



State of Ohio Environmental Protection Agency

Northeast District Office

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

CERTIFIED MAIL

June 19, 2009

Tim Jackett
Tartan and C&C Yachts
1920 Fairport Nursery Rd.
Fairport Harbor, OH 44077

**RE: TARTAN AND C&C YACHTS/GRAND RIVER INVESTMENTS OHD 980 999 890
LAKE COUNTY, LQG-CEI**

Dear Mr. Jackett:

On June 16, 2009, Ohio EPA's Division of Hazardous Waste Management, represented by Edward D'Amato and Ron Shadrach began an inspection at Tartan and C&C Yachts (Tartan/C&C) in Fairport Harbor for compliance with Ohio hazardous waste laws and regulations found in Chapters 3734 of the Ohio Revised Code (ORC) and 3745 of the Ohio Administrative Code (OAC). Bill Ross represented Tartan/C&C during the inspection.

Tartan/C&C is owned by Grand River Investments, LLC which purchased the assets of the former Novis Marine in 2008 and took over operations at the facility.

Tartan/C&C manufactures and assembles yachts. Bill Ross explained that the facility is in the process of closing down. All operations are expected to cease in the next few weeks. It is hoped that the closing will be temporary.

Ohio EPA conducted a walkthrough of the facility. The only work that is going on is the assembly of a yacht. These are expected to be the last activities prior to closure.

The inspection was not completed. An appointment must be scheduled as soon as possible to complete the inspection. It is Ohio EPA's understanding that Bill Ross was to talk to you and/or others at the facility about completing the inspection.

So far, the following violation has been noted:

- 1. Hazardous Waste Determination
OAC 3745-52-11**

Any person who generates a waste in the state of Ohio...shall determine if the waste is a listed hazardous waste...

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Approximately 126 containers of waste material (mostly 55-gallon drums) were identified on the west side of the building. Ross was unable to identify the contents and did not know how long the containers have been accumulating, although he explained that the intent of the company is to properly dispose of the material.

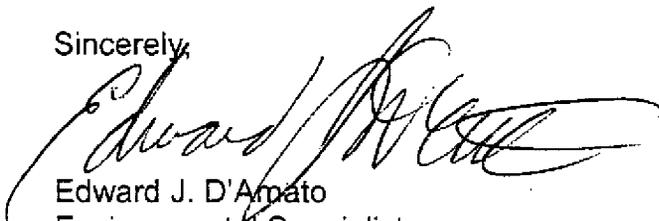
To correct this violation, Tartan/C&C must identify the contents of the containers and properly dispose of them. Copies of disposal documentation must be submitted to this office.

Please note that the inspection is not complete. Other violations may still be cited.

Failure to list specific deficiencies in this communication does not relieve Tartan/C&C Yachts or Grand River Investments from the responsibility of complying with all applicable Ohio EPA laws and regulations. Please be advised that present or past instances of non-compliance can continue as subjects of pending or future enforcement actions.

Please feel free to contact me at (330) 963-1170 if you have any questions.

Sincerely,



Edward J. D'Amato
Environmental Specialist
Division of Hazardous Waste Management

EJD:ddw

cc: Natalie Oryshkewych, DHWM, NEDO
ec: Frank Popotnik, DHWM, NEDO
Ron Shadrach, DHWM, NEDO