



Environmental
Protection Agency

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

Re: Rupp Sewing Shoppe LLC
Fulton County
OHR000161695
Hazardous Waste
Return to Compliance

March 3, 2011

Ms. Clara Rupp, Owner
Rupp Sewing Shoppe, LLC
245 North Fulton Street
Wauseon, Ohio 43567

Dear Ms. Rupp:

Thank you for your October 28, 2010, November 1, 2010, and February 28, 2011, responses to Ohio EPA's September 28, 2010, Notice of Violation (NOV) letter. The Ohio EPA made a site visit on February 24, 2011, to check on the progress you were making regarding your spent fluorescent bulbs. My review of the documentation submitted reveals that Rupp Sewing Shoppe LLC (RSS) has adequately demonstrated abatement of the violation cited in the September 28, 2010, NOV letter.

The following is a summary of the violation cited in the September 28, 2010, NOV as a result of our September 21, 2010, inspection and your compliance with respect to it:

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

Any person who generates a waste must determine if that waste is a hazardous waste by using generator knowledge or by testing the waste.

RSS failed to have waste evaluation documentation or an established recycling plan in place for the fluorescent bulbs generated at the facility. RSS was managing the spent fluorescent bulbs as a solid waste.

Hazardous bulbs are considered "spent materials" and remain hazardous waste even when recycled. Hazardous waste lamp generators have the option of handling their lamps as hazardous waste or as universal waste. Managing hazardous waste lamps under the universal waste rules eases certain regulations imposed on generators of spent lamps.

Please be aware that incandescent, fluorescent, metal halide, neon, high-intensity discharge, high-pressure sodium and mercury-vapor lamps could be hazardous waste when discarded. Fluorescent lamps may contain up to 40 milligrams (mg) of mercury, depending on the brand and manufacturer.

Lamps may also contain lead and cadmium. Many lamps exhibit a characteristic of toxicity for heavy metals when disposed.

RSS must immediately remove the spent fluorescent bulbs from the bushes behind your facility. RSS must submit to Ohio EPA documentation to demonstrate how you plan to properly manage your fluorescent bulbs. If RSS plans to manage the spent fluorescent bulbs as universal waste, please submit photographic documentation showing the storage containers properly closed, labeled, and dated. RSS must also properly train employees, who handle or have responsibility for managing universal waste, on waste handling and emergency procedures relative to their responsibilities. Please review the universal waste requirements with the appropriate employees and send me documentation that this has been completed. In addition, RSS must submit the name of the facility where you plan to recycle the bulbs.

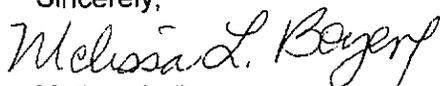
On October 28, 2010, RSS submitted, via electronic mail, photographic documentation showing the spent fluorescent bulbs properly stored in a box. The box was properly closed, labeled and dated with the accumulation start date. RSS plans to manage the spent fluorescent bulbs as universal waste. On November 1, 2010, RSS submitted, via electronic mail, the names of the two employees who will be responsible for the management of the universal waste. They reviewed the fact sheets provided by Ohio EPA as part of their training. On February 28, 2011, RSS reported that they plan to recycle the spent fluorescent bulbs at Gross Electric. RSS submitted, via electronic mail, a copy of the invoice documenting the bulbs that were taken to Gross Electric on February 26, 2011. Gross Electric will transport the spent fluorescent bulbs to Environmental Recycling in Bowling Green where they will be recycled.

With this information, this violation has been completely abated.

Ohio EPA has helpful information about compliance assistance and pollution prevention at the following web address: <http://www.epa.ohio.gov/ocapp>. In addition, you can find copies of the rules and other information on the division's web page at: <http://www.epa.ohio.gov/dhwm/>.

If you have any questions or I can be of assistance, please contact me at (419) 373-3066.

Sincerely,



Melissa L. Boyers
Division of Hazardous Waste Management

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pc: Cindy Lohrbach, DHWM, NWDO
Colleen Weaver, DHWM, NWDO
~~DHWM, NWDO, Fulton County 2010 General File~~
ec: Melissa Boyers, DHWM, NWDO

Notice:

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