



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

May 24, 2007

RE: EMERALD PERFORMANCE MATERIALS
LARGE QUANTITY GENERATOR
OHD 000 817 361
SUMMIT COUNTY, PRTC

Mr. William Ramus
Emerald Performance Materials
240 W. Emerling Avenue
Akron, OH 44301

Dear Mr. Ramus:

On May 16, 2007, the Ohio Environmental Protection Agency (Ohio EPA) received Emerald Performance Materials' (Emerald) response to the Agency's April 3, 2007 Notice of Violation letter. Emerald submitted the following: waste evaluation documentation; personnel training job titles/descriptions; updated emergency coordinator information; documentation on emergency spill control equipment; inspection records; hazardous waste tank documentation; used oil management information; fluorescent lamp recycling documentation; and disposal documentation.

Emerald has adequately demonstrated abatement of the following violations and addressed Ohio EPA's concerns:

1. Waste Evaluation, OAC rule 3745-52-11;
2. Personnel Training, OAC rule 3745-65-16 (D)(1-3);
3. Contingency Plan, OAC rule 3745-65-52 (D);
4. Required Equipment, OAC rule 3745-65-32(C);
5. Testing and Maintenance of Equipment, OAC rule 3745-65-33;
6. Tank Systems, OAC rule 3745-66-95 (A)(1) and (4); and
9. Used Oil Releases, OAC 3745-279-22(D).

The following violations remain outstanding:

7. Tank System Design and Installation, OAC rule 3745-66-92(A):
Emerald stated a follow-up letter will be submitted to Ohio EPA once all repairs have been completed and the tanks are certified by an engineer. The facility stated the repairs should be completed by the end of May and the assessment will be completed thereafter.
8. Tank System Secondary Containment, OAC rule 3745-66-93(E)(1)(c),(d),and (f):
Emerald stated a follow-up letter will be submitted to Ohio EPA once all repairs have been completed. The facility targeted October 1, 2007 as a completion date.

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In order to abate the outstanding violations, Emerald must submit the documentation requested to abate each violation.

Should you have any question, please feel free to call me at (330) 963-1278. You can find copies of the rules and other information on the DHWM's web page at <http://www.epa.state.oh.us/dhwm>.

Sincerely,

A handwritten signature in black ink, appearing to read "Wade Balsler". The signature is written in a cursive style with a large initial "W".

Wade Balsler
District Representative
Division of Hazardous Waste Management

WB:ddw

ec: Natalie Oryshkewych, DHWM, NEDO