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State of Ohio Environmental Protection Agency

STREET ADDRESS:

Central District Office

MAILING ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

TELE: (614) 728-3778 FAX: (614) 728-3898
www.epa.state.oh.us

P.O. Box 1049
Columbus, OH 43216-1049

Certified Mail #91 7108 2133 3932 4450 9273

August 22, 2007

Re: Gi Plastek
Cessation of Regulated
Operation
OHD004301818
Union County, CDO
NOV

Mr. Clarence Garnet
Gi Plastek
5 Wickers Drive
Wolfesboro, NH 03894

Dear Mr. Garnet:

Thank you for talking to me this morning by phone. This is the letter I sent to Mr. Chuck Lagassee on May 07, 2007. It was returned to me on June 21, 2007, as not deliverable. I then resent the letter to you and you said you did not receive it. Therefore, I am sending it again below so the information is formally transmitted. As you know, we need access to Gi Plastek's building as soon as possible. When you talked to Mr. Lagassee today he said the contact person in Ohio was on vacation. He said he would let me know as soon as the person was available to take me through the last building.

On April 23, 2007, Ohio EPA, Division of Hazardous Waste Management, Central District Office Staff, conducted a Cessation of Regulated Operation (CRO) Inspection of Gi Plastek's facility in Marysville, Ohio. We inspected Gi Plastek to determine its compliance with Ohio's CRO rules as found in Chapter 3745 of the Ohio Administrative Code (OAC) or Chapter 3752 of the Ohio Revised Code (ORC). Mr. Royce Jennings, the owner of two of the three buildings occupied by Gi Plastek in Marysville accompanied me on this inspection.

We found the following violations of Ohio's Cessation of Regulated Operations rules. In order to correct these violations you must do the following and send me the required information **within 30 days** of your receipt of this letter:

1. **OAC Rule 3745-352-35 (D) and ORC 3752.05 (D), Contact Person:** If the contact person changes a new contact person must be designated within 14 days.

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

I called the contact person designated on the 30/45 day CRO form, Mr. Ike Habib. Mr. Habib informed me he was no longer the contact because Gi Plastek had not paid him for his services. You did not leave a phone number for yourself and I was unable to contact you until Mr. Jennings gave me your number during the inspection.

Gi Plastek must immediately submit form EPA 0327 (attached) with the required information.

2. **OAC Rule 3745-352-20 (A) (2) (h) and ORC 3752.06 (A) (6), Responsibilities as Owner or Operator:** The owner or operator must make a written certification to Ohio EPA's Director concerning the completion of the removal action within 90 days of cessation of regulated operations.

The Director of the Ohio EPA has not received a written certification from Gi Plastek

Gi Plastek must provide a written certification to the Director of the Ohio EPA regarding the completion of the removal action if it has been completed.

3. **OAC Rule 3745-352-20 (A) (2) (a) (b) (c) (d) and ORC 3752.06 (A), Responsibilities as Owner or Operator:** Within 90 days of ceasing regulated operations the owner or operator must submit a copy of the most recent chemical inventory form submitted to the State Emergency Response Commission (SERC) in accordance with ORC §3750.08, including a statement indicating whether any asbestos-containing materials are present at the facility. You must also submit a copy of the most current hazardous chemical list (or MSDS's) that you are required to have on file with the SERC under ORC §3750.07. You must also submit a list and location of every stationary item on-site that contains or is contaminated with a regulated substance, including an identification of the regulated substance in each. All stationary and non-stationary containers, vessels, transformers, vats, or tanks and their contents and debris, non-stationary equipment and furnishings, motor vehicles and rolling stock that are contaminated with a regulated substance must be legally removed or drained from the facility.

Gi Plastek has failed to send the emergency and hazardous chemical inventory to the Director of Ohio EPA.

Gi Plastek left two 100 gallon tanks containing a high pH floor cleaner which had contents at the south side of the east most building. A five gallon container of water dispersent for the cooling tower system was in the same building in the south west corner. In the same corner there was about 10 gallons of a red orange liquid in a rectangular plastic box. An electric tow motor was in the next building west.

Mr. Clarence Garnet
Gi Plastek
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Gi Plastek must submit a copy of the emergency and hazardous chemical inventory to the Director of Ohio EPA. Also, if the chemicals left on site are regulated substances they must be removed and an explanation of how they were transferred off-site should be made to Ohio EPA. If the remaining tow motor is owned or leased by Gi Plastek, it should also be transferred or returned to the leasing company and again an explanation provided of how it was transferred, to Ohio EPA.

4. **OAC Rule 3745-352-30 (A) (B) (C) and ORC 3752.07, Security and Warning Signs:** Owner or operator must secure against unauthorized entry using one or more of the means listed in this rule, please see attached checklist for the list. The required signs have to be inspected and the inspection must be logged.

Gi Plastek did not take the listed measures to secure their building (the western most building). The door was open on the day of the inspection. No security was present on-site the day of the inspection. A notarized statement from the sheriff's department was not posted, no warning signs were posted and the required language was not used for the "No Trespassing " signs we did see on Mr. Jennings buildings. In fact Mr. Jennings buildings have been vandalized since Gi Plastek has vacated them.

Gi Plastek must immediately provide security and signs against unauthorized entry as specified in the above rule against unauthorized entry until all regulated substances have been removed from the property. Send confirmation to this office when security and signs are in place.

General Comments:

During the inspection, I was told by Mr. Jennings that the building to the west of the buildings he owns is owned by Gi Plastek. At least one door to this building was open during the CRO inspection and was closed by a truck driver who was storing mulch on Mr. Jennings property. Please submit the following information to this office upon receipt of this letter:

- (a) Does this building currently contain regulated substances or hazardous waste?
- (b) A map of the building layout showing where regulated substances and/or hazardous waste is/was accumulated;
- (c) A description of the source and fate of the regulated substances that accumulated in this building;

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- (d) A statement granting access to the building and instruction on how that access can be gained for EPA inspectors or a facility contact from Gi Plastek to grant access.

Upon receipt of the information above and inspection of the building by Ohio EPA, we will determine the status of your company's compliance with any hazardous waste or cessation of regulated operations rules or laws and will notify you of our findings in a separate letter.

Enclosed you will find a copy of the checklist that we completed as a result of the inspection. Should you have any questions, please feel free to call me at (614) 728-5036. You can find copies of the rules and other information on the division's web page at: <http://www.epa.state.oh.us/dhwm/>.

Sincerely,



Chris Bulinski
Environmental Specialist
Division of Hazardous Waste Management
Central District Office

Enclosure

c: Tammy McConnell, DHWM/CO

CB/nsm CROlettergiplastek08-2007

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
---	--	--

Company: GI Plastek EPA ID#: OHD004301818
 Street: 648/692 Clymers Road City: Marysville
 County: Union State: Ohio Zip: 43040

Mailing Address: _____
 (If different from above)

Telephone Number: _____ Fax Number: _____

Owner/ Operator: GI Plastek

Street: 5 Wickers Drive City: Wolfeboro
 County: _____ State: NH Zip: 03894

Telephone Number: _____ Fax Number: _____

Contact Person: Chuck Lagassee

Street: 5 Wickers Drive City: Wolfeboro
 County: _____ State: NH Zip: 03894

Telephone Number: 617-803-0081 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"/> Indenture Trustee
---	------------------------------------	-----------------------------------	--

Name : _____

Street: _____ City: _____

County: _____ State: _____ Zip: _____

Telephone Number: _____ Fax Number: _____

Inspection Date(s): _____ Time(s): _____

Inspection Announced: YES NO If so, how much advance notice given?: _____

	<u>Name</u>	<u>Affiliation</u>	<u>Telephone Number</u>
Inspectors:	<u>Chris Bulinski</u>	<u>Ohio EPA</u>	<u>614-728-5036</u>
Facility Rep(s)	<u>Royce Jennings</u>	<u>Owner of Buildings</u>	<u>419-929-7931</u>
	_____	_____	_____
	_____	_____	_____

30-DAY REQUIREMENTS

- 1. Did the owner/operator of the reporting facility submit a notice of the cessation of all regulated operations (CRO) on a form prescribed by the Director to the following within 30 days of CRO? [ORC 3752.04 and OAC rule 3745-352-20(A)(1)(a)]
 - a. Director of Ohio EPA Yes No N/A RMK# _____
 - b. Local Emergency Planning Committee Yes No N/A RMK# 1.
 - c. Local Fire Department Yes No N/A RMK# 1.
- 2. Did the owner/operator designate a contact person? [ORC §3752.05 and OAC rule 3745-352-20(A)(1)(c)] Yes No N/A RMK# _____
- 3. Did the owner/operator include the following information about the contact person? [ORC §3752.05(B) and OAC rule 3745-352-35(B)] Yes No N/A RMK# _____
 - a. Address of principal office of the owner/operator. Yes No N/A RMK# _____
 - b. Business or residence address. Yes No N/A RMK# _____
 - c. Telephone number of contact person. Yes No N/A RMK# _____
- 4. Has the contact person changed? [ORC §3752.05(C) and OAC rule 3745-352-35(D)] Yes No N/A RMK# _____
- 5. If the contact person changed his/her address or telephone numbers, did the owner/operator or contact person provide the Director with the new address or telephone number? [ORC §3752.05(D) and OAC rule 3745-352-35(D)] Yes No N/A RMK# _____

NOTE: The owner/operator is also required to secure the facility and post warning signs within 30 days of CRO. See pp 5-6 of this checklist.

REMARKS

- 1. I called the Emergency Management Agency in Union County but could not confirm if the form was submitted.**
- 2. I called the Marysville Fire Department but could not confirm if form was submitted.**

90-DAY REQUIREMENTS [ORC §3752.06]

1. Did the owner/operator make a written certification to Ohio EPA's Director concerning the completion of the removal action within 90 days after CRO? [ORC §3752.06(A)(6) and OAC rule 3745-352-20(A)(2)(h)] Yes___ No X N/A___ RMK#_____
- NOTE:** The owner/operator may receive approval from the Director to extend the 90-day period. [ORC §3752.06(B) and OAC rule 3745-352-20(A)(3)]
2. Does the owner/operator hold a **valid** hazardous waste facility installation and operation permit or renewal permit or has obtained a generator identification number issued under the state's hazardous waste program? [ORC §3752.06(C) and OAC rule 3745-352-20(A)(2)(g)] Yes X No___ N/A___ RMK#_____
- NOTE:** If so, the owner/operator is not subject to CRO for its hazardous waste and must instead comply with the hazardous waste requirements.
3. Did the owner/operator submit to the Director a copy of the most recent emergency and hazardous chemical inventory form that was submitted to the State Emergency Response Commission (SERC), including a statement indicating whether any asbestos-containing materials are present at the facility? [ORC §3752.06(A)(1) and OAC rule 3745-352-20(A)(2)(a)] Yes___ No X N/A___ RMK# 3_____
4. Did the owner/operator submit to the Director a copy of the current hazardous chemical list or each material safety data sheet that the owner/operator is required to have on file with the SERC? [ORC §3752.06(A)(2) and OAC rule 3745-352-20(A)(2)(b)] Yes___ No X N/A___ RMK# 3_____
5. 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)(c)] Yes___ No X N/A___ RMK# 3_____
6. Did the owner/operator submit a list of every stationary tank, vat, electrical transformer, and vessel of any type that contains or is contaminated with regulated substances and that is to remain at the facility? [ORC §3752.06(A)(3) and OAC rule 3745-352-20(A)(2)(d)] Yes___ No X N/A___ RMK# 3_____
7. 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)(c)(i)]

Yes___ No X N/A___ RMK# 4_____

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)(c)(ii)]

Yes___ No X N/A___ RMK# 4_____

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)(c)(iii)]

Yes___ No X N/A___ RMK# 4_____

8. 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)(c)]

Yes___ No X N/A___ RMK# 5_____

9. 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)(c)(i)]

Yes___ No X N/A___ RMK# 5_____

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)(c)(ii)]

Yes___ No X N/A___ RMK# 5_____

OR

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)(c)(iii)]

Yes___ No X N/A___ RMK# 5_____

REMARKS

SECURITY & WARNING SIGNS REQUIREMENTS OF OWNER/OPERATOR [ORC §3752.07 AND OAC RULE 3745-352-30]

1. 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?
- a. Boarded, locked or used other means to secure all windows, doors and other potential means of entry? Yes___ No X N/A___ RMK# 6___
 - b. Fencing? Yes___ No X N/A___ RMK# 6___
 - c. Lighting and a surveillance system? Yes___ No X N/A___ RMK# 6___
 - d. Guard or security service? Yes___ No X N/A___ RMK# 6___
 - e. Notarized statement from the county sheriff's department or the local police stating that the security measures secure against unauthorized entry? Yes___ No X N/A___ RMK# 6___
 - f. Demonstrated to the satisfaction of the Director or his/her designee that the proposed security measures secure against unauthorized entry? Yes___ No X N/A___ RMK# 6___
2. Did the owner/operator post the appropriate warning signs in the following fashion within 30 days of CRO? [ORC §3752.07(A) and OAC rule 3745-352-30:
- a. Prohibit trespassing and state: "The building, structure, or outdoor location of operations contains or is contaminated with regulated substances that may endanger public health or safety if released into the environment." [OAC rule 3745-352-30(B)] Yes___ No X N/A___ RMK# 6___
 - b. Are warning signs posted on, or reasonable proximate to, the building, structure or outdoor location in sufficient number to alert people? [OAC rule 3745-352-30(B)] Yes___ No X N/A___ RMK# 6___
 - c. Posted on, or reasonably proximate to, locations that contain ignitable regulated substances and include the language, "No Smoking?" [OAC rule 3745-352-30(B)(2)] Yes___ No ___ N/A X RMK# 6___
 - d. Legible from a distance of at least 25 feet? [OAC rule 3745-352-30(B)(3)] Yes___ No X N/A___ RMK# 6___
 - e. Constructed to withstand weather and affixed to secure against removal? [OAC rule 3745-352-30(B)(4)] Yes___ No X N/A___ RMK# 6___

3. Are entry barrier and warning signs maintained to secure against unauthorized entry by the following measures listed below: [OAC rule 3745-352-30(C)]

- | | | |
|----|---|---|
| a. | Inspected weekly or as agreed by the Director or his/her designee, county sheriff's department or local police department? [OAC rule 3745-352-30(C)(1)] | Yes___ No <u>X</u> N/A___ RMK# <u>6</u> ___ |
| b. | The condition is recorded in an inspection log? [OAC rule 3745-352-30(C)(2)] | Yes___ No <u>X</u> N/A___ RMK# <u>6</u> ___ |
| c. | Prompt repair or replacement after discovery of damage, lost or removed? [OAC rule 3745-352-30(C)(3)] | Yes___ No <u>X</u> N/A___ RMK# <u>6</u> ___ |

REMARKS

3. The emergency and hazardous chemical inventory, MSDS sheets, chemical list and list of tanks, transformers, vessel and piping to remain with or without regulated substance within was not submitted to the director.

4. The method of transfer was unknown at the time of the inspection.

5. At least one tow motor was still on site. Several others had been on site but the method of transfer was unknown at the time of the inspection.

6. Gi Plastek did not take the listed measures to secure their building (the western most building). The door was open on the day of the inspection. No security was present on site the day of the inspection. A notarized statement from the sheriff department was not posted, no warning signs were posted and the required language was not used for the "No trespassing" signs we did see on Mr. Jennings buildings. In fact Mr. Jennings buildings have been vandalized since Gi Plastek has vacated them.

ADDITIONAL MULTI-MEDIA QUESTIONS

If the owner/operator holds a valid hazardous waste installation and operation permit or renewal permit or has obtained a generator identification number issued under the state's hazardous waste program, the following four questions may apply.

1. If the facility has an U.S. EPA I.D. number, has the facility submitted a *Notification of Regulated Waste Activity* form? Yes X No¹

2. Were there any <90 day accumulation units for hazardous waste? Yes No X

List where unit(s) were/are: _____

3. Did the owner/operator close his facility in a manner that: [OAC 3745-66-11]

a. Minimizes the need for further maintenance? Yes No N/A X RMK# 7

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 No N/A X RMK# 7

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 No² N/A X RMK# 7

4. 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 No² N/A X RMK# 7

a. Were generated hazardous wastes handled in accordance with all applicable requirements of Chapter 3745-52 of the Administrative Code? Yes No N/A X RMK# 7

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>.

5. Will any buildings be demolished? If yes: Yes No
- Has a *Notification of Demolition and Renovation* form been submitted? Yes³ No⁴
6. Are there any wells on the property? Yes⁵ No
- If yes, where are the wells?
- _____
- _____
- What are the wells used for?
- _____
- _____
7. Is there open dumping of solid waste on the property? Yes⁶ No

REMARKS

7. Gi Plastek was a conditionally exempt small quantity generator and therefore not subject to generator closure

-
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.

APPENDIX II
TIER I CHECKLIST

CESSATION OF REGULATED OPERATIONS CHECKLIST

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

Company: GI Plastek EPA ID#: OHD004301818
 Street: 648/692 Clymers Road City: Marysville
 County: Union State: Ohio Zip: 43040

Mailing Address: _____
 (If different from above)

Telephone Number: _____ Fax Number: _____

Owner/Operator: GI Plastek

Street: 5 Wickers Drive City: Wolfeboro
 County: _____ State: NH Zip: 03894

Telephone Number: _____ Fax Number: _____

Contact Person: Chuck Lagassee

Street: 5 Wickers Drive City: Wolfeboro
 County: _____ State: NH Zip: 03894

Telephone Number: 617-803-0081 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"/> Indenture Trustee
---	------------------------------------	-----------------------------------	--

Name: _____
 Street: _____ City: _____
 County: _____ State: _____ Zip: _____
 Telephone Number: _____ Fax Number: _____

Inspection Date(s): _____ Time(s): _____

Inspection Announced: YES NO If so, how much advance notice given?: _____

	<u>Name</u>	<u>Affiliation</u>	<u>Telephone Number</u>
Inspectors:	<u>Chris Bulinski</u>	<u>Ohio EPA</u>	<u>614-728-5036</u>
Facility Rep(s)	<u>Royce Jennings</u>	<u>Owner of Buildings</u>	<u>419-929-7931</u>
	_____	_____	_____

30-DAY REQUIREMENTS

- 1. Did the owner/operator of the reporting facility submit a notice of the cessation of all regulated operations (CRO) on a form prescribed by the Director to the following within 30 days of CRO? [ORC 3752.04 and OAC rule 3745-352-20(A)(1)(a)]
 - a. Director of Ohio EPA Yes No N/A RMK# _____
 - b. Local Emergency Planning Committee Yes No N/A RMK# 1.
 - c. Local Fire Department Yes No N/A RMK# 1.
- 2. Did the owner/operator designate a contact person? [ORC §3752.05 and OAC rule 3745-352-20(A)(1)(c)] Yes No N/A RMK# _____
- 3. Did the owner/operator include the following information about the contact person? [ORC §3752.05(B) and OAC rule 3745-352-35(B)] Yes No N/A RMK# _____
 - a. Address of principal office of the owner/operator. Yes No N/A RMK# _____
 - b. Business or residence address. Yes No N/A RMK# _____
 - c. Telephone number of contact person. Yes No N/A RMK# _____
- 4. Has the contact person changed? [ORC §3752.05(C) and OAC rule 3745-352-35(D)] Yes No N/A RMK# _____
- 5. If the contact person changed his/her address or telephone numbers, did the owner/operator or contact person provide the Director with the new address or telephone number? [ORC §3752.05(D) and OAC rule 3745-352-35(D)] Yes No N/A RMK# _____

NOTE: The owner/operator is also required to secure the facility and post warning signs within 30 days of CRO. See pp 5-6 of this checklist.

REMARKS

- 1. I called the Emergency Management Agency in Union County but could not confirm if the form was submitted.**
- 2. I called the Marysville Fire Department but could not confirm if form was submitted.**

90-DAY REQUIREMENTS [ORC §3752.06]

1. Did the owner/operator make a written certification to Ohio EPA's Director concerning the completion of the removal action within 90 days after CRO? [ORC §3752.06(A)(6) and OAC rule 3745-352-20(A)(2)(h)] Yes___ No X N/A___ RMK#_____

NOTE: The owner/operator may receive approval from the Director to extend the 90-day period. [ORC §3752.06(B) and OAC rule 3745-352-20(A)(3)]

2. Does the owner/operator hold a **valid** hazardous waste facility installation and operation permit or renewal permit or has obtained a generator identification number issued under the state's hazardous waste program? [ORC §3752.06(C) and OAC rule 3745-352-20(A)(2)(g)] Yes X No___ N/A___ RMK#_____

NOTE: If so, the owner/operator is not subject to CRO for its hazardous waste and must instead comply with the hazardous waste requirements.

3. Did the owner/operator submit to the Director a copy of the most recent emergency and hazardous chemical inventory form that was submitted to the State Emergency Response Commission (SERC), including a statement indicating whether any asbestos-containing materials are present at the facility? [ORC §3752.06(A)(1) and OAC rule 3745-352-20(A)(2)(a)] Yes___ No X N/A___ RMK# 3_____

4. Did the owner/operator submit to the Director a copy of the current hazardous chemical list or each material safety data sheet that the owner/operator is required to have on file with the SERC? [ORC §3752.06(A)(2) and OAC rule 3745-352-20(A)(2)(b)] Yes___ No X N/A___ RMK# 3_____

5. 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)(c)] Yes___ No X N/A___ RMK# 3_____

6. Did the owner/operator submit a list of every stationary tank, vat, electrical transformer, and vessel of any type that contains or is contaminated with regulated substances and that is to remain at the facility? [ORC §3752.06(A)(3) and OAC rule 3745-352-20(A)(2)(d)] Yes___ No X N/A___ RMK# 3_____

7. 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)(c)(i)] Yes___ No X N/A___ RMK# 4_____

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)(c)(ii)] Yes___ No X N/A___ RMK# 4_____

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)(c)(iii)] Yes___ No X N/A___ RMK# 4_____

8. 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)(c)] Yes___ No X N/A___ RMK# 5_____

9. 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)(c)(i)] Yes___ No X N/A___ RMK# 5_____

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)(c)(ii)] Yes___ No X N/A___ RMK# 5_____

OR

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)(c)(iii)] Yes___ No X N/A___ RMK# 5_____

REMARKS

SECURITY & WARNING SIGNS REQUIREMENTS OF OWNER/OPERATOR [ORC §3752.07 AND OAC RULE 3745-352-30]

1. 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?
- a. Boarded, locked or used other means to secure all windows, doors and other potential means of entry? Yes___ No X N/A___ RMK# 6___
- b. Fencing? Yes___ No X N/A___ RMK# 6___
- c. Lighting and a surveillance system? Yes___ No X N/A___ RMK# 6___
- d. Guard or security service? Yes___ No X N/A___ RMK# 6___
- e. Notarized statement from the county sheriff's department or the local police stating that the security measures secure against unauthorized entry? Yes___ No X N/A___ RMK# 6___
- f. Demonstrated to the satisfaction of the Director or his/her designee that the proposed security measures secure against unauthorized entry? Yes___ No X N/A___ RMK# 6___
2. Did the owner/operator post the appropriate warning signs in the following fashion within 30 days of CRO? [ORC §3752.07(A) and OAC rule 3745-352-30:
- a. Prohibit trespassing and state: "The building, structure, or outdoor location of operations contains or is contaminated with regulated substances that may endanger public health or safety if released into the environment." [OAC rule 3745-352-30(B)] Yes___ No X N/A___ RMK# 6___
- b. Are warning signs posted on, or reasonable proximate to, the building, structure or outdoor location in sufficient number to alert people? [OAC rule 3745-352-30(B)] Yes___ No X N/A___ RMK# 6___
- c. Posted on, or reasonably proximate to, locations that contain ignitable regulated substances and include the language, "No Smoking?" [OAC rule 3745-352-30(B)(2)] Yes___ No___ N/A X RMK# 6___
- d. Legible from a distance of at least 25 feet? [OAC rule 3745-352-30(B)(3)] Yes___ No X N/A___ RMK# 6___
- e. Constructed to withstand weather and affixed to secure against removal? [OAC rule 3745-352-30(B)(4)] Yes___ No X N/A___ RMK# 6___

3. Are entry barrier and warning signs maintained to secure against unauthorized entry by the following measures listed below: [OAC rule 3745-352-30(C)]

- a. Inspected weekly or as agreed by the Director or his/her designee, county sheriff's department or local police department? [OAC rule 3745-352-30(C)(1)] Yes___ No X N/A___ RMK# 6___
- b. The condition is recorded in an inspection log? [OAC rule 3745-352-30(C)(2)] Yes___ No X N/A___ RMK# 6___
- c. Prompt repair or replacement after discovery of damage, lost or removed? [OAC rule 3745-352-30(C)(3)] Yes___ No X N/A___ RMK# 6___

REMARKS

3. The emergency and hazardous chemical inventory, MSDS sheets, chemical list and list of tanks, transformers, vessel and piping to remain with or without regulated substance within was not submitted to the director.

4. The method of transfer was unknown at the time of the inspection.

5. At least one tow motor was still on site. Several others had been on site but the method of transfer was unknown at the time of the inspection.

6. Gi Plastek did not take the listed measures to secure their building (the western most building). The door was open on the day of the inspection. No security was present on site the day of the inspection. A notarized statement from the sheriff department was not posted, no warning signs were posted and the required language was not used for the "No trespassing " signs we did see on Mr. Jennings buildings. In fact Mr. Jennings buildings have been vandalized since Gi Plastek has vacated them.

ADDITIONAL MULTI-MEDIA QUESTIONS

If the owner/operator holds a valid hazardous waste installation and operation permit or renewal permit or has obtained a generator identification number issued under the state's hazardous waste program, the following four questions may apply.

1. If the facility has an U.S. EPA I.D. number, has the facility submitted a *Notification of Regulated Waste Activity* form? Yes X No¹
2. Were there any <90 day accumulation units for hazardous waste? Yes No X
- List where unit(s) were/are: _____

3. Did the owner/operator close his facility in a manner that: [OAC 3745-66-11]
- a. Minimizes the need for further maintenance? Yes No N/A X RMK# 7
- 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 No N/A X RMK# 7
- 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 No² N/A X RMK# 7
4. 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 No² N/A X RMK# 7
- a. Were generated hazardous wastes handled in accordance with all applicable requirements of Chapter 3745-52 of the Administrative Code? Yes No N/A X RMK# 7

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>.

5. Will any buildings be demolished? If yes: Yes No
Has a *Notification of Demolition and Renovation* form been submitted? Yes³ No⁴

6. Are there any wells on the property? Yes⁵ No
If yes, where are the wells?

What are the wells used for?

7. Is there open dumping of solid waste on the property? Yes⁵ No

REMARKS

7. Gi Plastek was a conditionally exempt small quantity generator and therefore not subject to generator closure

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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.

