



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
www.epa.state.oh.us

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

October 27, 2009

**VINTON COUNTY
WALDRON LUMBER COMPANY
DHWM/SEDO
OHR000144410**

Mr. Mike Eberts
Waldron Lumber Company
P.O. Box 455
McArthur, Ohio 45651

Re: Notice of Violation - Abandoned materials at Waldron Lumber Company

Dear Mr. Eberts:

On September 24, 2009, Melody Stewart and I inspected Waldron Lumber Company, located at 35201 S.R. 93 in Hamden, Ohio, to determine compliance with Ohio's hazardous waste laws as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC). The purpose of this letter is to inform you of the violations we found and what you need to do to correct the violations, and any general concerns we have and what you need to do to respond to our concerns.

As a result of the inspection, we discovered the following violations of Ohio's hazardous waste laws. In order to correct these violations, you must do the following and send the required information to me **within 30 days** of your receipt of this letter:

- (1) **OAC Rule 3745-52-11, Hazardous Waste Determination:** Any person who generates a waste must determine if that waste is a hazardous waste, using the criteria set forth in OAC Chapter 3745-51.

Waldron Lumber Company's Hamden facility ceased operations sometime between January and August of 2009. As of the date of our September 24, 2009 visit, drums, containers, and tanks of materials still remain on-site at the closed facility. Since these materials have been abandoned, they are considered to be wastes¹.

Waldron Lumber Company must immediately do the following:

- Evaluate all of the wastes left on site at Waldron Lumber Company's Hamden facility to determine if they are hazardous wastes. I have attached an inventory of the wastes we observed on-site during the September 24, 2009 inspection. *For your reference, I have enclosed several documents regarding hazardous waste determination/waste evaluation.*

¹ OAC Rule 3745-51-02 defines a "waste" as any discarded material that is not excluded by paragraph (A) of OAC Rule 3745-51-04 or that is not excluded by variance granted under OAC Rules 3745-50-23 and 3745-50-24, including "abandoned" material as defined in OAC Rule 3745-51-02(B).

- Send me documentation demonstrating that all of the wastes have been evaluated.
- Once all of the wastes remaining on-site have been evaluated, any wastes that are determined to be hazardous must be properly managed in accordance with Ohio's hazardous waste laws and regulations, and treated or disposed of by a permitted hazardous waste treatment, storage, and disposal (TSD) facility. Documentation of the final disposition of the on-site wastes (i.e., manifests, bills of lading, etc.) must be submitted to this office for review. *I have enclosed a list of permitted commercial TSD facilities in Ohio and a list of commercial used oil recyclers for your use in this matter.*

In addition, we found the following violations of Ohio's Cessation of Regulated Operations (CRO) laws as found in Chapter 3752 of the Ohio Revised Code (ORC) and Chapter 3745-352 of the Ohio Administrative Code (OAC). In order to correct the CRO violations, you must do the following and send me the required information **within 30 days** of your receipt of this letter:

- (2) **ORC §3752.06 and OAC Rule 3745-352-20, Duties of Owner/Operator within 90 Days of Cessation:** Within 90 days of ceasing regulated operations, you 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 MSDSs) 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 at the time of cessation. All stationary and non-stationary containers or vessels or transformers, vats, or tanks, non-stationary equipment and furnishings, motor vehicles and rolling stock that are contaminated with a regulated substance must be legally removed or from facility or their contents and debris drained and properly disposed of.

Waldron Lumber Company's Hamden facility ceased operations sometime between January and August of 2009. Waldron Lumber Company has failed to submit a copy of the most recent emergency and hazardous chemical inventory form submitted to the SERC and the most current hazardous chemical list with your written certification provided on the form prescribed by the director (*Regulated Substance & Equipment Removal 90-Day Form, EPA 0329*). Waldron Lumber Company has also failed to remove all regulated substances at the facility. At the time of inspection, drums, containers, and tanks of materials still remain on-site at the closed facility; some of which were labeled as containing substances that are regulated under the SERC/CRO rules (fuels, oils, hydraulic fluid, etc.).

Waldron Lumber Company must immediately do the following:

- Send me 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.

- Send me a copy of the most recent emergency and hazardous chemical inventory form you submitted to the SERC, and the most current hazardous chemical list (or MSDSs) that you are required to have on file with the SERC under ORC §3750.07 with your written certification on the Regulated Substance & Equipment Removal 90-Day Form, EPA 0329. *For your reference, I have enclosed the EPA 0329 form, and a copy of Ohio EPA's CRO Compliance Manual and CRO fact sheet.*
- Remove all CRO-regulated substances at the facility and send me documentation that this has been done (photos, waste manifests, bills of lading, and/or any other documentation related to the removal of these substances).

(3) **ORC §3752.07 and OAC Rule 3745-352-30, Building, Structure or Outdoor Location to be Secured Against Unauthorized Entry; Warning Signs, and Facility Security Requirement:** Within 30 days after the cessation of regulated operations at a facility, the owner or operator must secure each building, structure, and outdoor location of operations where regulated operations were conducted by boarding windows, doors, and other methods provided in OAC Rule 3745-352-30. Warning signs that prohibit trespassing and state "the building, structure, or outdoor location of operation contains or is contaminated with regulated substances that may endanger public health or safety if released into the environment" (the specific language provided in the law and rules) must be in posted in publicly visible locations, in accordance with OAC Rule 3745-352-30.

The owner or operator must inspect the entry barriers and warning signs weekly to ensure they are properly maintained. The weekly inspections must be recorded in a log, and must be available for our review. At a minimum, the log shall note the condition of each barrier and warning sign. Any damaged, lost, or removed barrier or sign shall be promptly replaced.

Waldron Lumber Company has failed to provide adequate security measures to secure the facility against unauthorized entry. Many of the buildings at the sawmill area were not secured. There was no fencing surrounding the buildings and structures at the sawmill area, or at the garage and field area directly across the road on the west side of S.R. 93 where the majority of the drums of waste were located. There was not any type of surveillance system or security service personnel present at the facility. Waldron Lumber Company has also failed to post the required warning signs at the facility.

Waldron Lumber Company must immediately do the following:

- Provide entry barriers and warning signs to secure the facility against unauthorized entry.
- Inspect the entry barriers and warning signs weekly to ensure they are properly maintained.
- Record the weekly inspections in a log, noting the condition of each barrier and warning sign.
- Send me documentation demonstrating your compliance with the above security requirements by submitting photos of the security measures and posted warning signs once they have been implemented. The security

measures must remain in place until all regulated substances at the facility have been removed and Ohio EPA completes a site inspection to verify that these activities have taken place.

General Comments:

(a) Oil on ground from heavy equipment.

During our inspection, we observed abandoned heavy equipment, some of which had leaked used oil onto the ground at the garage/field area on the west side of S.R. 93.

Ohio's used oil regulations (OAC Rule 3745-279-22) require that any release or spill of used oil must be contained, cleaned up, and properly managed. Waldron Lumber Company must clean up the areas of oil-stained soil where used oil has leaked onto the ground from equipment. The oil-contaminated soil and any materials generated from the clean up can be placed in a garbage bag and disposed of along with your regular trash by your solid waste hauler.

(b) Lead-acid batteries.

During our inspection, we observed spent lead-acid batteries at the garage/field area on the west side of S.R. 93; some of which were still on the heavy equipment, while others were being stored outside. Spent lead-acid batteries should be stored inside out of the weather until they can be recycled to minimize the likelihood that they will crack and leak battery fluid on the ground. Waldron Lumber Company must remove spent lead-acid batteries from equipment located outside, collect other spent lead-acid batteries that are being stored outside, and store them inside out of the weather until they can be recycled. Please note that in April 2008, **ORC §3734.911** became effective in Ohio, which prohibits anyone from mixing a used lead-acid battery with solid waste or disposing of a used lead-acid battery at a solid or hazardous waste landfill; therefore, your lead-acid batteries must be recycled. *For your reference, I have enclosed a list of lead-acid battery recyclers. You may also find other battery recyclers listed in your local phone book yellow pages.*

(c) Solid waste, scrap tires, scrap equipment parts, empty 55-G drums.

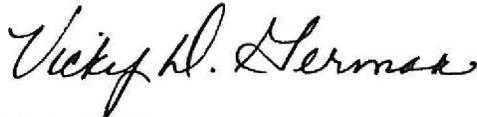
During our inspection, we observed general solid waste, scrap equipment parts, and empty 55-G drums. We also observed numerous scrap tires, including large equipment tires at the garage/field area on the west side of S.R. 93; some on rims, some not. The rimless tires (as well as the 5-gallon containers, discarded cartons, packaging, and buckets on-site) provide breeding locations for mosquitoes. If you have scrap tires on your property or business location, you are responsible for making sure they do not create a nuisance. If the tires cannot be immediately removed and properly disposed of, standing water in the rimless tires should be eliminated. This can be done by properly storing dry tires under a tarp and making sure rainwater does not accumulate. Scrap equipment parts and empty metal drums can be managed with a scrap metal facility. Any questions you may have concerning solid waste and scrap tire management should be directed to Dan Bergert in Ohio EPA's Division of Solid and Infectious Waste Management. Dan can be reached at 740-380-5438 or dan.bergert@epa.state.oh.us.

Ohio EPA will conduct a follow-up site inspection of Waldron Lumber Company to verify that CRO activities have taken place and that the above concerns have been addressed.

For your reference, I have enclosed a copy of Ohio EPA's *CRO Compliance Manual*, *CRO Fact Sheet*, and *OAC Rule 3745-352-30* (security requirements). You can find copies of the hazardous waste rules and other information on our division's web page at <http://www.epa.ohio.gov/dhwm/>. Compliance assistance and pollution prevention information can be found at <http://www.epa.ohio.gov/ocapp/>.

Should you have any questions regarding this letter, please contact me at 740-380-5237.

Sincerely,



Vicky D. German
Environmental Specialist
Division of Hazardous Waste Management
Ohio EPA, Southeast District Office

VDG/mlm

Enclosures

cc: Ralph McGinnis, Ohio EPA, DHWM-CO-CRO Coordinator
Dan Bergert, Ohio EPA, DSIWM-SEDO

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.

ATTACHMENT 1
Site Photo



**Waldron Lumber Company, Hamden Ohio.
Drums, containers, tanks at garage/field area on west side of S.R. 93.**

ATTACHMENT 2

Inventory of Drums, Containers, Tanks (9/24/09)

The following abandoned materials were discovered on 9/24/2009 at Waldron Lumber Company's Hamden facility:

Sawmill/Lumber Yard (east side of S.R. 93):

1 55-G drum - Unknown
Several 5-G containers - Unknown

Garage and Field (west side of S.R. 93 across from Sawmill/Lumber Yard):

Inside the garage (observed through window):

Numerous 55-G drums - Unknown
Several 5-G containers - Unknown

Beside/in front of the garage:

3 55-G drums (full) – labeled “Delo 400 Multigrade SAE 15W40”, Chevron
1 30-G drum (full) - Unknown
1 55-G drum (1/2 full) - Unknown

Adjoining parking area/field:

9 55-G drums (7 full) - labeled “AnchorSeal”
Several 5-G containers – some open, some closed - Unknown
1 55-G black drum (full) - Unknown
1 55-G gray drum (full) – Unknown
1 55-G rusted drum (full) – Unknown
2 55-G drums (full) - Unknown
15 55-G drums (full) – labeled “Shell Tellus Oil”
1 55-G drum (full) – labeled “Starfire Premium Lubricant AW 68 Hyrdraulic”
1 55-G drum (full) – labeled “Vehicle Antifreeze”
1 55-G drum (full) – labeled “Chevron Rykon Oil AW ISO32”
6 5-G containers (full) – some open, some closed - appeared to be used oil
3 55-G drums (full) – labeled “Used Oil” – on wood pallet
1 55-G drum (full) – labeled “Used Oil”
1 55-G drum (1/2 full) - labeled “Used Oil”
2 plastic 55-G drums (full) – labeled “Used Oil”

Other/Miscellaneous:

2 fuel tanks, labeled “Diesel”
Abandoned heavy equipment (some leaking oil onto the ground)
Lead-acid batteries (some still on equipment, some not)
Numerous scrap tires, including large equipment tires (some on rims, some not)
General solid waste, scrap equipment parts, empty 55-G drums



Ohio Environmental Protection Agency

For Ohio EPA use only

RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM

E-mail this completed form to kristina.durnell@epa.state.oh.us or mail it to Kristina Durnell, DHWM-CO

<p>Site EPA ID No.</p> <p>Site Name</p> <p>Site Location Information</p> <p>Site Land Type (check only one)</p> <p>NAICS codes (see www.census.gov/epcd/www/naics.html)</p>	<p>EPA ID Number: OHR000144410</p> <p>Name: Waldron Lumber Company</p> <p>Website (Optional):</p> <p>Street Address: 35201 S.R. 93</p> <p>City, Town, or Village: Hamden State: OH</p> <p>County Name: Vinton Zip Code: 45634</p> <p>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"/></p>
<p>Facility Representative</p> <p>Additional names can be recorded in Operators in the Comments Section.</p> <p>Provide address information only if different than the site address.</p>	<p>First Name: Mike MI: Last Name: Eberts</p> <p>Phone Number: 740-596-5454 Phone Number Extension:</p> <p>E-Mail Address:</p> <p>Fax Number: Fax Number Extension:</p> <p>Street or P.O. Box: P.O. Box 455</p> <p>City, Town or Village: McArthur</p> <p>State: OH Zip Code: 45651</p>
<p>Legal Owner And Operator of the Site</p> <p>List additional Owners and/or Operators in the Comments Section or on another copy of this page.</p>	<p>Name of Site's Legal Owner: Mike Eberts Date Became Owner (mm/dd/yyyy):</p> <p>Owner Private County District Federal Indian Municipal State Other Type: <input checked="" type="checkbox"/> <input type="checkbox"/></p> <p>Street or P.O. Box: P.O. Box 455</p> <p>City, Town or Village: McArthur Owner Phone #: 740-596-5454</p> <p>State: OH Country: USA Zip Code: 45651</p> <p>Name of Site's Operator: Waldron Lumber Company Date Became Operator (mm/dd/yyyy):</p> <p>Owner Private County District Federal Indian Municipal State Other Type: <input checked="" type="checkbox"/> <input type="checkbox"/></p> <p>Street or P.O. Box: same as above</p> <p>City, Town or Village: Operator Phone #:</p> <p>State: OH United States Zip Code:</p>

VIOLATIONS CITED?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
--------------------------	---

TYPE OF HANDLER – A MINIMUM OF ONE BOX MUST BE CHECKED		
<input type="checkbox"/> Not a Generator	<input checked="" type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11	<input type="checkbox"/> Large Quantity Generator (LQG) <input type="checkbox"/> Small Quantity Generator (SQG) <input 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		
<input type="checkbox"/> Recycler of Hazardous Waste <input type="checkbox"/> Underground Injection Control Facility <input type="checkbox"/> Hazardous Waste Transporter <input type="checkbox"/> Treater, Storer or Disposer of Hazardous Waste	<input type="checkbox"/> Exempt Boiler and/or Industrial Furnace <input type="checkbox"/> Small Quantity On-Site Burner Exemption <input type="checkbox"/> Smelting, Melting, Refining Furnace Exemption	
UNIVERSAL WASTE ACTIVITIES		
<input checked="" type="checkbox"/> Small Quantity Handler of Universal Waste <input type="checkbox"/> Large Quantity Handler of Universal Waste (accumulates 5,000 kg. or more)		<input type="checkbox"/> Destination Facility for Universal Waste
TYPES OF UNIVERSAL WASTE THE FACILITY MANAGES		
<input checked="" type="checkbox"/> Batteries <input type="checkbox"/> Pesticides <input type="checkbox"/> Mercury containing equipment <input checked="" type="checkbox"/> Lamps		
USED OIL ACTIVITIES		
<input checked="" type="checkbox"/> Used Oil Generator <input type="checkbox"/> Used Oil Transporter <input type="checkbox"/> Used Oil Transfer Facility <input type="checkbox"/> Used Oil Processor <input type="checkbox"/> Used Oil Re-refiner <input type="checkbox"/> Off-Specification Used Oil Burner <input type="checkbox"/> Used Oil Fuel Marketer Who Directs Shipment of Off-Spec. Oil <input type="checkbox"/> Used Oil Fuel Marketer to Off-Specification Used Oil Burner		
Waste Codes for Federally Regulated Hazardous Wastes. List the codes for the federally regulated hazardous waste handled at the site, in the order they are presented in the regulations (e.g., D001, D003, F007, U112). If there are more than 7 waste codes and they are the same as listed in the most recent RCRAinfo source record, you do not need to list them all; just indicate the date of the most recent source record.		
COMMENTS: Use this area to describe inspection conditions and additional information. Announced <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Additional Facility Representatives: Tanks <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Other Comments: Containers <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
INSPECTOR(S)		INSPECTION DATE
Vicky German Melody Stewart		9/24/2009
OPTIONAL CERTIFICATION. <i>I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.</i>		
Signature of Owner, Operator, or Authorized Representative	Name and Title (Print)	Date

CONDITIONALLY EXEMPT SMALL QUANTITY (CESQG) GENERATOR REQUIREMENTS

CESQG: <100Kg. (Approximately 25-30 gallons) of waste in a calendar month.

SQG: Between 100 and 1,000 Kg. (About 25 to under 300 gallons) of waste in a calendar month.

LQG: >1,000 Kg. (~300 gallons) of waste in a calendar month or >1 Kg. of acutely hazardous waste in a calendar month.

WASTE EVALUATION

1. Have all wastes generated at the facility been adequately evaluated? [3745-52-11] Yes No NA

Waldron Lumber Company's Hamden facility ceased operations sometime between January and August of 2009. As of Ohio EPA's September 24, 2009 visit, drums, containers, and tanks of materials still remain on-site at the closed facility. Since these materials have been abandoned, they are considered to be wastes, and must be evaluated to determine if they are hazardous wastes.

GENERATOR CLASSIFICATION

2. Does the generator produce <100 kg. of hazardous waste per month? (CESQG - Conditionally Exempt Small Quantity Generator) Yes No NA

DHW file information indicates that Waldron Lumber Company was a Conditionally Exempt Small Quantity Generator (CESQG) of hazardous waste while in operation. The facility's generator status may change upon evaluation and disposal of on-site wastes.

NOTE: If quantities of hazardous waste accumulated on-site at any one time exceed 1,000 Kg. - or the generator produces between 100 and 1,000 Kg. of hazardous waste per month, it is operating as a Small Quantity Generator (SQG).

OFF-SITE SHIPMENT OF HAZARDOUS WASTE

3. Does the CESQG ensure delivery of hazardous waste(s) to an off-site permitted TSD? [ORC §3734.02(F)] Yes No NA

DHW file information indicates that while in operation, Waldron Lumber Company appropriately disposed of wastes generated and ensured delivery of hazardous wastes to an off-site permitted TSD. Compliance with this law cannot be determined at this time for the disposal of wastes currently on-site.

TREATMENT OF HAZARDOUS WASTE

4. Does the generator treat hazardous waste in a:

- a. Container that meets 3745-66-70 to 3745-66-77? Yes No NA
- b. Tank that meets 3745-66-90 to 3745-66-101 except 3745-66-97(C)? Yes No NA
- c. Drip pad that meets 3745-69-40 to 3745-69-45? Yes No NA
- d. Containment building that meets 3745-256-100 to 3745-256-102? Yes No NA

NOTE: If the CESQG conducts treatment they are subject to the LQG requirements.

NOTE: If waste is treated to meet LDRs, use the LDR checklist.

PERMANENT CESSATION OF REGULATED OPERATIONS (CRO) CHECKLIST

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
- b. Local Emergency Planning Committee? Yes No N/A *
- c. Local Fire Department? Yes No N/A *

*Waldron Lumber Company's Hamden facility ceased operations sometime between January and August of 2009. The facility did not submit a notice of the cessation of regulated operations (CRO) to Ohio EPA within 30 days of CRO. *Waldron Lumber Company's compliance with b. and c. above cannot be determined at this time.*

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

3. Did the owner/operator include the following information about the contact person: [ORC §3752.05(B) and OAC rule 3745-352-35(B)]
- a. Address of principal office of the owner/operator? Yes No N/A
- b. Business or residence address? Yes No N/A
- c. Telephone number of contact person? Yes No N/A

4. Has the contact person changed? [ORC §3752.05(C) and OAC rule 3745-352-35(D)] Yes No N/A

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

NOTE: The owner/operator is also required to secure the facility and post warning signs within 30 days of CRO.

Waldron Lumber Company did not provide Ohio EPA with information regarding a designated contact person for the facility.

90-DAY REQUIREMENTS

6. 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)(g)] Yes No N/A

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)].

Waldron Lumber Company has not completed removal of regulated substances from the site within 90 days of CRO, has not submitted written certification to Ohio EPA concerning removal actions, and has not requested an extension to the 90-day CRO period.

7. 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)(h)] Yes No N/A

8. 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 N/A

9. 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 N/A

10. 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)(c)] Yes No N/A

Waldron Lumber Company has not submitted the above information regarding regulated substances on-site to Ohio EPA.

11. Did the owner/operator drain or remove all regulated substances from each stationary tank, vat, electrical transformer, and vessel and from all piping, which is to remain at the facility? [ORC §3752.06(A)(4) and OAC rule 3745-352-20(A)(2)(d)] Yes No N/A

12. 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)(d)(i)] Yes No N/A

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)(d)(ii)] Yes No N/A

OR

c. Transfer the regulated substances off-site in compliance with applicable waste management laws? [ORC §3752.06(A)(4)(c) and OAC rule 3745-352-20(A)(2)(d)(iii)] Yes No N/A

13. 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)(d)] Yes No N/A

14. 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)(d)(i)]. Yes No N/A

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)(d)(ii)]. Yes No N/A

OR

c. Cause the debris, equipment, furnishings, and containers to be transported off-site in compliance with applicable waste management laws and regulations? [ORC §3752.06(A)(5)(c) and OAC rule 3745-352-20(A)(2)(d)(iii)] Yes No N/A

15. Did the owner/operator record in a log the standard industrial method used to remove the regulated substance from each item? [OAC rule 3745-352-20(A)(2)(e)] Yes No N/A

Walldron Lumber Company has not removed regulated substances from the site.

SECURITY & WARNING SIGNS REQUIREMENTS OF OWNER/OPERATOR

16. 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 N/A

b. Fencing? Yes No N/A

c. Lighting and a surveillance system? Yes No N/A

d. Guard or security service? Yes No N/A

e. Demonstrated to the satisfaction of the Director or his/her designee that the proposed security measures secure against unauthorized entry? Yes No N/A

Walldron Lumber Company has not provided security at the site to prevent unauthorized entry.

17. 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(B)]:

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 N/A

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 N/A

c. Posted on or reasonably proximate to, locations that contains ignitable regulated substances and includes the language, "No Smoking?" [OAC rule 3745-352-30(B)(2)] Yes No N/A

d. Legible from a distance of at least 25 feet? [OAC rule 3745-352-30(B)(3)] Yes No N/A

e. Constructed to withstand weather and affixed to secure against removal? [OAC rule 3745-352-30(B)(4)] Yes No N/A

Walldron Lumber Company has not posted the appropriate warning signs at the site.

18. 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 N/A
- b. The condition is recorded in an inspection log? [OAC rule 3745-352-30(C)(2)] Yes No N/A
- c. Prompt repair or replacement after discovery of damage, lost or removed? [OAC rule 3745-352-30(C)(3)] Yes No N/A

Waldron Lumber Company has not provided security or posted the appropriate warning signs at the site.

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.

19. If the facility has an U.S. EPA I.D. number, has the owner/operator submitted a deactivation request letter? Yes No N/A

NOTE: The inspector should submit a copy of the final CRO letter to Central Office's Regulatory and Information Services Section for I.D. deactivation. If the facility continues to need its I.D. number, the inspector should instruct the owner/operator to submit a deactivation request letter once the I.D. is no longer needed.

20. Were there any <90 day accumulation units for hazardous waste? If so: Yes No N/A

List Units and Locations: *DHWM file information indicates that Waldron Lumber Company was a Conditionally Exempt Small Quantity Generator (CESQG) while in operation. Records do not indicate the presence of an on-site <90 day hazardous waste accumulation area.*

21. 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
- 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
- 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 No N/A
22. During the partial and final closure periods, were all contaminated equipment, structures, and soil properly disposed 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 No N/A

NOTE: If necessary, the inspector should supply the owner/operator with the requirements for generator closure and inform them they must close all unit(s) and have documentation that closure was completed (LQGs only). A thorough hazardous waste inspection should be conducted for a subject TSD facility with more stringent requirements.
<http://www.epa.state.oh.us/dhwm/guidancedocs.html#closure>

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

23. Will there be building demolition or renovation? If yes: Yes No N/A
- Has a Notification of Demolition and Renovation Form been submitted? Yes No N/A

NOTE: Facility demolition work (even partial demolition) 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/asbestos/asbestos.html>

The inspector should check with DAPC or local air authority to determine if a notification form has been submitted. If notification was not submitted, the inspector should provide the form to the facility.

It is not known if Waldron Lumber Company plans a building demolition or renovation at the site.

24. Are there any wells on the property? Yes No N/A
- If yes, where are the wells?
What are the wells used for?

NOTE: If a well is used for drinking water, the inspector should inform DDAGW.

It is not known if there are any wells on the Waldron Lumber Company site.

25. Is there open dumping of solid waste on the property? Yes No N/A

NOTE: The inspector should inform DSIWM about open dumping of solid waste.

General solid waste, scrap tires, scrap equipment parts, and empty 55-gallon drums were observed at the Waldron Lumber Company site. This information was forwarded to Dan Bergert, in Ohio EPA's Division of Solid and Infectious Waste Management.