardous waste in a:	No treatment.
	a. Container that meets 3745-66-70 to 3745-66-77?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
	b. Tank that meets 3745-66-90 to 3745-66-101 except 3745-66-97(C)?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
	c. Drip pads that meet 3745-69-40 to 3745-69-45?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
	d. Containment building that meets 3745-256-100 to 3745-256-102?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>

NOTE: Complete appropriate checklist for each unit.

NOTE: If the CESQG conducts treatment they are subject to the LQG requirements.

NOTE: If waste is treated to meet LDRs, use LDR checklist.

**MIX HAZARDOUS WASTE WITH USED OIL**

5.	Does the CESQG mix its hazardous waste with used oil for the purpose of burning for energy recovery? [3745-51-05(J)] If so:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
	a. Does the CESQG manage the mixture in accordance with 3745-279-21?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>