



State of Ohio Environmental Protection Agency

Southeast District Office

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Logan, Ohio 43138

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

October 22, 2007

**TUSCARAWAS COUNTY
SIMONDS INDUSTRIES, INC.
DHWM/SEDO
OHD 018 221 853**

David P. Witman, Esquire
Simonds International
P.O. Box 500
Fitchburg, MA 01420

Dear Mr. Witman:

I received a response from your consultant, Lawhon & Associates, to my August 24, 2007 Notice of Violation (NOV) letter on October 10, 2007. The documentation submitted included photographs of the used oil stained area where soils had been excavated and a statement that once analytical results of the Hardening Area sweepings were received that the results would be forwarded to Ohio EPA for review.

My review of this documentation reveals that Simonds Industries, Inc. has adequately demonstrated abatement of the following violation discovered during the August 13, 2007 site visit:

(1) Used oil storage requirements for generators, OAC rule 375-279-22(D)

However, Simonds Industries, Inc. remains in violation of the following hazardous waste law:

(1) Hazardous waste determination, OAC rule 3745-52-11: Any person who generates a waste, as defined in rule 3745-51-02 of the Administrative Code, must determine if that waste is a hazardous waste.

Simonds will remain in violation of this rule until analytical results for the Hardening Area floor sweepings are submitted to Ohio EPA for review.

Please submit documentation demonstrating abatement of the above outstanding violations to this office **within 15 days** of your receipt of this letter.

David P. Witman, Esquire
Simonds International
October 22, 2007
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If you have any questions regarding this letter, please call me at (740) 380-5256.

Sincerely,



Melody Stewart
District Representative
Division of Hazardous Waste Management

MS/mlm

Enclosures

cc: Harry Sarvis, DHWM-CO

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 appropriate regulations.