



State of Ohio Environmental Protection Agency

Northeast District Office

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Twinsburg, Ohio 44087

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

May 10, 2010

Bud Gorman
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, PARTIAL RETURN TO COMPLIANCE**

Dear Mr. Gorman:

Thank you for the information you submitted on February 9, 2010 in response to Ohio EPA's January 4, 2010 Notice of Violation.

The documentation you submitted included a list of all of the containers of waste and other materials identified during previous inspections (June 19, 2009 and August 6, 2009) that Tartan and C&C Yachts (Grand River Investments) had to characterize. The materials were identified through generator knowledge of the materials. The following is a summary of the disposition of the materials:

1. 72 containers of resin that were catalyzed and disposed as solid waste.
2. 14 containers of spent acetone disposed through Reclaimed Energy in Tennessee.
3. 11 containers of paints and gel-coats that will be retained by Tartan and C&C Yachts for re-use.

Approximately two drums remain to be catalyzed and disposed. According to our telephone conversation on February 25, 2010, your intention was to do this when the weather warmed up. The following violation remains outstanding. Please complete the following **within 15 days** of the date of this letter and notify this office, in writing, when this has occurred:

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...

TARTAN AND C&C YACHTS/GRAND RIVER INVESTMENTS
MAY 10, 2010
PAGE - 2 -

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