



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

June 24, 2011

**RE: 1415 RAFF RD. SW
NOTICE OF VIOLATION**

Kash LLC
2481 Manchester Ave.
North Lawrence, OH 44666

Dear Sirs:

On March 24, 2011, Ohio EPA's Division of Materials and Waste Management conducted an inspection at 1415 Raff Rd. SW in Canton, Ohio. You are listed as the owner of this property on Stark County's Auditor website. Please contact me at (330) 963-1217, or robert.almquist@epa.state.oh.us, so that we can discuss the issues at this site.

The purpose of the inspection was to determine if this location was in compliance with Ohio's hazardous waste and used oil laws and rules as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC).

This letter will document any violations and concerns found and outline what you need to do to correct them. A written response to these issues is required within 30 days.

The following violation was found:

1. **OAC Rule 3745-273-13 (D)(1) - Universal waste lamp containers.**

This rule requires universal waste lamps to be in closed containers or packages that are structurally sound and adequate to prevent breakage.

Kash LLC violated this rule by having waste fluorescent lamps that were not in a closed container or package as seen in the enclosed photographs. You must correct this violation and provide documentation of that to me.

The following document is enclosed which contains more information regarding waste fluorescent lamps:

Universal Waste Rules for Handlers of Lamps, 2005

[http://www.epa.ohio.gov/portals/32/pdf/Universal Waste Rules for Handlers of Lamps.pdf](http://www.epa.ohio.gov/portals/32/pdf/Universal_Waste_Rules_for_Handlers_of_Lamps.pdf)

Also some lamp recycling companies are listed in the following document which is also enclosed:

Waste Disposal and Recycling Companies in Northeast Ohio, 2010

Please send me a description of how you will now properly manage and ship for recycling your waste lamps.

The following concerns were found:

At least five containers were seen stored outside. Please let me know what is in these containers, if the material is a waste and what you plan to do with them. For any waste you generate you must determine if that waste is a hazardous waste. I am available to help you with that determination. The following document regarding this is enclosed:

Identifying Your Hazardous Waste, 2010

<http://www.epa.ohio.gov/portals/41/sb/publications/identifyingwaste.pdf>

We also saw scrap tires stored outside. The following documents are enclosed which discuss Ohio's scrap tire rules:

How Do Ohio's Scrap Tire Rules Affect Generators of Scrap Tires? 2007

http://www.epa.ohio.gov/portals/34/document/guidance/gd_645.pdf

Registered Scrap Tire Transporters, April 7, 2011

http://epa.ohio.gov/portals/34/document/facility_lists/scrap_tire_transporters.pdf.

Other information and suggestions:

- Ohio EPA's Office of Compliance Assistance and Pollution Prevention (OCAPP) provides compliance and pollution prevention assistance on environmental issues (including sources of funding) related to air, land, and water. They can be contacted at (800) 329-7518, or <http://www.epa.ohio.gov/Default.aspx?alias=www.epa.ohio.gov/ocapp>.
- ENERGY STAR is a government-backed program helping businesses and individuals protect the environment through superior energy efficiency. Their website is at: <http://www.energystar.gov/>.
- The Clean Air Resource Center offers help in understanding EPA air quality requirements. In addition, if your business is required to purchase new equipment, they can offer better-cost financing with special tax incentives. Their phone number is (800) 225-5051 and website is <http://www.ohioairquality.org/>.
- Ohio Bureau of Workers' Compensation has an OSHA On-Site Consultation service which includes free on-site safety inspections and consultation, safety program assistance, and safety and hygiene training or seminars. More information can be found at: <http://www.ohiobwc.com/employer/programs/safetv/SandHOSHAOnSite.asp>.

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If you have any questions, please contact me at (330) 963-1217, or robert.almquist@epa.state.oh.us. I look forward to your prompt response addressing any remaining violations.

Sincerely,



Robert Almquist
Division of Materials and Waste Management

RA:cl
Enclosures

ec: Frank Popotnik, DMWM, NEDO
Natalie Oryshkewych, DMWM, NEDO
Jeff Mayhugh, DMWM, CO
Joshua Adams, DMWM, NEDO
Should have been Dave Dyste

cc: Marlene Kinney, DMWM, NEDO
Charles O. Eberhardt

Notice:

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

