



State of Ohio Environmental Protection Agency

Northwest District Office

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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 Korteski, Director

Re: Sims Bros., Inc.
Hazardous Waste
Marion County
Return to Compliance

June 8, 2009

Mr. Tim Menzie, Director Safety/Environmental
Sims Bros., Inc.
P.O. Box 1170
Marion, Ohio 43301-1170

Dear Mr. Menzie:

Thank you for your April 14, 2009, response (received in this office on April 17, 2009) to Ohio EPA's February 18, 2009, Notice of Violation letter (NOV). I received the following information:

- ✓ Photographs indicating your lamps are properly labeled, dated and closed.
- ✓ A universal waste management plan for the management of your lamps.
- ✓ Photographs documenting containers and tanks storing used oil are properly labeled "Used Oil".
- ✓ Waste evaluation documentation for your used oil and absorbent waste stream indicating this material is non-hazardous.

My review of this documentation reveals that Sims Bros., Inc. has adequately demonstrated abatement of the violations discovered during the January 28, 2009, inspection as listed below:

Main office building – 1011 S. Prospect Street - OHD018161885

Violation	Date Violation Observed	Date Violation Abated
1. OAC Rule 3745-52-11 Waste Evaluation.	January 28, 2009	April 17, 2009
2. OAC Rule 3745-279-22 (C) (Used oil storage requirements - proper labels).	January 28, 2009	April 17, 2009

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Recycling Building – 1044 S. Prospect Street - OHD987044534

Violation	Date Violation Observed	Date Violation Abated
1. OAC Rule 3745-52-11 Waste Evaluation.	January 28, 2009	April 17, 2009

New paper building (old smelter building) - 486 Barks Road - no EPA ID number

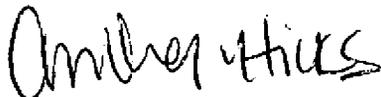
Violation	Date Violation Observed	Date Violation Abated
1. OAC Rule 3745-52-11 Waste Evaluation.	January 28, 2009	April 17, 2009

Welder shop (maintenance shop) - 1299 S. Prospect Street - no EPA ID number

Violation	Date Violation Observed	Date Violation Abated
1. OAC Rule 3745-52-11 Waste Evaluation.	January 28, 2009	A.) April 17, 2009 B.) April 17, 2009
2. OAC Rule 3745-279-22 (C) (Used oil storage requirements - proper labels).	January 28, 2009	April 17, 2009

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

/llr

pc: Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
DHWM, NWDO File: Sims Brothers, Inc.

ec: Amber Hicks, DHWM, NWDO