



State of Ohio Environmental Protection Agency

CA
File

Southwest District Office

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

January 6, 2009

Mr. Donald Steinbauer
Crop Production Services
717 Robinson Road
Washington Court House, Ohio 43160

RE: Cessation of Regulated Operations – Crop Production Services,
3604 State Route 131, Hillsboro, Ohio

Dear Mr. Steinbauer:

On January 5, 2009, Ohio EPA conducted an inspection of Crop Production Services' Hillsboro, Ohio facility to determine Crop Production Services' compliance with Ohio's Cessation of Regulated Operations (CRO) laws and rules as found under Chapter 3752 of the Ohio Revised Code (ORC) and Chapter 3745-352 of the Ohio Administrative Code (OAC). Steve Cundiff represented Crop Production Services. I represented Ohio EPA. Ohio EPA's inspection included a complete walk through of the facility and the inspection of remaining stationary items. Based on the inspection, Ohio EPA has determined Crop Production Services has violated the following State CRO regulations:

1. **ORC 3752.06(A)(6) Duties of owner or operator within ninety days of cessation of regulated operations and OAC 3745-352-20(A)(2)(g):** Not later than ninety days after cessation of regulated operations, you must:

(g) Certify to the director that you have complied with paragraphs (A)(2)(d) to (A)(2)(f) of this rule using form EPA 0329.

Crop Production Services did not submit the required notification within ninety days of ceasing operations at the facility. **Therefore, Crop Production Services is in violation of ORC 3752.06(A)(6) and OAC 3745-352-20(A)(2)(g).**

Crop Production Services submitted the required form on December 29, 2008. **Therefore, Crop Production Services is no longer in violation of ORC 3752.06(A)(6) and OAC 3745-352-20(A)(2)(g).**



2. ORC 3752.07 Securing building, structure or outdoor location against unauthorized entry, OAC 3745-352-20(A)(1)(b), and OAC 3745-352-30(B) and (C), Providing adequate security:

OAC 3745-352-20(A)(1)(b): Secure the facility in accordance with rule 3745-352-30 of the Administrative Code. You must maintain this security until you have performed the measures required under paragraphs (A)(2)(d) to (A)(2)(f) of this rule and the director has verified your compliance and has concurred with your certification made under paragraph (A)(2)(g) of this rule.

OAC 3745-352-30(B): You must post warning signs in publicly visible locations about each building or structure and each outdoor location of operation. Minimally, you must post warning signs at all facility access locations. You must have enough warning signs to alert persons that the building, structure or outdoor location contains or is contaminated with regulated substances. These warning signs must prohibit trespassing and state: "The building, structure, or outdoor location of operation contains or is contaminated with regulated substances that may endanger public health or safety if released into the environment."

OAC 3745-352-30(C): You must maintain entry barriers and warning signs required in paragraphs (A) and (B) of this rule by doing the following:

- (1) You must inspect entry barriers and warning signs at least every seven days, or as agreed upon in writing by the director, the county sheriff's department, or the local police department;
- (2) You must record the condition of each entry barrier, security measure, and warning sign in an inspection log. You must show the log to the director if he requests it; and
- (3) You must repair or replace any damaged, lost, or removed entry barrier, warning sign, or other security measure promptly after you discover it is damaged or missing.

Crop Production Services did not maintain proper security, post warning signs or conduct weekly inspections at the facility. **Therefore, Crop Production Services is in violation of ORC 3752.07, OAC 3745-352-20(A)(1)(b) and OAC 3745-352-30(B) and (C).**

During my inspection on January 5, 2009, I determined that Crop Production Services performed the measures required under paragraphs (A)(2)(d) to (A)(2)(f), verified your compliance with paragraphs (A)(2)(d) to (A)(2)(f), and concurred with your certifications made under paragraph (A)(2)(g) of this rule. Crop Production Services is no longer required to provide the security described above. **Therefore, Crop Production Services is no longer in violation of ORC 3752.07, OAC 3745-352-20(A)(1)(b) and OAC 3745-352-30(B) and (C).**



Mr. Donald Steinbauer
January 6, 2009

Enclosed please find copy of the checklist completed during the inspection. If you have any questions, please call me at (937) 285-6093.

Sincerely,



Cathy L. Altman
Division of Hazardous Waste Management

cc: Dinah Crawford, DHWM-SWDO/SWDO File
James A. Lytle, Highland County EMA Director

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.



CESSATION OF REGULATED OPERATIONS CHECKLIST

<input checked="" type="checkbox"/>	Permanent Cessation	<input type="checkbox"/>	Temporary Discontinuation	<input type="checkbox"/>	Requesting Waiver for Temporary Discontinuation
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COMPANY:

Name:	Crop Production Services	EPA ID#:	None
Street:	3604 State Route 131	City:	Hillsboro
County:	Highland	State:	Ohio
		Zip:	45133
Telephone Number:		Fax Number:	

OWNER/OPERATOR:

Name:	Crop Production Services		
Street:	717 Robinson Road	City:	Washington Court House
County:	Clinton	State:	Ohio
		Zip:	43160
Telephone Number:	309-342-4100	Fax Number:	

CONTACT PERSON OR PRINCIPLE OFFICE INFORMATION

Name:	Donald Steinbauer		
Street:	717 Robinson Road	City:	Washington Court House
County:	Clinton	State:	Ohio
		Zip:	43160
Telephone Number:	740-335-3810, ext. 222	Fax Number:	

If the following applies, check the appropriate box and provide information:

<input type="checkbox"/>	Holder of First Mortgage	<input type="checkbox"/>	Fiduciary	<input type="checkbox"/>	Receiver	<input type="checkbox"/>	Indentured Trustee
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Name:			
Street:		City:	
County:		State:	
		Zip:	
Telephone Number:		Fax Number:	
		Affiliation	

INSPECTION INFORMATION

	NAME	AFFILIATION	PHONE NUMBER
Inspectors:	Cathy Altman	Ohio EPA	(937) 285-6093
Inspection Dates:	January 5, 2009	Time(s):	1:00
Inspection Announced?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	If so, how much advance notice given?	One week
Facility: Rep(s)	Steve Cundiff		



	facility? [ORC §3752.06(A)(3) and OAC rule 3745-352-20(A)(2)(c)]	
11.	Did the owner/operator drain or remove all regulated substances from each stationary tank, vat, electrical transformer, and vessel and from all piping, that is to remain at the facility? [ORC §3752.06(A)(4) and OAC rule 3745-352-20(A)(2)(d)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
12.	Did the owner/operator do the following:	
a.	Transfer the regulated substances to another facility owned or operated by the owner/operator? [ORC §3752.06(A)(4)(a) and OAC rule 3745-352-20(A)(2)(d)(i)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
OR		
b.	Transfer ownership of the regulated substances to another person through sale or otherwise? [ORC §3752.06(A)(4)(b) and OAC rule 3745-352-20(A)(2)(d)(ii)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
OR		
c.	Transfer the regulated substances off-site in compliance with applicable and appropriate waste management laws? [ORC §3752.06(A)(4)(c) and OAC rule 3745-352-20(A)(2)(d)(iii)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
13.	Did the owner/operator remove from the facility all debris, non-stationary equipment and furnishings, non-stationary containers, and motor vehicles and rolling stock that contain or are contaminated with a regulated substance? [ORC §3752.06(A)(5) and OAC rule 3745-352-20(A)(2)(d)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
14.	Did the owner/operator do the following:	
a.	Transfer the debris, equipment, furnishings, containers, and motor vehicles and rolling stock to another facility owned and operated by the owner/operator? [ORC §3752.06(A)(5)(a) and OAC rule 3745-352-20(A)(2)(d)(i)].	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
OR		
b.	Transfer ownership of the debris, equipment, furnishings, containers, and motor vehicles, and rolling stock to another person through sale or otherwise? [ORC §3752.06(A)(5)(b) and OAC rule 3745-352-20(A)(2)(d)(ii)].	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
c.	Cause the debris, equipment, furnishings, and containers to be transported off-site in compliance with applicable and appropriate waste management laws and regulations? [ORC §3752.06(A)(5)(c) and OAC rule 3745-352-20(A)(2)(d)(iii)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
SECURITY & WARNING SIGNS REQUIREMENTS OF OWNER/OPERATOR [ORC §3752.07 AND OAC RULE 3745-352-30]		
15.	Did the owner/operator secure the facility against unauthorized entry using one or more of the following as provided in OAC rule 3745-352-30(A)(1)-(5) within 30 days of CRO?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
a.	Boarded, locked or used other means to secure all windows, doors and other potential means of entry?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
b.	Fencing?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>



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3745-66-11]		
a.	Minimizes the need for further maintenance?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
b.	Controls, minimizes, or eliminates, to the extent necessary to protect human health and the environment, post-closure escape of hazardous waste, hazardous constituents, leachate, contaminated run-off, or hazardous waste decomposition products to the groundwater, or surface waters, or to the atmosphere?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
c.	Complies with the closure requirements of OAC rules 3745-66-10 to 3745-66-20, 3745-66-97, 3745-67-28, 3745-67-58, 3745-67-80, 3745-68-10, 3745-68-51, 3745-68-81 and 3745-69-04?	Yes <input type="checkbox"/> No ² <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
21.	During the partial and final closure periods, were all contaminated equipment, structures, and soil properly disposed of or decontaminated unless otherwise specified in OAC rules 3745-66-97, 3745-67-28, 3745-67-58, 3745-67-80 or 3745-68-10?	Yes <input type="checkbox"/> No ² <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
a.	Were generated hazardous wastes handled in accordance with all applicable requirements of Chapter 3745-52 of the Administrative Code?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
<p>Every demolition of a facility requires notification to Ohio EPA or local air agency regardless of whether asbestos is involved as required by the National Emission Standard for Hazardous Air Pollutants (NESHAPS) Standard for Asbestos. Notification requirements are found in OAC 3745-20-03 and 40 CFR §61.145(b). The notification form is available from Ohio EPA's web page at http://www.epa.state.oh.us/dapc/atu/atu.html#asbestos.</p>		
22.	Will any buildings be demolished? If yes:	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
	Has a <i>Notification of Demolition and Renovation</i> form been submitted?	Yes ³ <input type="checkbox"/> No ⁴ <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
23.	Are there any wells on the property?	Yes ⁵ <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
	If yes, where are the wells?	
	What are the wells used for?	
24.	Is there open dumping of solid waste on the property?	Yes ⁶ <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
	<ol style="list-style-type: none"> 1. In lieu of the facility now submitting a form, the inspector should submit a copy of the final CRO letter to Central Office's Regulatory and Information Services for I.D. deactivation. 2. Supply the facility with the requirements for generator closure and tell them they must close the unit and have documentation that closure was completed (LQGs only). 3. Check with the appropriate agency to determine if a form has been received. 4. Supply the facility with a form and contact the appropriate agency stating that demolition will occur. 5. If used for drinking water, let DDAGW know about the well. 6. Let DSIWM know about the open dumping of solid waste. 	

