



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

CERTIFIED MAIL

September 28, 2010

Mr. David Tenny, Vice President
FirStar Precision Corporation
12340 Plaza Drive
Parma, OH 44130

RE: FIRSTAR PRECISION CORPORATION, OHD987008018, CUYAHOGA COUNTY, COMPLIANCE EVALUATION, INSPECTION, CESQG, SECOND NOTICE OF VIOLATION

Dear Mr. Tenny:

On August 9, 2010, I conducted a hazardous waste compliance inspection of FirStar Precision Corporation (FirStar), in Parma, Ohio.

On August 11, I sent e-mails including OAC rule 3745-273-11 pertaining to standards for small quantity handlers of universal waste; New Universal Waste Guidance; Universal Waste Requirements Table; Used Oil Generators Guidance; Used Oil Requirements Table; Notifier Spring 2007 Lamp Initiative; and several other documents regarding aerosol cans, biobased solvents, electronic equipment and electronic waste.

A Notice of Violation (NOV) letter was sent to you on August 20, 2010, specifying the violations observed during the inspection as well as concerns to be addressed.

An e-mail was sent to you on September 16, 2010 inquiring into your progress and offering assistance.

To date, Ohio EPA has not received a response from you and **FirStar remains in violation of the following Ohio hazardous waste rules.**

VIOLATIONS

1. **OAC rule 3745-52-11. Hazardous waste determination.** "Any person who generates a waste.... must determine if that waste is a hazardous waste"
2. **OAC rule 3745-279-22 (C)(1). Used oil container labeling.** "Containers and aboveground tanks used to store used oil at generator facilities must be labeled or marked clearly with the words "Used Oil".

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CONCERN

An open container of kerosene used to clean equipment not labeled.

In order to return to compliance with Ohio's hazardous waste rules as found in Chapter 3745. of the Ohio Administrative Code, FirStar **must provide the information requested within 15 days of the date of this second notice of violation or we will be forced to escalate enforcement.**

If you are in need of further assistance, you may call me at (330) 963-1279.

Sincerely,



Patricia Natali
Environmental Specialist
Division of Hazardous Waste Management

PN:ddw

cc: Marlene Kinney, DHWM, NEDO
ec: Natalie Oryshkewych, DHWM, NEDO
Frank Popotnik, DHWM, NEDO
Harry Sarvis, DHWM, CO

NOTICE: Failure to list specific deficiencies or violations in this communication does not relieve FirStar 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.