



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

Re: Cerny's Industrial Contracting
Hazardous Waste
Complaint # 1236
Marion County
Return to Compliance

September 26, 2008

Mr. Mike Cerny
Cerny's Industrial Contracting
325 N. Main Street
Marion, Ohio 43302

Dear Mr. Cerny:

On November 4, 2003, I conducted a complaint investigation at several properties you owned. Based on this investigation, I issued you a Notice of Violation letter on November 13, 2003, citing two violations, and an area of concern.

On February 27, 2004, I issued you a Partial Return to Compliance letter, abating one violation, and satisfying one area of concern based on your January 20, 2004, response to me.

On August 25, 2008, Ohio EPA sampled the drum which was on your property. On September 24, 2008, I received analytical indicating this material (approximately 25-gallons of what appeared to look like water) was non-hazardous. Cerny's may at this time dispose of this material at a waste water treatment plant.

My review of this documentation reveals that Cerny's Industrial Contracting has adequately demonstrated abatement of the violations discovered during the November 4, 2003, investigation as listed below:

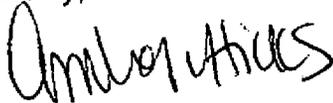
Violation	Date Violation Observed	Date Violation Abated
1. OAC Rule 3745-52-11 Waste Evaluation.	November 4, 2003	September 24, 2008
2. OAC Rule 3745-279-22 (C) (Used oil storage requirements - proper labels).	November 4, 2003	January 20, 2004

Cerny's Industrial Contracting has also satisfied the Area of Concern noted in the November 13, 2003, NOV, with the January 20, 2004, response.

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No response to this letter is necessary. If you should have any questions, please feel free to call me at (419) 373-3082.

Sincerely,



Amber M. Hicks
Division of Hazardous Waste Management

/csi

pc: Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
DHWM, NWDO File: Cerny's Industrial Contracting

ec: Amber Hicks, 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.