



State of Ohio Environmental Protection Agency

**Northwest District Office**

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

Re: **Complaint #2794**  
IPS West  
Auglaize County  
Hazardous Waste  
OHR 000 108 779  
**Return to Compliance**

September 26, 2008

Mr. Rich Libby, Owner  
IPS West  
1000 Commerce Court  
Waynesfield, Ohio 45896

Dear Mr. Libby:

Thank you for your September 4, 2008, and September 24, 2008, responses to Ohio EPA's August 20, 2008, Notice of Violation letter. The information you submitted included photographic documentation for the universal waste storage containers; a copy of the invoices for the lamps sent off-site for recycling; a copy of the new universal waste lamps disposal procedure; and a copy of the sign in sheet for the universal waste training you conducted for your employees. My review of this documentation reveals that IPS West (IPS) has adequately demonstrated abatement of all of the violations discovered during the July 30, 2008, compliance inspection.

The following is a summary of the violations cited and your compliance with respect to each:

1. **OAC Rule 3745-273-14(E): Universal Waste: Fluorescent Lamp Labeling:** All packages and containers holding spent fluorescent lamps/bulbs are to be labeled with the words "Universal Waste - Lamps", "Waste Lamps" or "Used Lamps".

IPS did not have their spent fluorescent bulbs properly labeled.

To abate this violation, IPS must submit to Ohio EPA, NWDO, a photograph documenting that the lamps or containers in which they are stored have been properly labeled with the words "Universal Waste - Lamps", "Waste Lamps" or "Used Lamps".

**On September 4, 2008, IPS submitted photographic documentation showing the universal waste bulb storage container properly labeled "Universal Waste - Lamps".**

*With this information, this violation has been abated.*

2. **OAC Rule 3745-273-15(A): Universal Waste: Accumulation Time Limits:** A small quantity handler of universal waste may accumulate universal waste for no longer than one year from the date the universal waste is generated, or received from another handler.

IPS has two containers of universal waste lamps that have been on-site for longer than one year. I spoke with Mr. Frank Gillette on August 5, 2008, and he stated that no bulbs have been shipped off-site since my last inspection which took place on October 23, 2006.

To abate this violation, IPS must immediately ship the spent fluorescent bulbs, that have been on-site for greater than one year, off-site for proper disposal. IPS must submit documentation to demonstrate that the universal waste bulbs were properly shipped off-site for recycling.

**On September 24, 2008, IPS submitted a copy of the receipts for the fluorescent bulbs that were picked up by Waste Management's LampTracker Division on September 10, 2008, and September 19, 2008. The bulbs will be taken to Mercury Waste Solutions in Wisconsin for recycling.**

*With this information, this violation has been abated.*

3. **OAC Rule 3745-273-15(C): Universal Waste: Accumulation Time Limits:** A small quantity handler of universal waste who accumulates universal waste shall be able to demonstrate the length of time that the universal waste has been accumulated from the date it becomes a waste or is received.

IPS did not have any procedure in place to track the accumulation time for the spent fluorescent bulbs that were stored on-site.

To abate this violation, IPS must submit a copy of an internal policy that outlines how the accumulation time for the spent fluorescent bulbs will be tracked in the future.

**On September 4, 2008, IPS submitted a copy of the internal procedures that have been implemented for the management of universal waste. Employees have been trained to put the accumulation start date on the universal waste storage container when the first bulb is placed inside.**

*With this information, this violation has been abated.*

4. **OAC Rule 3745-273-16: Universal Waste: Employee Training:** A small quantity handler of universal waste shall inform all employees who handle or have responsibility for managing universal waste.

The information shall describe proper handling and emergency procedures appropriate to the type(s) of universal waste handled at the facility.

Frank Gillette stated during our inspection that employees receive training on universal waste. Given the violations cited above for failure to properly label the universal waste containers and the storage time of greater than one year, IPS has not done an adequate job of training employees.

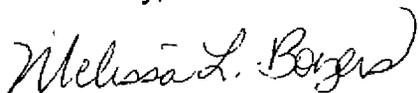
IPS must submit documentation to show employees have been trained on how to properly manage universal waste. The submitted information should include what information was covered during the training and the names of the employees who attended.

**On September 4, 2008, IPS submitted a copy of the internal procedures that have been implemented for the management of universal waste. On September 2, 2008, employees were trained on the universal waste lamp procedures and a copy of the sign in sheet was submitted.**

***With this information, this violation has been abated.***

If you have any questions or I can be of assistance, please contact me at (419) 373-3066.

Sincerely,



Melissa L. Boyers  
Division of Hazardous Waste Management

/llr

pc: Cindy Lohrbach, DHWM, NWDO  
Colleen Weaver, DHWM, NWDO  
Troy Anderson, Auglaize Co. EMA  
Cathy Hardy, Waste Management  
DHWM; NWDO IPS West File  
ec: Melissa Boyers, DHWM, NWDO

**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.