



State of Ohio Environmental Protection Agency

Northeast District Office

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

March 27, 2007

RE: GREGORY INDUSTRIES
STARK COUNTY
OHD ~~004-468-375~~ 986 979 425
PARTIAL RETURN TO COMPLIANCE

Mr. Brian Lester, Plant Manager
Gregory Industries
4100 13th Street SW
Canton, OH 44710

Dear Mr. Lester:

On February 24, 2007, your response to a Notice of Violation dated February 2, 2007, was received. Your submittal included information referencing: personnel training, emergency equipment, satellite waste storage, dating of hazardous waste containers, container inspections, tank inspections including integrity of secondary containment, used oil storage and universal waste management status. Your response was reviewed and then discussed with you on March 20, 2007. A fax regarding additional training of employees was received on March 26, 2007.

Review of this information finds that the following violations have been abated:

2. Emergency Equipment Inspection Log OAC 3745-65-33
3. Labeling of Satellite Accumulation Containers OAC 3745-52-34 (C)(1)(b)
4. Dating of Hazardous Waste Container Labels OAC 3745-52-34 (A)(2) and (A)(3)
5. Container Inspections OAC 3735-66-74 (A) and (B)
7. Containment and detection of releases OAC 3745-66-93
8. Used Oil Storage Requirements for Generators (Labels) OAC 3745-279- 2(C)
9. Labeling/marking - universal waste OAC 3745-273-14(E)

VIOLATIONS

The following violations (as numbered in the February 2, 2007 NOV) require additional information or clarification:

1. Personnel Training OAC 3745-65-16: Gregory did not appear to provide or document training of personnel to specific **hazardous waste management procedures** or duties.

Ohio EPA understands that about five more employees need to complete the hazardous waste procedures and contingency plan training. This should be completed shortly.

6. Tank Inspections OAC 3745-66-95 (A)(1) to (A)(4): Gregory failed to inspect at least once each operating day, spill control equipment, the above ground portion of tanks, leak detection equipment/data, construction materials and signs of erosion or release from the hazardous waste tanks. The inspection log provided did not specify what was being inspected.

To abate this violation, provide a copy of your inspection log that shows you have included a reference as to what the inspections include. The log provided did not indicate that Gregory's inspections specifically included: 1) Overflow/spill control equipment, 2) detection of corrosion or releases, 3) data from monitoring equipment, 4) secondary containment to detect erosion, signs of release, wet spots etc., as relevant to your containment system.



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COMMENT and CONCERNS

- Gregory must date the outside hazardous waste roll-off containing Waste Water Treatment Plant (WWTP) filter cake when that quantity exceeds 55 gallons.
- UW lamp containers must be kept closed. It is understood you are acquiring dedicated lamp containers.
- Your hazardous waste container inspection log includes the minimum requirements. You should consider including, in your log, items that insure the containers are: closed, labeled, dated, compatible, within accumulation time limits and whether there are visible leaks or spills.
- Review of engineering information for the secondary tank containment system indicates that a pre-existing sump in the hazardous waste tank storage area had been concreted over. To meet the Closure Performance Standards referenced in OAC 3745-66-11, you will need to have historic inspection records and or documentation of the condition of this sump (prior to concreting) in order to meet the closure requirements for this sump area.

Please respond to this letter, within 30 days of receipt, with the documentation requested above. If you have questions or require additional information, please contact me at (330) 963-1146 or at ron.shadrach@epa.state.oh.us.

Sincerely,

Ron Shadrach

Ronald J. Shadrach
Division of Hazardous Waste Management

RJS:ddw

ec: Frank Popotnik, DHWM, NEDO

NOTICE:

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