



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

Re: French Tex Cleaners
Hazardous Waste
Complaint # 3010
Erie County
NOV

October 13, 2010

Mr. Toby Mollaun, Owner
French Tex Cleaners
1172 Cleveland Road
Sandusky, Ohio 44870

Dear Mr. Mollaun:

On September 22, 2010, I investigated a complaint at French Tex Cleaners (FTC) located at 1172 Cleveland Road, Sandusky, Ohio. The complaint was received by the Division of Hazardous Waste Management (DHWM) on September 7, 2010. The complainant stated that sludge from your cleaners was being improperly disposed (dumping across alley onto ground) and there were leaking drums in the hallway. This letter will explain the violation I found and the request for additional information.

Upon arriving at your facility I discussed the complaint with you, and I proceeded to conduct a full compliance evaluation inspection (CEI) to determine FTC's compliance with Ohio's hazardous waste laws as found in Chapter 3734. of the Ohio Revised Code (ORC), and Ohio's hazardous waste regulations as adopted under Chapter 3745. of the Ohio Administrative Code (OAC).

FTC is a non-industrial dry cleaner. Wastes generated at the facility include EcoSolv sludge from the dry cleaning machine, filters, separator water and lint from the dryers. You also generate fluorescent light bulbs.

I observed two full drums of waste near your dry cleaning machine and one drum $\frac{3}{4}$ full in the hallway. There did appear to be some black staining in the hallway near your drum which appeared to have been cleaned up. You stated that you did have a little spill and I observed a small bucket with what appeared to be kitty litter from the spill where you had cleaned up this spill. Outside of your business in the alley there also appeared to be a little bit of black staining. You stated this was material from the roof traveling down the spout (including bird feces) and asphalt patching.

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During the inspection, I gave you the following information: the fact sheets Universal Waste Rules for Handlers of Lamps; Fluorescent Lamps: What you Should Know; Environmental Guide for Ohio Dry Cleaners; a sample universal waste plan and a list of computer, fluorescent lamp and ballast recyclers.

I found the following violation of Ohio's hazardous waste laws. In order to correct this violation you must do the following and send me the required information **within 30 days** of your receipt of this letter:

**1. Waste Evaluation.
OAC Rule 3745-52-11**

Any person who generates a waste must determine if that waste is a hazardous waste in accordance with the criteria for hazardous waste as set forth in Chapter 3745-51 of the Administrative Code.

FTC failed to have waste evaluation documentation or an established recycling plan in place for the fluorescent bulbs generated at the facility.

FTC is currently disposing of their fluorescent bulbs in the trash. FTC must cease disposing of their fluorescent bulbs as non-hazardous waste in the local landfill until a proper waste evaluation has been completed or begin managing as a universal waste.

A waste evaluation can be conducted by taking a representative sample of this waste to properly evaluate this waste stream through a laboratory analysis which lists constituents present and at what concentration. FTC must ensure that the laboratory chosen to perform this sampling utilizes the proper method(s) to evaluate these bulbs. FTC must sample the fluorescent bulbs to determine the Toxicity Characteristic Leaching Procedure (TCLP) concentrations of barium (D005), cadmium (D006), lead (D008), and mercury (D009) as listed in OAC Rule 3745-51-24 following the methods as outlined in U.S. EPA's SW-846. FTC may run total concentrations for these constituents as a screening tool. If the concentration(s) are detected for any of these constituents at or above the regulatory limit, a TCLP may be required to ensure these constituent(s) are not present above the Ohio EPA regulatory level.

If the bulbs are determined to be hazardous through a proper waste evaluation, FTC will have to manage their bulbs either as 1) a universal waste (OAC Chapter 3745-273), or 2) as a hazardous waste under Ohio's generator standards (OAC Chapter 3745-52).

FTC may recycle their bulbs if they are hazardous or non-hazardous. Ohio EPA would encourage this option as a pollution prevention alternative.

- In lieu of conducting a waste evaluation, FTC may choose to manage their bulbs as a universal waste as outlined in OAC Chapter 3745-273. Please consult the fact sheet Universal Waste Rules for Handlers of Lamps given to you during the inspection for more information. If you choose this option, please provide me an outline of your universal waste management plan.
- ***To abate this violation, please submit to me your waste evaluation of your lamps (either proper characterization from the manufacturer or your sampling analytical) or an outline of your universal waste management plan (indicating how you will manage, label, send off-site within one year, where lamps will be recycled, etc.)***

You stated that the sludge, filters and separator water from your dry cleaning waste is a non-hazardous waste. You do not utilize perchloroethylene. You utilize a material called EcoSolv dry cleaning fluid. I reviewed the Material Safety Data Sheet (MSDS) and this material does not appear to be a listed hazardous waste nor were there any hazardous waste constituents. The flashpoint was 144 degrees Fahrenheit. You stated that PSC Environmental Services (PSC) had conducted a waste profile for this material, but that to date you had not shipped any material off-site as you had just within the last few years begun using this new cleaner. The 2 ¾ drums of waste that I observed on site was the amount of waste that you had generated utilizing this new machine since your last pick-up of hazardous waste in May of 2008 (perchloroethylene waste generated when you were utilizing that material). You planned to ship your waste off-site when you generate three drums of waste. PSC had picked up your last shipments of perchloroethylene waste, but you did not have these manifests or any manifests from pick-ups in the past.

On October 5, 2010, I spoke with Deneen Hubbard of PSC in Detroit (Edna Thomson your former contact has retired). She stated your last pick-up for three drums of perchloroethylene waste (one drum perchloroethylene and two drums perchloroethylene filters) was in May of 2008, and all were managed as hazardous waste. In addition, she stated that PSC's last on-site visit was on 9-4-09 and that Ms. Thomson had received an MSDS for an aliphatic hydrocarbons cleaner because you no longer utilized perchloroethylene. Ms. Thomson's notes indicated that she was to create a profile and LDR but Ms. Hubbard could not locate this information. *Based on this please provide the following information:*

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- A. At least two (three preferred) manifests or shipping papers indicating the last pick-ups of your perchloroethylene waste.
- B. The waste evaluation information/waste profile information that you received from PSC for your new EcoSolv waste (if you did receive this information from PSC).
- C. Please note that any waste generated by your facility needs to be properly evaluated. You stated that the drummed clean-up material in the hallway was also waiting to be profiled and picked up by PSC. You must ensure to properly evaluate this material to ensure proper management and disposal. Please submit to me the waste evaluation information for this waste that you receive from PSC. I have enclosed the fact sheet Identifying your Hazardous Waste which you may find useful.

If you find additional ways to recycle, reduce, or altogether eliminate the amount of waste that your company generates you may be able to reduce treatment and disposal costs. Furthermore, you may possibly reduce your regulatory requirements.

If you would like a free, non-regulatory on-site pollution prevention assessment or if you would like more information about pollution prevention, please contact me at (419) 373-3082. Ohio EPA has helpful information about this at the following web address:
<http://www.epa.ohio.gov/ocapp/>

The Ohio Department of Development's Office of Energy Efficiency may be able to help with energy efficiency issues. Their website is at:
<http://www.development.ohio.gov/cdd/oeef/>

Ohio EPA will issue an EPA ID number to track our investigation activity at the property in question. You cannot use this number for manifesting hazardous waste shipments. If you want to use an EPA ID number for manifesting and other hazardous waste, used oil or universal waste activities, you must complete and submit a Notification of Regulated Waste Activity form (*EPA Form 9029 (Rev. 11/2002)*) to Ohio EPA. This form is available on our Web page at <http://www.epa.state.oh.us/dhwm/notiform.html> or you can call me or the Division of Hazardous Waste Management, Central Office, RIS at (614) 644-2977 and we will mail you a copy.

The Division of Hazardous Waste Management (DHWM) has created an electronic news service to provide you with quick and timely updates on events and news related to hazardous waste activities in Ohio. If you haven't already, we encourage you to sign-up for this free service.

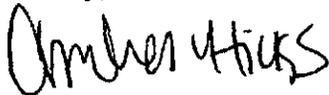
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Enclosed you will find a copy of the Site Id form that I completed during the inspection. Should you have any questions, please feel free to call me at (419) 373-3082 or email at amber.hicks@epa.ohio.gov.

You can find copies of the rules and other information on the division's web page at <http://www.epa.ohio.gov/dhwm>.

Sincerely,



Amber M. Hicks
Division of Hazardous Waste Management

/l/r

pc: Colleen Weaver, DHWM, NWDO
~~Cindy Lehrbach, DHWM, NWDO~~
DHWM, NWDO File: Erie County General

ec: Amber Hicks, DHWM, NWDO

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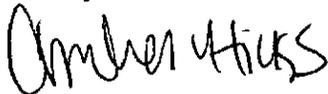
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Amber M. Hicks
Division of Hazardous Waste Management

/llr

pc: Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
◀DHWM, NWDO File: Erie County General

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Send to Central Office <input checked="" type="checkbox"/>	Ohio Environmental Protection Agency RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM	For Ohio EPA use only
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Completed verification forms required to be submitted to CO should be e-mailed to paula.canter@epa.state.oh.us.

Site EPA ID No. Site Name Site Location Information Site Land Type (check only one) NAICS code(s) www.census.gov/epcd/www/naics.html	EPA ID Number:		Website: (Optional)	
	Name: French Tex Cleaners		Street Address: 1172 Cleveland Road	
City, Town, or Village: Sandusky		State: OH		
County Name: Erie		Zip Code: 44870		
Private <input checked="" type="checkbox"/> County <input type="checkbox"/> District <input type="checkbox"/> Federal <input type="checkbox"/> Indian <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other <input type="checkbox"/>		812320		

Facility Representative Additional names can be recorded in number 12 Only provide address information if it is different than the site address	First Name: Toby		MI:	Last Name: Mollaun	
	Title: Owner				
	Phone Number: 419-625-2283			Phone Number Extension:	
	E-Mail Address: tmollaun@neo.rr.com				
	Fax Number:			Fax Number Extension:	
	Street or P.O. Box:				
	City, Town or Village:				
State:			Zip Code:		

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 <input type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>
	Street or P.O. Box:								
	City, Town or Village:								
	State:								
	Owner Phone #:								
	Country:								
	Zip Code:								
Name of Site's Operator:				Date Became Operator (mm/dd/yyyy):					
Operator Type:	Private <input type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>	
Street or P.O. Box:									
City, Town or Village:									
State:									
Operator Phone #:									
Country:									
Zip Code:									

VIOLATIONS CITED?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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TYPE OF HANDLER - MARK "X" AS APPROPRIATE

<input type="checkbox"/> Not a HW Generator	<input checked="" 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 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	
<input type="checkbox"/> Batteries	
<input type="checkbox"/> Pesticides	
<input type="checkbox"/> Mercury containing equipment	
<input type="checkbox"/> Lamps	

USED OIL ACTIVITIES (INDICATE TYPE(S) OF ACTIVITY(S))	
<input type="checkbox"/> Used Oil Generator	
<input type="checkbox"/> Used Oil Transporter	
<input type="checkbox"/> Used Oil Transfer Facility	
<input type="checkbox"/> Used Oil Processor	
<input type="checkbox"/> Used Oil Re-refiner	
<input type="checkbox"/> Off-Specification Used Oil Burner	
<input type="checkbox"/> Used Oil Fuel Marketer who directs shipment of Off-Spec Used Oil	
<input type="checkbox"/> 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 opting into managing laboratory hazardous waste pursuant to OAC rules 3745-52-200 through 3745-52-216. Check the box(es) below to indicate the laboratory type.	
<input type="checkbox"/> College or University	
<input type="checkbox"/> Teaching hospital that is owned by or has a formal written affiliation agreement with a college or university	
<input type="checkbox"/> 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.
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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
Tanks	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Containers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Name of Inspector(s) Amber Hicks	Name of Inspector(s)	Date of Inspection/Time (mm/dd/yyyy) (hh:mm) 9-22-10 14:42
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Comments: 52-11 for bulbs. Will send up-date. Facility does not utilize perchloroethylene as their cleaning solvent.
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PROCESS, WASTE, P2 SUMMARY SHEET

Facility Name: French Tex Cleaners Facility Type: LQG SQG CESQG TSD Date of Inspection: 9-22-10 EPA ID#:

Waste Generated			On- or Off-Site Management		P2 Activities	
Process/Activity Generating Waste (e.g. plating bath, machining, baghouse, painting, general maintenance, etc)	Waste Description (e.g. sludge, solvent, ash, used oil, spent lamps, etc.) and EPA Waste Code, if applic.	QTY Generated per Month, Type of Accumulation (container, tank, etc) and location of waste accumulation area	Type of On-Site Treatment (recycle, wwt, etc)	Name, state, and type of activity occurring at the off-site facility.	Current P2 Activities	P2 Opportunities
1 Dry cleaning	Non-hazardous EcoSolv sludge	~ 2 gallons a week.		PSC Environmental Services - OH (no waste has been shipped off to date).		
2 Dry cleaning	Non-hazardous filters.	~ 2 every 6 months; another 2 every year (6 a year)		Solid waste landfill.		
3 Dry cleaning	Seperator water	~ 2.5 gallons a day		Down drain.		
4 Laundry	Dryer lint	Unsure		Solid waste landfill.		
5 Lighting	Spent lamps	Unsure		Solid waste landfill. Cited for 52-11.		Recycle.
6						
7						
8						

9							
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REMARKS-GENERAL INFORMATION

General Process Information:

Regulatory/Enforcement History (if applicable):

Additional P2 remarks and information:

Would this facility be interested in a P2 assessment? Yes* No *If yes, refer promptly to your district P2 coordinator.
Office of Compliance Assistance and Pollution Prevention - 1-800-329-7518 or p2mail@epa.state.oh.us or www.epa.state.oh.us/ocapp/ocapp.html

Other: