

**Environmental
Protection Agency**

John Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

January 26, 2011

**RE: SEBRING INDUSTRIAL PLATING
OHD 987 045 168
MAHONING COUNTY**

Mr. Rick Sicklesmith
Sebring Industrial Plating
546 West Tennessee Avenue
Sebring, OH 44672

Dear Mr. Sicklesmith:

On November 18, 2010, the USEPA, represented by Lori Muller and Mark Durno, and the Ohio EPA, represented by me, met with you at Sebring Industrial Plating (SIP), located at 546 W. Tennessee Avenue, Sebring, Ohio. The purpose of our visit was for the representatives of USEPA's Emergency Response Section to evaluate the feasibility of conducting a removal action at SIP. Ohio EPA made the request to USEPA based on the deteriorated conditions of the building, the quantity of hazardous substances that remain on-site either in containers, tanks or in the pits outdoors, and SIP's failure to complete the required activities to clean up the site. Their determination of the feasibility of conducting a removal action will come under separate cover.

During our facility walk through we noted that the floor of the building in the plating area is cracked and crumbling, the building's roof has not been fixed, the wastewater treatment tanks are full, and the containers scattered throughout the building have not been identified as usable materials and non-usable materials. We walked outside and noted that the two concrete pits outdoors have been covered with a wooden platform. The smaller metal tanks have become overgrown with debris and weeds and it is not readily apparent where they are located.

As requested in the 9/29/2009 notice of violation letter, the drum of floor sweepings that was determined to be a D009 hazardous waste was transported off-site on November 16, 2009. The other concerns noted in the 9/29/2009 letter have not been addressed.

SIP remains in violation of the following violation first cited in the June 3, 1992 notice of violation letter:

- 1. Ohio Revised Code 3734.02 (E) and (F);** Establishment of an Unpermitted Hazardous Waste Storage and Disposal Facility:

No person shall store, treat or dispose of hazardous waste identified or listed under this chapter and rules adopted under it...except at a hazardous waste facility operating under a permit.

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SIP violated 3734.02 (E) and (F), by illegally storing hazardous waste in tanks and by disposing of hazardous waste to the ground and to a storm sewer.

Because of this unpermitted activity, in accordance with OAC rules 3745-55-10 through 3745-55-20, you must conduct closure (i.e., clean-up) activities for all areas where hazardous waste has been unlawfully stored and/or disposed of. Closure activities must entail the following: removing and management of all waste and residues, contaminated soils, piping, concrete/metal tanks, and groundwater if necessary and managing all wastes generated from these activities in accordance with the hazardous waste laws.

Based on the November 18, 2010 site visit, Ohio EPA has determined that SIP is in violation of an additional hazardous waste rule:

2. OAC 3745-52-11; Waste Evaluation.

Since at least the May 28, 2009 site visit, I have requested that all drums on-site be organized into categories such as: drums containing usable product, drums of unknown material, and empty drums. I have also requested that you submit a drum inventory log and a photograph of where they are being stored. To date this has not been done and many uncharacterized materials remain on-site. SIP is in violation of this rule for failing to evaluate the contents of drums of unknown material.

To abate this violation, please submit the following information:

- a. Test results from analysis of the contents of unknown drums. If test results determine that the drums contain hazardous waste, the drums must be manifested off-site to a permitted treatment, storage, disposal facility.
- b. An inventory log which lists each drum on-site, what it contains, and if the material is usable or not.

I have the following questions from the November 18, 2010 site visit:

- a. I have a copy of the 10-6-09 shipping manifest when 4500 gallons of zinc waste water was shipped off-site. Is this the last time that zinc wastewater was shipped off-site? How much treated zinc wastewater, if any, is being store on-site?
- b. When is the last time the pretreatment unit was run?
- c. What volume of plating waste water is being stored in the two, 1500 gallon polypropylene tanks that are used to store plating rinse water prior to treatment in the pre-treatment unit?

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Please respond in writing within 30 days of the date of this letter with a progress report on all items discussed in this letter.

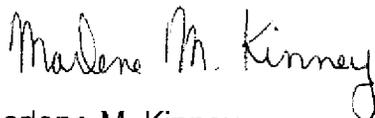
Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with all applicable regulations.

You can find copies of the rules and other information on the hazardous waste division's web page at <http://www.epa.state.oh.us/dhwm>. Ohio EPA also has helpful information about pollution prevention at the following web address: <http://www.epa.state.oh.us/opp>.

The Division of Hazardous Waste Management has created an electronic news service to provide you with updates related to hazardous waste activities in Ohio. You can find more information and sign up for this free service at the following Web link http://ohioepa.custhelp.com/cgi-bin/ohioepa.cfg/php/enduser/doc_serve.php?2=subscriptionpage.

If you have questions, please call me at (330) 963-1162 or contact me by e-mail at marlene.kinney@epa.state.oh.us.

Sincerely,



Marlene M. Kinney
Environmental Specialist
Division of Hazardous Waste Management

MMK:cj
Enclosure

ec Nyal McKenna, DHWM, NEDO
John Schierberl, DHWM, CO
Harry Sarvis, DHWM, CO

cc: Natalie Oryshkewych, DHWM, NEDO
Lori Muller, USEPA, Westlake

Send to Central Office <input checked="" type="checkbox"/>	Ohio Environmental Protection Agency RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM	For Ohio EPA use only
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Completed verification forms required to be submitted to CO should be e-mailed to paula.canter@epa.state.oh.us.

Site EPA ID No. Site Name	EPA ID Number: OHD987045168		Website: (Optional)	
	Name: Sebring Industrial Plating			
Site Location Information	Street Address: 546 West Tennessee Avenue			
	City, Town, or Village: Sebring		State: OH	
Site Land Type (check only one) NAICS code(s) www.census.gov/epcd/www/naics.html	County Name: Mahoning		Zip Code: 44672	
	Private <input checked="" type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>
				Municipal <input type="checkbox"/>
				State <input type="checkbox"/>
				Other <input type="checkbox"/>

Facility Representative Additional names can be recorded in number 12 Only provide address information if it is different than the site address	First Name: Rick		MI:	Last Name: Sicklesmith	
	Title: Owner				
	Phone Number: 330-938-6666			Phone Number Extension:	
	E-Mail Address: sip2436@sbcglobal.net				
	Fax Number: 330-936-9711			Fax Number Extension:	
	Street or P.O. Box:				
	City, Town or Village:				
	State:		Zip Code:		

Legal Owner And Operator of the Site. List Additional Owners and/or Operators in the Comment Section or on another copy of this form page	Name of Site's Legal Owner: Rick Sicklesmith				Date Became Owner (mm/dd/yyyy): 03/01/2004				
	Owner Type:	Private <input checked="" type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>
	Street or P.O. Box:								
	City, Town or Village:								
	State:				Owner Phone #:				
	Country:				Zip Code:				
	Name of Site's Operator: Rick Sicklesmith				Date Became Operator (mm/dd/yyyy): 03/01/2004				
	Operator Type:	Private <input checked="" type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>
	Street or P.O. Box:								
	City, Town or Village:				Operator Phone #:				
State:				Country					
				Zip Code:					

VIOLATIONS CITED?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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TYPE OF HANDLER - MARK "X" AS APPROPRIATE		
<input type="checkbox"/> Not a HW Generator	<input type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11 <input type="checkbox"/> Short-Term/Temporary Generator (generates from a short-term or one-time event and not from on-going processes). <i>Check the box for the applicable generator status and provide a comment.</i>	<input type="checkbox"/> Large Quantity Generator (LQG) <input type="checkbox"/> Small Quantity Generator (SQG) <input checked="" type="checkbox"/> Conditionally Exempt Small Quantity Generator <input type="checkbox"/> U.S. Importer of Hazardous Waste <input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator

TYPE OF REGULATED WASTE ACTIVITY (MARK "X" IN ALL OF THE APPROPRIATE BOXES)

- | | |
|---|--|
| <input type="checkbox"/> Hazardous Waste Transporter | <input type="checkbox"/> Exempt Boiler and/or Industrial Furnace |
| <input type="checkbox"/> Hazardous Waste Transfer Facility | <input type="checkbox"/> Small Quantity On-Site Burner Exemption |
| <input type="checkbox"/> Treater, Storer or Disposer of Hazardous Waste | <input type="checkbox"/> Smelting, Melting, Refining Furnace Exemption |
| <input type="checkbox"/> Recycler of Hazardous Waste | <input type="checkbox"/> Underground Injection Control Facility |
| <input type="checkbox"/> 72-Hour Recycler | <input type="checkbox"/> Receives Hazardous Waste from Off-site |

UNIVERSAL WASTE ACTIVITIES (INDICATE TYPES OF UNIVERSAL WASTE MANAGED (CHECK ALL BOXES THAT APPLY))

- | | |
|---|---|
| <input type="checkbox"/> Small Quantity Handler of Universal Waste | <input type="checkbox"/> Destination Facility for Universal Waste |
| <input type="checkbox"/> Large Quantity Handler of Universal Waste
(accumulates 5,000 kg. or more) | |

CHECK ALL BOXES BELOW THAT APPLY FOR THE TYPES OF UNIVERSAL WASTE THE FACILITY MANAGES

- Batteries
- Pesticides
- Mercury containing equipment
- Lamps

USED OIL ACTIVITIES (INDICATE TYPE(S) OF ACTIVITY(S))

- Used Oil Generator
- Used Oil Transporter
- Used Oil Transfer Facility
- Used Oil Processor
- Used Oil Re-refiner
- Off-Specification Used Oil Burner
- Used Oil Fuel Marketer who directs shipment of Off-Spec Used Oil
- Used Oil Fuel Marketer who first claims the Used Oil meets the specifications

Eligible Academic Entities with Laboratories: Facility has previously notified that they are opting into managing laboratory hazardous waste pursuant to OAC rules 3745-52-200 through 3745-52-216. Check the box(es) below to indicate the laboratory type.

- College or University
- Teaching hospital that is owned by or has a formal written affiliation agreement with a college or university
- Non-profit Institute that is owned by or has a formal written affiliation agreement with a college or university

Waste Codes for Federally Regulated Hazardous Wastes. Please list the codes for the federally regulated hazardous waste handled at the site. List them in the order they are presented in the regulations (e.g., D001, D003, F007, U112). Use an additional page or list them in the comments if more space is needed. If the waste codes are the same as listed in the most recent RCRAInfo source record, you do not need to list them. Instead just indicate the date of the most recent source record.

COMMENTS: USE THIS AREA TO DESCRIBE WHETHER THE INSPECTION WAS ANNOUNCED, WHETHER THE WASTE IS STORED IN TANKS OR CONTAINERS, ETC.

- | | | | |
|------------|---|--|--------------------------------------|
| Announced | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Additional Facility Representatives: |
| Tanks | <input type="checkbox"/> Yes | <input type="checkbox"/> No | |
| Containers | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | |

Name of Inspector(s)
Marlene Kinney

Name of Inspector(s)
Lori Muller, Mark Durno, USEPA

Date of Inspection/Time
(mm/dd/yyyy) (hh:mm)
11/18/2010

Comments:

Site visit with USEPA. Ohio EPA has requested USEPA do an emergency clean up of at least the outdoor plating sludges and soils. Facility is barely operational. Zinc plating on carbon steel. Plating wastes usually test non-hazardous for pH and metals.