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Facility County: 45 - LICKING Facility ID: OHD987044914

Date: 4/5/2012

Facility/Site/Location/Regulated Entity Name: Mansfield Warehousing and Distribution inc. Your input is 43 characters long (Max 40).

Facility Address 1: 522 Milliken Drive Your input is 18 characters long (Max 40).

Facility Address 2: Your input is 0 characters long (Max 40).

Facility City: Hebron

Facility State: OH Facility ZIP: (00000 or 00000-0000) 43025

Mailing Name: MWD Logistics Inc. Your input is 18 characters long (Max 40).

Mailing Address 1: P.O. Box 2698 Your input is 14 characters long (Max 40).

Mailing Address 2: Your input is 0 characters long (Max 40).

Mailing City: Mansfield

Mailing State/Province: OH Mailing ZIP: (00000 or 00000-0000 or X0X0X0) 44906

Project Name: Project Type:

Latitude: Longitude:



Environmental  
Protection Agency

John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

FILED

April 13, 2012

Mr. Paul Kistner  
P.O. Box 2698  
Mansfield, OH 44906

Re: Mansfield Warehousing & Distribution (Licking County) CRO HD987044914]

Dear Mr. Kistner:

MWD Logistics has completed its obligations for the final cessation of regulated operations (CRO) at the closed Mansfield Warehousing and Distribution, Inc. – Hebron facility at 522 Milliken Drive in the Newark Industrial Park. MWD submitted a notice of permanent CRO for this facility effective March 9, 2012. Ohio EPA received a final certification concurrently, dated March 17, 2012 indicating the removal activities for regulated substances were completed. I conducted a verification walk-through inspection with you at the facility on April 5, 2012.

The following violations were noted, but have now been resolved:

- 1.) **30-Day Notice of Cessation, ORC 3752.04 and OAC rule 3745-352-20(A)(1)(a):** The owner/operator must submit a notice of cessation within 30 days of the cessation of all regulated operations.

You stated during the inspection that this facility closed in mid-2011 and all products in warehouse storage were removed by September 30, 2011. Hazardous wastes in accumulation were shipped off site on September 28, 2011. Decontamination and final closure of a hazardous waste accumulation area was completed October 18, 2011. Ten gallons of leftover rinsate waste generated from those activities were shipped to Clean Harbors on February 1, 2012. A notice of C.R.O for this site was not filed until March 17, 2012 and it stated that operations had only ceased on March 9, 2012.

*The delinquent report has been received, about 180 days after it should have been filed in August or September, 2012.*

- 2.) **90-Day Certification of Completion of Removal Actions, ORC 3752.06(A)(6) and OAC rule 3745-352-20(A)(2)(g):** The owner/operator must make a final written certification of completion of the removal action, within 90 days after C.R.O..

The final certification was received dated March 17, 2012—approximately 163 days after the stated September, 2011 removal completion date. (No request for extension had been received during the intervening time, either.)

*The certification has now been received, although the delinquency was noted.*

- 3.) **Stationary regulated items which are to remain, ORC 3752.06(A)(5) and OAC rule 3745-352-20(A)(2)(c):** All stationary equipment that will be left containing or contaminated with a regulated substance, must be precisely described as to the location and contents.

The locations of several oil-filled transformers that will remain inside the building were not disclosed in the March 17, 2012 certification, but the information was added on April 5, 2012 by MWD staff to a facility map included with the submittal,

*By providing the missing information, this oversight has been corrected.*

- 4.) **Posting of warning signage, ORC 3752.07(A) and OAC rule 3745-352-30(B):** Signs must be posted at entrances stating, "The building, structure, or outdoor location of operations contains or is contaminated with regulated substances that may endanger public health or safety if released into the environment." The signs must remain in place along with other security measures until all required C.R.O. removal operations are completed.

There was no evidence of such signs (or certain other security measures required until completion of final C.R.O.) having been posted/provided on the building.

*The removal activities have now been completed, so these requirements no longer would apply.*

In addition to the violations noted above, the following comments/concerns are noted:

- ✓ You indicated that the floor inside the building had been dry swept, and no visible sign of remaining fertilizer product granules was noted during my visit. However, numerous locations in the building had been impacted by roof leaks, evidently occurring in the intervening time since the space was emptied and vacant. Some but not all of the roof leak puddles which I saw on the concrete slab floor were surrounded by concentric rings of unidentified white chalky residues. It was stated that the residue may be from a deteriorating roof coating. It is also possible that it may have been from other chemical product residues previously stored inside the building, since the general warehouse floor had not been washed as part of the C.R.O. regulated substance removal process.
- ✓ An April 2, 2012 report from Chem-Tech Consultants described a procedure undertaken to decontaminate (with a hydroxide solution) and triple rinse the floor of the closed hazardous waste container storage area in October of 2011. A roof leak and white residue on the floor near the entrance of this area (chain link enclosed space in the back of the building) were noted during my April 5, 2012 walkthrough, but no obvious deficiencies in the closure procedures were evident based on my review of the information we have received.

- ✓ Ohio EPA will deactivate the hazardous waste generator identification number previously issued to this facility and address, since the cessation of regulated operations means it is no longer going to be needed by MWD.

Enclosed is a copy of the checkiist that was completed for this inspection. Should you have any questions, please feel free to call me at (614) 728-3885.

Sincerely,



J. David Hohmann  
Environmental Specialist  
Division of Materials & Waste Management  
Central District Office

Enclosure

c: Ralph McGinnis  
CDO File  
Steven Smith, Licking Co. LEPC

JDH/ism MWD CRO NOV-RTC

*Notice: Ohio EPA's failure to list specific deficiencies/violations in this letter does not relieve your company from having to comply with all applicable regulations.*

# PERMANENT CESSATION OF REGULATED OPERATIONS CHECKLIST

**Mansfield Warehousing & Distribution, Inc. OHD987044914**

## INSPECTION INFORMATION

NAME	AFFILIATION	PHONE NUMBER
Inspector: David Hohmann	Ohio EPA, CDO	614-728-3885
Inspection Date:	April 5, 2012	Time: 12:00 to 1:00 PM
Inspection Announced?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	If so, how much advance notice given? One week
Facility Rep(s)	Nate Hoam (Chem-tech, Inc.) cell 740-324-0015, Ofc 419-886-4375 Paul Kistner, Matt Francis	

## 30-DAY REQUIREMENTS

1.	Did the owner/operator of the reporting facility submit a notice of the cessation of all regulated operations (CRO) on a form prescribed by the Director to the following within 30 days of CRO: [ORC 3752.04 and OAC rule 3745-352-20(A)(1)(a)]	
	a. Director of Ohio EPA?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
	b. Local Emergency Planning Committee?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
	c. Local Fire Department?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
<i>RMK: The CRO notification and final certification form were submitted concurrently, signed March 17, 2012. It stated the date of CRO was March 9, 2012. As this inspection was being conducted I was told that operations ceased in July 2011, and the company moved out the last of the stored products on September 30, 2011.</i>		
2.	Did the owner/operator designate a contact person? [ORC §3752.05 and OAC rule 3745-352-20(A)(1)(c)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
3.	Did the owner/operator include the following information about the contact person: [ORC §3752.05(B) and OAC rule 3745-352-35(B)]	
	a. Address of principal office of the owner/operator?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
	b. Business or residence address?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
	c. Telephone number of contact person?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
4.	Has the contact person changed? [ORC §3752.05(C) and OAC rule 3745-352-35(D)]	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
5.	If the contact person changed his/her address or telephone numbers, did the owner/operator or contact person provide the Director with the new address or telephone number? [ORC §3752.05(D) and OAC rule 3745-352-35(D)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>

## 90-DAY REQUIREMENTS [ORC §3752.06]

6.	Did the owner/operator make a written certification to Ohio EPA's Director concerning the completion of the removal action within 90 days after CRO? [ORC §3752.06(A)(6) and OAC rule 3745-352-20(A)(2)(g)] <i>RMK: The certification was received dated March 17, 2012— approximately 163 days after their stated removal completion date of September 30, 2011. No extension of the 90-day period had been requested or received from the Director.</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
<i>NOTE: The owner/operator may receive approval from the Director to extend the 90-day period. [ORC §3752.06(B) and OAC rule 3745-352-20(A)(3)].</i>		
7.	Does the owner/operator hold a <b>valid</b> hazardous waste facility installation and operation permit or renewal permit or has obtained a generator identification number issued under the state's hazardous waste program? [ORC §3752.06(C) and OAC rule 3745-352-20(A)(2)(h)] <i>RMK: The company was a registered hazardous waste generator.</i>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
8.	Did the owner/operator submit to the Director a copy of the most recent emergency and hazardous chemical inventory form that was submitted to the State Emergency Response Commission (SERC), including a statement indicating whether any asbestos-containing materials are present at the facility? [ORC §3752.06(A)(1) and OAC rule 3745-352-20(A)(2)(a)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>

9.	Did the owner/operator submit to the Director a copy of the current hazardous chemical list or each material safety data sheet that the owner/operator is required to have on file with the SERC? [ORC §3752.06(A)(2) and OAC rule 3745-352-20(A)(2)(b)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
10.	Did the owner/operator submit a list of every stationary tank, vat, electrical transformer, and vessel of any type that contains or is contaminated with regulated substances and that is to remain at the facility? [ORC §3752.06(A)(3) and OAC rule 3745-352-20(A)(2)(c)] <i>RMK: Three electrical transformers that remain inside the building will remain in service. A correction was made noting their locations on the facility map in the submittal, to resolve this oversight omission.</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
11.	Did the owner/operator drain or remove all regulated substances from each stationary tank, vat, electrical transformer, and vessel and from all piping, which is to remain at the facility? [ORC §3752.06(A)(4) and OAC rule 3745-352-20(A)(2)(d)] <i>RMK: none had been present except as noted under #10 above</i>	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
12.	Did the owner/operator do the following:	
	a. Transfer the regulated substances to another facility owned or operated by the owner/operator? [ORC §3752.06(A)(4)(a) and OAC rule 3745-352-20(A)(2)(d)(i)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
OR	b. Transfer ownership of the regulated substances to another person through sale or otherwise? [ORC §3752.06(A)(4)(b) and OAC rule 3745-352-20(A)(2)(d)(ii)] <i>RMK: Products from the storage warehouse (which technically had remained the property of the Scotts Company, were transferred to other facilities owned by the Scotts Company. Not to other Mansfield Warehouse and Distribution facilities, however.</i>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
OR	c. Transfer the regulated substances off-site in compliance with applicable waste management laws? [ORC §3752.06(A)(4)(c) and OAC rule 3745-352-20(A)(2)(d)(iii)] <i>RMK: Some of the materials were shipped as hazardous waste to a permitted TSD facility.</i>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
13.	Did the owner/operator remove from the facility all debris, non-stationary equipment and furnishings, non-stationary containers, and motor vehicles and rolling stock that contain or are contaminated with a regulated substance? [ORC §3752.06(A)(5) and OAC rule 3745-352-20(A)(2)(d)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
14.	Did the owner/operator do the following:	
	a. Transfer the debris, equipment, furnishings, containers, and motor vehicles and rolling stock to another facility owned and operated by the owner/operator? [ORC §3752.06(A)(5)(a) and OAC rule 3745-352-20(A)(2)(d)(i)].	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
OR	b. Transfer ownership of the debris, equipment, furnishings, containers, and motor vehicles, and rolling stock to another person through sale or otherwise? [ORC §3752.06(A)(5)(b) and OAC rule 3745-352-20(A)(2)(d)(ii)].	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
OR	c. Cause the debris, equipment, furnishings, and containers to be transported off-site in compliance with applicable waste management laws and regulations? [ORC §3752.06(A)(5)(c) and OAC rule 3745-352-20(A)(2)(d)(iii)].	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
15.	Did the owner/operator record in a log the standard industrial method used to remove the regulated substance from each item? [OAC rule 3745-352-20(A)(2)(e)] <i>RMK: The facility had been swept with an industrial sweeping machine. No granular solid residues were noted. Water and chalky white staining on the floor around puddles in the building that were noted during my visit were said to be attributed to roof leaks in the building over the preceding winter.</i>	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>

**SECURITY & WARNING SIGNS REQUIREMENTS OF OWNER/OPERATOR [ORC §3752.07 and OAC Rule 3745-352-30]**

16.	Did the owner/operator secure the facility against unauthorized entry using one or more of the following as provided in OAC rule 3745-352-30(A)(1)-(5) within 30 days of CRO? <i>RMK: It was not possible to fully assess this at the time of the inspection, due to the passage of time since the removal had been completed.</i>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
a.	Boarded, locked or used other means to secure all windows, doors and other potential means of entry?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
b.	Fencing?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
c.	Lighting and a surveillance system?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
d.	Guard or security service?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
e.	Demonstrated to the satisfaction of the Director or his/her designee that the proposed security measures secure against unauthorized entry?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
17.	Did the owner/operator post the appropriate warning signs in the following fashion within 30 days of CRO? [ORC §3752.07(A) and OAC rule 3745-352-30(B)]: <i>RMK: This had not been done, but did not appear to be required anymore due to completion of the required final CRO removal activities.</i>	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
a.	Prohibit trespassing and state: "The building, structure, or outdoor location of operations contains or is contaminated with regulated substances that may endanger public health or safety if released into the environment." [OAC rule 3745-352-30(B)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
b.	Are warning signs posted on or reasonable proximate to, the building, structure or outdoor location in sufficient number to alert people? [OAC rule 3745-352-30(B)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
c.	Posted on or reasonably proximate to, locations that contains ignitable regulated substances and includes the language, "No Smoking?" [OAC rule 3745-352-30(B)(2)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
d.	Legible from a distance of at least 25 feet? [OAC rule 3745-352-30(B)(3)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
e.	Constructed to withstand weather and affixed to secure against removal? [OAC rule 3745-352-30(B)(4)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
18.	Are entry barrier and warning signs maintained to secure against unauthorized entry by the following measures listed below: [OAC rule 3745-352-30(C)]	
a.	Inspected weekly or as agreed by the Director or his/her designee, county sheriff's department or local police department? [OAC rule 3745-352-30(C)(1)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
b.	The condition is recorded in an inspection log? [OAC rule 3745-352-30(C)(2)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
c.	Prompt repair or replacement after discovery of damage, loss or removal? [OAC rule 3745-352-30(C)(3)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
<b>ADDITIONAL MULTI-MEDIA QUESTIONS</b>		
If the owner/operator holds a valid hazardous waste installation and operation permit or renewal permit or has obtained a generator identification number issued under the state's hazardous waste program, the following four questions may apply.		
19.	If the facility has an U.S. EPA I.D. number, has the owner/operator submitted a deactivation request letter? <i>RMK: No, but this will be handled by this inspector, as described below.</i>	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
<i>NOTE: The inspector should submit a copy of the final CRO letter to Central Office's Regulatory and Information Services Section for I.D. deactivation. If the facility continues to need its I.D. number, the inspector should instruct the owner/operator to submit a deactivation request letter once the I.D. is no longer needed.</i>		
20.	Were there any <90 day accumulation units for hazardous waste?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
	<b>List Where Unit(s) Were/Are:</b> Inside the building. A copy of the closure report has been requested and will be retained for Ohio EPA file records on this site.	
21.	Did the owner/operator close the facility in a manner that: [OAC 3745-66-11]	

	a.	Minimizes the need for further maintenance?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
	b.	Controls, minimizes, or eliminates, to the extent necessary to protect human health and the environment, post-closure escape of hazardous waste, hazardous constituents, leachate contaminated run-off, or hazardous waste decomposition products to the groundwater, or surface waters, or to the atmosphere?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
	c.	Complies with the closure requirements of OAC rules 3745-66-10 to 3745-66-20, 3745-66-97, 3745-67-28, 3745-67-58, 3745-67-80, 3745-68-10, 3745-68-51, 3745-68-81 and 3745-69-04?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
22.		During the partial and final closure periods, were all contaminated equipment, structures, and soil properly disposed or decontaminated unless otherwise specified in OAC rules 3745-66-97, 3745-67-28, 3745-67-58, 3745-67-80 or 3745-68-10?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
<p><i>NOTE: If necessary, the inspector should supply the owner/operator with the requirements for generator closure and inform them they must close all unit(s) and have documentation that closure was completed (LQGs only) A thorough hazardous waste inspection should be conducted for a subject TSD facility with more stringent requirements.</i>  <a href="http://www.epa.state.oh.us/dhwm/guidancedocs.html#closure">http://www.epa.state.oh.us/dhwm/guidancedocs.html#closure</a></p>					
	a.	Were generated hazardous wastes handled in accordance with all applicable requirements of Chapter 3745-52 of the Administrative Code? <i>RMK: Waste rinsates were managed as D016 hazardous waste.</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
23.		Will there be building demolition or renovation? If yes:	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
		Has a <i>Notification of Demolition and Renovation Form</i> been submitted?	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
24.		Are there any wells on the property?	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
		If yes, where are the wells? <i>RMK: This is not known with certainty. The property ownership has not changed. The business undergoing CRO was a tenant. They were here for about 10 years. The age of the building was unknown, probably circa 1980. There are oil wells on adjacent properties. There is a large firefighting water storage tank on the property also.</i>			
		What are the wells used for? <i>A. Unknown if any wells exist or remain in use on this property.</i>			
<i>NOTE: If a well is used for drinking water, the inspector should inform DDAGW.</i>					
25.		Is there open dumping of solid waste on the property? <i>RMK: The site appeared to be free of dumped waste, except for a single scrap tire, an aerosol can, and a 5-gallon bucket that was open and full of water.</i>	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>