



**Environmental  
Protection Agency**

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

March 18, 2011

Ryan Soberay  
Soberay & Sons, Ltd.  
5500 Walworth Ave.  
Cleveland, OH 44102

**RE: SOBERAY & SONS LTD., OHR000135939, CUYAHOGA COUNTY, RTC**

Dear Mr. Soberay:

Thank you for your January 24, February 2, February 11, March 2, March 3, March 4, March 10 and March 11, 2011 responses to Ohio EPA's January 4, 2011 Notice of Violation/Partial Return to Compliance (NOV/PRTC) letter. The documentation you submitted included waste evaluation and off-site waste management information.

The following is the status of the previously identified violations:

**1. OAC rule 3745-52-11, Waste Evaluation:**

- A. On March 10, 2011, Soberay & Sons' consultant indicated that the waste stream consisting of waste coolant related sludge will be managed as a D008/F001/F002/F003/F005 hazardous waste. Currently, this waste stream is being accumulated in three, 55-gallon drums at your facility. You indicated that you will proceed with disposal of the drums. **This waste evaluation violation has been adequately addressed.**

**Please submit a copy of the shipping papers (e.g., manifest) documenting the off-site management of the three, 55-gallon drums containing waste coolant sludge to a permitted hazardous waste facility.**

- B. On March 2, 2011, Soberay & Sons indicated that the clean-up solvent from painting activities is re-used at the facility. Additionally, the acrylic enamel paint that is used for painting activities is free of heavy metals. **This waste evaluation violation has been adequately addressed. No further response is necessary.**

**2. OAC rule 3745-279-22(C)(1), Used Oil Storage Requirements for Generators:** This violation was previously addressed.

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Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your facility 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:cl

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

cc: Marlene Kinney, DHWM, NEDO