



State of Ohio Environmental Protection Agency

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CERTIFIED MAIL

December 17, 2008

Mr: Terrence Profughi
Hi TecMetal Group, Inc.
1101 E. 55 St.
Cleveland, OH 44103

**RE: HTG-THERMAL TREATMENT CENTER, 28910 LAKELEAND BLVD.,
WICKLIFFE, OH 44092, OHR 000 005 942, LAKE COUNTY, NOV-PRTC**

Dear Mr. Profughi:

On August 20, 2008, this writer, representing Ohio EPA's Division of Hazardous Waste Management (DHWM), visited Hi TecMetal Group (HTG)-Thermal Treatment Center (TTC) located at 28910 Lakeland Boulevard in Wickliffe, Ohio to conduct a hazardous waste compliance evaluation inspection (CEI). On October 30, 2008, this writer received HTG's response to Ohio EPA's September 9, 2008, Notice of Violation (NOV) letter. Documentation submitted included a description and photographs of corrective actions taken at the various areas of TTC. Based upon submitted documentation, the following violations were adequately addressed:

Letter Citation #	Rule Citation
1.	OAC rule 3745-273-13(D)(1), Universal Waste Management Standards for Small Quantity Handlers
2.	OAC rule 3745-273-14(E), Labeling/marketing Standards for Small Quantity Handlers of Universal Waste
3.A.-3.E.	OAC rule 3745-279-22(C)(1)(D), Used Oil Storage Requirements for Generators

The following violations concerning closure activities at the facility remain unabated:

- HTG entered into a Consent Order with the State of Ohio (State of Ohio v. Hi TecMetal Group, Inc., et. al., Case No. CV03509780) on November 14, 2003. Subsequently, on January 22, 2007, HTG entered into an amended Consent Order with the State of Ohio. The Consent Order, in part, required HTG to complete closure activities in accordance with OAC rules 3745-55-10 to 3745-55-20 for the hazardous waste management units (HWMUs) located at the TTC-Old Salt Pit Room (OSPR).

On December 29, 2006, Ohio EPA received from HTG the document entitled "Revised Amendment to 2002 RCRA Closure Plan with Summary of Initial Assessment Phase." The document pertained to the HWMUs located at the TTC -OSPR. Please note that the original closure plan for these HWMUs was approved by Ohio EPA on April 1, 2002. In accordance with paragraph 13 of the Consent Order, HTG was to submit an amended closure plan for the OSPR by December 31, 2006. The document submitted on December 29, 2006 did not fulfill this requirement as it did not contain the pertinent components of an amended closure plan.

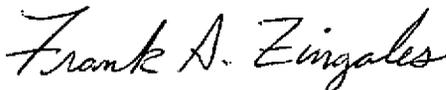
As of this date, HTG has not submitted an amended closure plan for the TTC-OSPR. **Since the April 1, 2002 closure plan has not been amended, HTG is in violation of OAC rule 3745-55-13 and paragraph 13 and 16 of the Consent Order as closure activities were not completed in accordance with the time frames set forth in the April 1, 2002 closure plan. HTG must abate this violation by completing closure activities at the OSPR in accordance with OAC rules 3745-55-10 to 3745-55-20.**

On October 13, 2008, HTG disposed of accumulated liquid from the southern pit of the OSPR. HTG submitted a copy of the manifest and LDR form accompanying the shipment of F011/F012 hazardous waste. Additionally, on December 3, 2008, HTG's contractor initiated cleaning and scoping activities of the drains found in the pits at the OSPR.

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve HTG from having to comply with all applicable regulations.

Should you have any questions, please contact me at (330) 963-1108.

Sincerely,



Frank A. Zingales
Environmental Specialist
Division of Hazardous Waste Management

FAZ:ddw

cc: Brian Ball, AGO
Kelly Smith, DHWM, CO
ec: Nyall McKenna, DHWM, NEDO