



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490  
www.epa.state.oh.us

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

May 28, 2009

**WASHINGTON COUNTY  
SOLVAY ADVANCED POLYMERS  
DHWM/SEDO  
OHD981529688  
Permit #04-84-0194**

Mr. W. J. Kandel, Plant Manager  
Solvay Advanced Polymers, LLC  
P.O. Box 446  
State Route 7 South  
Marietta, Ohio 45750

**Subject: Response to Solvay's April 17, 2009 Correspondence Addressing Ohio EPA's March 19, 2009 Notice of Violation and Comments**

Dear Mr. Kandel:

Thank you for your letter dated April 17, 2009, responding to Ohio EPA's March 19, 2009 Notice of Violation letter. In response to the violations, you submitted documentation including: a picture of the permitted drum storage area showing adequate aisle space, and a description of work that will be done on the FEQB vegetative cover.

My review of this documentation reveals that Solvay has adequately demonstrated abatement of the following violation discovered during the March 2 and 3, 2009 inspection:

- 1) **OAC Rule 3745-54-35, Required Aisle Space; and Permit Condition B.12.**

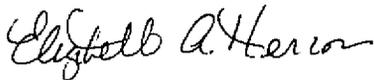
Solvay remains in violation of **Permit Condition G.3, Post-Closure Procedures and Use of Property**. Ohio EPA recognizes that Solvay has a plan to grade and seed the FEQB in response to this violation. In order to return to compliance with this permit condition, Solvay must see to it that the integrity of the FEQB cover is restored. Ohio EPA will reevaluate Solvay's compliance with this permit condition during quarterly site visits.

Solvay's April 17, 2009 letter also provided responses to the comments in Ohio EPA's March 19, 2009 Notice of Violation letter. In regard to the information Solvay provided about their management of Radel Salt Cake (comment d.) Ohio EPA has the following response.

When hazardous waste is managed in the sludge drying beds, the area should be treated as a less than 90 day storage area and regulations that apply to a less than 90 day storage followed. Because the sludge drying beds have been used to manage and store hazardous waste, Solvay is required by OAC Rule 3745-52-34 to meet the closure performance standard of OAC Rule 3745-66-11, as well as the applicable disposal or decontamination requirements of OAC Rule 3745-66-14 for the sludge drying bed area as a generator closure.

If you have questions regarding this letter, please feel free to call me at (740) 380-5248.

Sincerely,



Elizabeth A. Herron  
Environmental Specialist  
Division of Hazardous Waste Management

EH/dh

**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.