



**Environmental
Protection Agency**

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

Re: Thakar Aluminum Corporation
Erie County
Complaint Investigation #3122
NOV

January 4, 2012

Mr. Jack Snyder, Trustee
Chikol Equities
P. O. Box 774
Granger, Indiana 46530

Dear Mr. Snyder:

As stated in my email on December 16, 2011, I visited the former Thakar Aluminum Corporation (TAC) located at 1364 Olds Street, Sandusky, Ohio, on December 9, 2011. At the time, I found several drums/containers of chemical still remaining at the site. The facility appears to be mostly empty and from my limited research, it appears that TAC has been out of business since April 2010. According to public documents, Chikol has been appointed by the banks as the trustee in charge of the remaining assets of the company.

As previously stated in my email, a list of the containers found at the site follows:

Pallet Inventory:

- 1 – Blue plastic 5-gal. bucket
- 1 – White clear 5-gal. container, NO-Tox2, compressed air de-icant.
- 1 – 55-gal. blue plastic drum, corrosive/scale inhibitor
- 1 – White plastic 5-gal. bucket unknown
- 3 – Black plastic 40-gal. (approx.) corrosive label, Liquichlor 12.5%, Solution, Prod. No. 349120
- 4 – 1 gal. various paint cans
- 2 – 1 gal. pyroslip 325, resin based graphite dry film
- 1 – 55 gal. white plastic #7502 Formula
- 1 – 5 gal. KR-166L (Kroff Chemical Co.)
- 1 – 5 gal. Fose Co. Holcote 344020
- 1 – 5 gal. blue 23Kg. Nalco 7320
- 1 – 1gal. green metal can, Parks Paint Thinner
- 2 – 1gal. paint remover

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In addition, several steel drums were also identified and photographed (see attached) during a previous visit by Amy Heller, Ohio EPA, Division of Air Pollution Control.

Based on my observations, I found the following violation of Ohio's hazardous waste laws. TAC needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, TAC is requested to provide documentation to this office including the steps taken to abate this violation.

1. OAC Rule 3745-52-11: Waste Evaluation

Any person, who generates a waste, as defined in Rule 3745-51-02 of the administrative code, must determine if that waste is a hazardous waste.

TAC has failed to properly evaluate several containers of unknown chemicals still left at the property.

The waste evaluation must be conducted through one of **two options:**

1) TAC may apply generator knowledge of the hazardous characteristic(s) of the waste in light of the materials or the processes used through adequate documentation: manufacturer analytical information – Toxicity Characteristic Leaching Procedure (TCLP) test results, Material Safety Data Sheets; or

2) TAC may take a representative sample of this waste to properly evaluate this waste stream through a laboratory analysis which lists constituents present and at what concentration. TAC must ensure that the laboratory chosen to perform this sampling utilizes the proper method(s) to evaluate the waste.

TAC must sample the waste to determine the concentration of RCRA metals, VOC's and SVOC's as listed in the OAC Rule 3745-51-24 following the method as outlined in U.S. EPA's SW-846. Flash point and Ph levels must be checked also.

Ohio EPA will use the analytical data you provide, in addition to TAC's other documentation, to make regulatory and compliance decisions concerning the wastes tested. This review by Ohio EPA does not alleviate SMP's responsibility to independently determine whether the wastes tested are hazardous wastes pursuant to OAC Rule 3745-52-11. The data you submit should be reviewed using a data review process, referred to as data validation, to confirm the validity of your data prior to submission. Data validation includes a review of the following components: laboratory test methods, laboratory data completeness, documentation of holding time(s), chain(s) of custody, and quality assurance/quality control (QA/QC) data.

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To confirm the validity of your data, you may use Ohio EPA's tier 1 data validation plan review form which can be obtained from Ohio EPA's web page: http://www.epa.state.oh.us/dhwm/tier_i_data_validation_manual.html.

Ohio EPA may request the documentation needed to confirm the validity of the data submitted. Please submit a brief narrative of each sampling event which includes: sampling techniques used to obtain the sample and a description of how this sample was determined to be a representative sample of the waste tested.

Please note, if the waste is hazardous, you must evaluate it to determine if it is restricted from land disposal in accordance with OAC Chapter 3745-270. In addition, you must properly dispose of or recycle the waste. A copy of the waste disposal documentation and EPA waste codes applicable to the waste must be submitted to me at the Ohio EPA, Northwest District Office (NWDO) prior to disposal.

To abate this violation, TAC must send copies of the analytical results to me in writing and copies of the shipping documentation after the waste is properly disposed of.

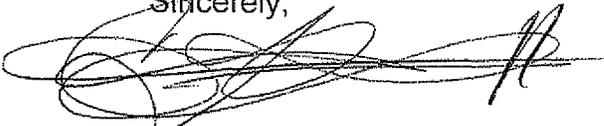
Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may also be submitted via electronically to ed.pulido@epa.state.oh.us. Please be advised that violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734. of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of violations, TAC is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

The Division of Hazardous Waste Management has created an electronic news service to provide you with quick and timely updates on events and news related to hazardous waste activities in Ohio. If you haven't already, we encourage you to sign up for this free service. You can find more information at http://ohioepa.custhelp.com/cgi-bin/ohioepa.cfg/php/enduser/doc_serve.php?2=subscriptionpage. Please feel free to share this information with your colleagues.

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Should you have any questions or if I can be of assistance, please contact me at (419) 373-3015.

Sincerely,



Edgar V. Pulido
Division of Materials and Waste Management

/llr

Enclosures

pc: Cindy Lohrbach, DMWM, NWDO w/ attachments
Colleen Weaver, Supervisor, DMWM, NWDO w/ attachments

ec: Ed Pulido, DMWM, NWDO
Colleen Weaver, Supervisor, DMWM, 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.

THAKAR ALUMINUM
1364 Olds Street, Sandusky (Erie County)
NWDO DMWM-HW Complaint #3122

