



State of Ohio Environmental Protection Agency

**Northwest District Office**

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Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
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April 2, 2008

Mr. Kenneth Humphrey  
Environmental Director  
Envirosafe Services of Ohio, Inc.  
876 Otter Creek Road  
Oregon, Ohio 43616-1200

**Subject: Return to Compliance for  
August 30, 2007 Notice of Violation  
ESOI Otter Creek Road Facility  
OHD 045 243 706  
RCRA Hazardous Waste  
Lucas County**

Dear Mr. Humphrey:

I received your response to Ohio EPA's August 30, 2007 Notice of Violation (NOV) letter on September 17, 2007. The documentation you submitted, dated September 14, 2007, included a written response to the NOV, a blank ESOI daily leachate and water volume log, a summary of the analysis of the liquids removed from the containment building secondary containment sumps and a computer print out of the primary and secondary pumping inspection records from 2005, 2006 and 2007. In addition, on March 4, 2008, Chris Maslo and I reviewed the facility operating record to determine if the facility has been recording and maintaining a log of the volume of liquids removed from each sump in and around the stabilization/containment building since April 2007.

Our review of this documentation reveals that ESOI has adequately demonstrated abatement of the following violations outlined in the August 30, 2007 NOV:

**1. Permit Condition A.22 and ORC Section 3734.11(B)**

The information contained in your July 9, 2007 and September 14, 2007 letters includes the information required to be submitted in accordance with permit condition A.22. Therefore, this violation is abated.

**2. Permit Condition B.5(g)(vi) and OAC Rules 3745-54-15(A)(1), (B)(1) and (D)**

The information contained in your September 14, 2007 letter indicates that ESOI has been inspecting the liquid collection and removal system on a weekly basis since April 6, 2007. Therefore, this violation is abated.

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**3. Permit Condition B.22(f) and OAC Rule 3745-54-73(B)(6)**

The information contained in your September 14, 2007 letter indicates that ESOI will notify the director when the response action plan (RAP) requires implementation. Ohio EPA has received several notifications from ESOI indicating that the RAP was implemented. Therefore, this violation is abated.

**4. Permit Condition B.22(g) and OAC Rule 3745-54-73(B)(6)**

On March 4, 2008, Chris Maslo and I reviewed the facility operating record and confirmed that inspection logs indicate that ESOI has been recording and maintaining the volume of liquids removed from each sump since April 2007. Therefore, this violation is abated.

**5. Permit Condition F.5(e) and OAC Rule 3745-205-101(B)(2)**

On March 4, 2008, Chris Maslo and I reviewed the facility operating record and confirmed that inspection logs indicate that ESOI has been maintaining and operating the primary liquid collection and removal system to collect and remove liquids that may be potentially contaminated from the SCB since April 2007. Therefore, this violation is abated.

**6. Permit Condition F.6(a) and OAC Rule 3745-205-101(C)(4)**

On March 4, 2008, Chris Maslo and I reviewed the facility operating record and confirmed that inspection logs indicate that ESOI has been recording in the facility's operating record at least once every seven days data gathered from monitoring equipment and leak detection equipment at the SCB and the area immediately surrounding the SCB to detect signs of releases of hazardous waste since April 2007. Therefore, this violation is abated.

**7. Permit Condition F.6(b) and OAC Rule 3745-205-101(C)(3)**

The information contained in your September 14, 2007 letter indicates that ESOI will notify the director when the response action plan (RAP) requires implementation. Ohio EPA has received several notifications from ESOI indicating that the RAP was implemented in accordance with the approved RAP as found in Appendix D.22 of the permit application. Therefore, this violation is abated.

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**8. Permit Condition F.7 and OAC Rule 3745-54-15**

On March 4, 2008, Chris Maslo and I reviewed the facility operating record and confirmed that inspection logs indicate that ESOI has been inspecting the SCB at least once every seven days in order to detect signs of releases of hazardous waste in accordance with the inspection schedule contained in Section F of the ESOI permit application, Permit Condition B.5(g) and OAC Rule 3745-54-15 since April 2007. Therefore this violation is abated.

If you have any questions concerning this letter, please contact me at (419)373-3056.

Sincerely,



Gary S. Deutschman  
Division of Hazardous Waste Management

/cs

pc: Mayor Marge Brown, City of Oregon  
Tammy Heffelfinger, DHWM, CO  
Cindy Lohrbach, DHWM, NWDO  
~~DHWM, NWDO File~~ ESOI: NOV File  
Dave Sholtis, DHWM, CO

ec: John Pasquarette, DHWM, NWDO  
Gary Deutschman, DHWM, NWDO  
Michael Terpinski, DHWM, NWDO  
Chris Maslo, DHWM, NWDO  
Shannon Nabors, District Chief, NWDO  
Jeremy Carroll, DHWM, CO  
Harry Sarvis, DHWM, CO  
Jae Lee, U.S. EPA, Region 5

**NOTE:** 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.