



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korteski, Director

Re: University of Toledo
Main Campus
Lucas County
Hazardous Waste – LQG
OHD 051 623 734

August 5, 2010

Mr. Michael Kovacs
University of Toledo
Mail Stop 219
2801 West Bancroft Street
Toledo, Ohio 43606-3390

Dear Mr. Kovacs:

This letter is written to inform you of Ohio EPA's serious concerns with the hazardous waste violations which have occurred at the University of Toledo – Main Campus (UT-Main) facility in Toledo, Ohio.

As you know, during a hazardous waste compliance evaluation inspection conducted by Ohio EPA on May 23 and 24, 2007, my staff documented that UT-Main was in violation of Ohio Revised Code ("ORC") Section 3734.02(E)&(F) for specifically:

UT-Main established an unpermitted hazardous waste storage facility by storing hazardous waste in its Student Classroom Annex building that came from facilities that are not contiguous. UT-Main has been receiving spent fluorescent bulbs from the UT-Westwood Campus and managing them as hazardous waste.

UT-Main stored three (one liter each) containers of hazardous waste for greater than 90-days. These containers contained laboratory wastes and carried the following waste codes: D001, D002, D003, D004, D005, D006, D007, D009, F002, F003, U006, U127, U353, P120, P028, U147, and U190. All of these wastes were lab-packed and shipped off-site for disposal on June 7, 2007, following Ohio EPA's inspection.

UT-Main had one drum of spent fluorescent lamps labeled hazardous waste, located in the Student Classroom Annex building, which were crushed via the use of an on-site bulb crusher. The drum was labeled "Hazardous Waste" but did not have an accumulation start date on it. The maintenance log for the bulb crusher located next to the drum indicated that the new drum was started on July 8, 2004. This waste was stored on-site unlawfully for over two years.

UT-Main had one drum of crushed lamps, labeled hazardous waste, located in the center bay of the outside hazardous waste storage area that did not have an accumulation start date.

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UT-Main, Wolfe Hall, laboratory #2223 was allowing a container of hazardous waste to evaporate while sitting in the laboratory hood. The student in this laboratory stated that they leave the lids off of the containers of hazardous waste and allow the contents to volatilize.

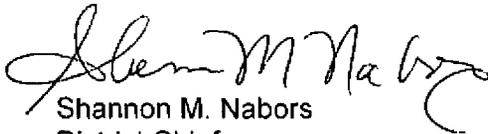
UT-Main also had additional violations in the following areas: Waste Evaluation, Contingency Plan, Personnel Training, Testing and Maintenance of Equipment, Communication Alarm Access, Aisle Space, Container Management, Accumulation Time, Inspections, Labeling, Universal Waste.

I have been informed by my staff that as of April 14, 2010, UT-Main is properly managing its waste and has returned to compliance for the aforementioned violations. Although the quantity of waste improperly managed was securely stored, please know that Ohio EPA views such violations as serious and will expect UT-Main to maintain compliance with Ohio's hazardous waste laws and regulations in the future.

Failure to maintain such compliance in the future may result in enforcement actions pursuant to the authorities vested in the Director of the Ohio EPA, including assessment of civil penalties. Your progress in maintaining compliance with the hazardous waste rules and regulations will be monitored closely.

If you have any questions regarding the hazardous waste requirements applicable to UT-Main, please contact Ms. Melissa Boyers of Ohio EPA's Northwest District Office at (419) 373-3066.

Sincerely,



Shannon M. Nabors
District Chief

MLB/cs

pc: John Schierberl, Supervisor, DHWM, CO
Harry Sarvis, Manager, DHWM, CO
John Pasquarette, Manager, DHWM, NWDO
Colleen Weaver, Supervisor, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
DHWM, NWDO, University of Toledo File
ec: Melissa Boyers, DHWM, NWDO