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1. Article Addressed to:



JOE LAMANTIA VICE PRESIDENT
 MULTI SERVICE
 1962 RADIO ROAD
 DAYTON OH 45431

 2. Article Number
 (Transfer from service label)

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CATHY ALTMAN
OHIO EPA
401 E FIFTH ST
DAYTON OH 45402 2911

7006 2760 0003 0781 1738

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Sent To **JOE LAMANTIA VICE PRESIDENT**

MULTI SERVICE

Street, Apt. No.,
or PO Box No. **1962 RADIO ROAD**

City, State, ZIP+4 **DAYTON OH 45431**

Certified Mail provides:

- A mailing receipt
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- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
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IMPORTANT: Save this receipt and present it when making an inquiry.



State of Ohio Environmental Protection Agency

Southwest District Office

401 E. Fifth St.
Dayton, Ohio 45402

TELE: (937) 285-6357 FAX: (937) 285-6249
www.epa.ohio.gov

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

February 1, 2010

Certified Mail

Joe LaMantia
Vice President
Multi-Service
1962 Radio Road
Dayton, Ohio 45431

RE: Continued Compliance Evaluation Inspection - OHR000014605

Dear Mr. LaMantia:

Thank you for assisting Jeff Smith, Jeff Stark, George Strobel and me during the January 27, 2010, inspection of Multi-Service's Dayton, Ohio facility. The inspection was a follow up to the January 12, and 21, 2010, inspections. During the January 12, and 21, 2010, inspections Multi-Service had a total of twelve (12) hazardous waste totes and nine (9) hazardous waste drums exceeding the 90-day storage limit and one (1) leaking 55-gallon hazardous waste drum. Multi-Service still has not had a hazardous waste shipment since December 14, 2009.

Based on this inspection, Ohio EPA has determined that Multi-Service has adequately abated the following violations observed during the January 12, and 21, 2010, inspections:

2. **Conditions of containers, OAC 3745-66-71**, Multi-Service corrected the leaking 55-gallon drum.
3. **General inspection requirements, OAC 3745-65-15(C)**, correction of leaking drum.

However, Multi-Service continues to be in violation of the following hazardous waste regulations:

4. **Treatment, storage, and disposal facility Ohio Revised Code (ORC) 3734.02(E)(2) and (F) state in part:**
(E)(2) No person shall establish or operate a hazardous waste facility for the storage, treatment, or disposal of any hazardous waste, without a hazardous waste facility installation and operation permit issued in accordance with section

Mr. Joe LaMantia
February 1, 2010

3734.05 of the Revised Code.

(F) No person shall store, treat, or dispose of hazardous waste identified or listed under this chapter and rules adopted under it, regardless of whether generated on or off the premises where the waste is stored, treated, or disposed of. . . except at or to any permitted hazardous waste facility.

Multi-Service is illegally storing a total of twelve (12) hazardous waste totes and nine (9) hazardous waste drums beyond the 90-day storage limit. **Therefore, Multi-Service continues to be in violation of ORC 3734.02(E)(2) and (F).**

During the inspection, you stated that Multi-Service was working with Rineco to have the waste taken off-site for disposal. Multi-Service must make every effort to immediately remove all waste that is currently over the 90-day storage limit.

Because Multi-Service has violated ORC 3734.02(E) and (F), Multi-Service is subject to all applicable general facility standards found in OAC Chapters 3745-54 and 55. Additionally, at any time Ohio EPA may assert its right to have Multi-Service begin facility-wide cleanup pursuant to the Corrective Actions process under Ohio law.

Multi-Service also continues to be in violation of ORC Chapter 6111 and OAC rule 3745-42-02 for failing to comply with Multi-Service's July 26, 2005, PTI Special Condition for compliance with the applicable tank standards of OAC rules 3745-66-90 through 3745-66-101.

As noted in the January 25, 2010, notice of violation letter Multi-Service has been referred to the Division of Hazardous Waste Management's Central Office for escalated enforcement. If you have any questions, please either call me at (937) 285-6093 or email at cathy.altman@epa.state.oh.us

Sincerely,



Cathy L. Altman
Division of Hazardous Waste Management

ec: DHWM Data Entry/Facility File
Todd Anderson, Legal, CO
Kelly Smith, DHWM, CO

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.