



State of Ohio Environmental Protection Agency

**Northwest District Office**

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

Re: OHD 987 033 404  
Crestline Paint  
Richland County  
Hazardous Waste  
Return to Compliance

April 3, 2007

Mr. Allen Wheeler  
Environmental Compliance Manager  
Jay Industries, Inc.  
150 East Longview Avenue  
Mansfield, Ohio 44903

Re: Ohio EPA, Division of Hazardous Waste Management, Compliance Evaluation  
Inspection at Crestline Paint Division, 515 Newman Street, Mansfield, Ohio

Dear Mr. Wheeler:

Thank you for your March 16 letter in response to Ohio EPA's February 8, 2007 Notice of Violation letter. My review of this documentation reveals that Crestline Paint (CP) has adequately demonstrated abatement of the violations discovered during the December 12, 2006 and January 4, 2007 inspections.

The following is a summary of the violations cited and your compliance with respect to each.

**With respect to violations that were identified due to your status as a LQG during the month of February 2006:**

**Personnel Training**

1. **OAC Rule 3745-65-16(A)(1-3) , (B), (C), (D)(1-4) and (E) - Personnel Training - Facility personnel must complete training on hazardous waste management procedures. CP violated all the applicable requirements of this rule as follows:**
  - a. **OAC Rule 3745-65-16(A)(2) & (A)(3)(a-f):** CP did not have a personnel training program.
  - b. **OAC Rule 3745-65-16(B):** CP failed to provide evidence that new employees are trained within six months after the date of hire.
  - c. **OAC Rule 3745-65-16(C):** CP failed to provide evidence that employees were receiving annual refresher training.

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- d. **OAC Rule 3745-65-16(D):** CP failed to keep records including: job titles [D(1)], job descriptions [D(2)], type and amount of training given to each person [D(3)] and documentation of completed training or job experience required [D(4)].
  - e. **OAC Rule 3745-65-16(E):** CP failed to provide evidence that records of current personnel are kept until closure of the facility and that records of former employees are kept for at least three years from the date the employee last worked at the facility.
2. **OAC Rule 3745-65-52(E): Contingency Plan** - CP failed to include a list of all emergency equipment, including: location, a physical description and a brief outline of capabilities.

Violations #1 and #2 are historical in nature due to your facility's status as a LQG during the month of February 2006. During my inspection, it was difficult to determine your current generator status as it appears that your hazardous waste generation at this time is very close to the limit for SQG. Therefore, ***in order to address the above LQG violations***, please submit to me a log tracking your hazardous waste generation over a 30-day period. In addition, be advised of the requirements to submit an annual report to the Ohio EPA on or before March 1<sup>st</sup> of the following year when the LQG status was maintained [OAC Rule 3745-52-41(A)].

***In your response letter received March 19, 2007, you submitted documentation to show that your generator status was a small quantity generator. Therefore, these violations (#1 and #2 as stated above) are corrected. Be aware of your responsibilities to be in compliance with the large quantity generator rules in case you become an LQG at any time in the future.***

The following violation was identified due to your status as a SQG:

3. **OAC Rule 3745-52-34(D)(5)(c): Preparedness and Prevention**

A small quantity generator must ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures, relevant to their responsibilities during normal facility operations and emergencies.

CP failed to provide evidence that employees are familiar with waste handling and emergency procedures.

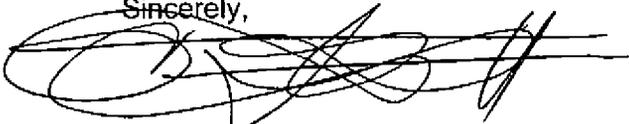
***To abate this violation***, CP must submit an outline of how CP plans to familiarize employees with the above requirements and a copy of an attendance sheet documenting that employees have received this information.

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***In your response letter received March 19, 2007, you submitted a copy of a training session and attendance sheet design to familiarize your employees with the proper waste handling and emergency procedures. This violation has been abated.***

Should you have any questions or if I can be of assistance, please contact me at (419) 373-3015.

Sincerely,



Edgar V. Pulido  
Division of Hazardous Waste Management

/cs

pc: Cindy Lohrbach, DHWM, NWDO  
Colleen Weaver, DHWM, NWDO  
DHWM, NWDO File - Crestline Paint

ec: Ed Pulido, DHWM, NWDO

<p><b>NOTICE:</b> 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.</p>
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