

Environmental
Protection Agency

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

November 12, 2010

RE: KIMCO PRODUCTS, INC.
OHD091625731
GEAUGA COUNTY
SQG
CEI - NOV/PRTC

John Butauski, Operations Mgr.
Kimco Products, Inc.
175 Parker Ct.
Chardon, OH 44024

Dear Mr. Butauski:

On October 25 and 26, 2010, we received your responses to my September 17, 2010 letter notifying you of violations. Your responses included photographs, inspection logs, a manifest, and emergency information. My review of your responses reveals that Kimco has returned to compliance with all violations listed except one and has adequately addressed the one concern that was noted.

Violation #7, "**Training in Universal Waste Management**", does not appear to have been addressed; however, it is also noted that an incorrect code citation was used [OAC 3745-273-15 (C)]. The correct code citation is **OAC 3745-273-16**. I apologize for this error. This rule requires that all employees who handle universal waste, such as your spent lamps, be informed of proper handling and management. One way to return to compliance with this rule would be to review the enclosed guidance document on universal waste lamps with the involved employees. Please explain what you have done to provide universal waste management training to all employees involved in its management within 30 days of the date of this letter.

Ohio's hazardous waste rules and other information can be found on our division's web page at: <http://www.epa.ohio.gov/dhwm/>. Should you have any questions related to this letter, please feel free to call me at (330) 963-1226. I look forward to your response.

Sincerely,



Sheryl K. Slone, P.E.
Environmental Engineer
Division of Hazardous Waste Management

SKS:ddw
Enclosure

ec: Natalie Oryshkewych, DHWM, NEDO
Nyall McKenna, DHWM, NEDO
Harry Sarvis, DHWM, CO

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

