



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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

July 15, 2008

Amy Lucia
Environmental, Health & Safety Manager
Erico International, Inc.
34600 Solon Road
Solon, Ohio 44139

**RE: ERICO INTERNATIONAL, INC., OHD 066 049 172, CUYAHOGA COUNTY,
RCRA/LQG COMPLIANCE EVALUATION INSPECTION, PARTIAL RETURN TO
COMPLIANCE**

Dear Ms. Lucia:

Thank you for your April 23, 2008 response to Ohio EPA's March 21, 2008 Partial Return to Compliance letter. Erico International, Inc. (Erico) submitted information and documentation including:

- Documentation in the form of sign in sheets demonstrating that Tom Soltesz and Sally Taylor have been trained in hazardous waste management and the facility contingency plan.
- Documentation demonstrating that the facility contingency plan has been sent to all emergency authorities expected to respond in the event of an emergency.
- An updated copy of job title and description for the position of Fork Lift Operator amended to include annual hazardous waste training.
- Information and documentation regarding the LP washwater/sludge, and coolant waste generation and management; including a statement from Erico regarding the profiling of the two waste streams.
- A copy of the new machine shop coolant profile #CH307617 which has been split off from the LP wash water/sludge profile #CH254418.

My review of this documentation reveals that Erico has adequately demonstrated abatement of the following violations cited in Ohio EPA's April 18, 2007 NOV letter:

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OAC Rule 3745-65-52 Copies of contingency plan

OAC Rule 3745-65-16 Personnel training

OAC Rule 3745-52-11 Hazardous waste determination

Ohio Revised Code (ORC) § 3734.02(F) Causing a hazardous waste to be transported to an unpermitted facility

Erico remains in violation of the following state hazardous waste regulations cited in Ohio EPA's April 18, 2007 NOV letter:

1. **Ohio Revised Code (ORC) § 3734.02(E) and (F) Storage of hazardous waste without a facility installation and operation permit:**

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

Failure to list specific deficiencies in this communication does not relieve Erico from the responsibility of complying with all applicable hazardous waste regulations. This letter does not relieve Erico from liability for any past or present violations of the state's hazardous waste laws.

Should you have any questions, please feel free to call me at (330) 963-1181.

Sincerely,



Suzanne Prusnek
Environmental Specialist
Division of Hazardous Waste Management

SP:ddw

ec: Frank Popotnik, DHWM, NEDO, OEPA
Harry Sarvis, DHWM, CO, OEPA
cc: Natalie Oryshkewych, DHWM, NEDO, OEPA