



State of Ohio Environmental Protection Agency

Northeast District Office



2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

October 2
~~September 10~~, 2007

RE: LAKESIDE PLATING
ASHTABULA COUNTY
COMPLAINT # 7005
PARTIAL RETURN TO COMPLIANCE

Tracy McBride
Lakeside Plating Collision and Towing
373 Commerce St.
Conneaut, OH 44030

Dear Mr. McBride:

Thank you for your reply to Ohio EPA's September 5, 2007 Notice of Violation. Your letter and documentation were received on October 2, 2007.

Ohio EPA has reviewed your letter and documentation and determined that it is sufficient to abate the following violation cited in the NOV:

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

A. Fluorescent lamps.

You explained that you intend to recycle your spent lamps from now on. This is sufficient to abate this violation, however, please be advised of the following:

1. You must follow Ohio's Universal Waste Rules for managing your spent lamps.
2. The information about fluorescent lamps you provided from the following web link is incorrect:

www.uis.edu/facilityservices/fluorescent_bulbs.htm

In the state of Ohio, hazardous waste generator status is not a determining factor as to whether or not you may dispose of spent lamps as solid waste. All generators of fluorescent lamps must either determine-- through analytical testing or manufacturer's test data-- whether or not their lamps are hazardous waste prior to disposal or manage, them as a universal waste.

The following violation will remain outstanding:

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

B. Waste paint and paint thinner.

To abate this violation, you must submit, **within 15 days** of the date of this letter, a timeline for disposal of this material. Upon receipt disposal documentation, you must submit copies to this office.

LAKESIDE PLATING
OCTOBER 10, 2007
PAGE - 2 -

Regarding the concern over Lakeside Plating's hazardous waste generator status, you have not provided sufficient information to address this concern.

The amount of hazardous waste you generate is not determined by the amount of solids left in your evaporator after evaporation as you indicated. It includes the amount of hazardous waste you place in your evaporator prior to evaporation plus any other hazardous waste you generate.

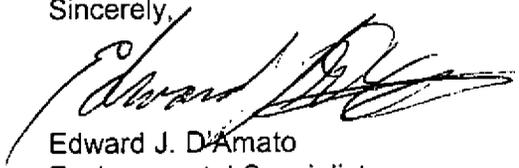
Furthermore, the information you provided in your letter is not entirely consistent with information provided during the inspection and subsequent conversations. For example, it was explained during the inspection that spent solution from your soap tank is routinely sent to the evaporator. During a telephone conversation on August 28, 2007, it was explained that approximately 40-50 gallons of solution per week is pumped from your soap tank to the evaporator, although the amount can vary. Since you utilize cyanide in your plating process, spent solution from your soap tank may be considered a F009 hazardous waste, depending upon how it is used in your process.

Please note that in one of the copies of your October 2, 2007 submittal, you included the original copy of Ohio EPA's September 5, 2007 Notice of Violation. I have included it with this letter so that you may retain it with your records.

Failure to list specific deficiencies in this communication does not relieve Lakeside Plating 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

Enclosure

ec: Frank Popotnik, DHWM, NEDO
Robert Almquist, DHWM, NEDO
Natalie Oryshkewych, DHWM, NEDO
Adrienne LaFavre, OCAPP, NEDO
Harry Sarvis, DHWM, CO