



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

Re: Davidson/Brown, Inc.
Lucas County
OHR000035089
Hazardous Waste
Return to Compliance

April 8, 2008

Mr. Andrew Brown
Davidson/Brown, Inc.
3454 Silica Road
Sylvania, Ohio 43560

Dear Mr. Brown:

Thank you for your February 22, 2008, response to Ohio EPA's January 23, 2008, Notice of Violation letter. My review of this documentation reveals that Davidson/Brown, Inc. (DBI) has adequately demonstrated abatement of all of the violations discovered during the January 7, 2008, compliance evaluation inspection.

The following is a summary of the violations cited and your compliance with respect to each:

1. **OAC Rule 3745-52-11: Waste Evaluation:** Any person who generates a waste must determine if that waste is a hazardous waste by using generator knowledge or by testing the waste.

DBI failed to have waste evaluation documentation or an established recycling plan in place for the fluorescent bulbs generated at the facility.

DBI must submit to Ohio EPA documentation to demonstrate how you plan to properly manage your fluorescent bulbs. If DBI decides to conduct waste sampling, please notify me at least seven days prior to the sampling event date, so that a representative from Ohio EPA can be present to observe the sampling and to split samples if necessary. If DBI plans to manage the spent fluorescent bulbs as universal waste, please submit photographic documentation showing the storage containers properly closed, labeled, and dated. DBI must also properly train employees, who handle or have responsibility for managing universal waste, on waste handling and emergency procedures relative to their responsibilities. In addition, DBI must submit the name of the facility where you plan to recycle the bulbs.

On February 22, 2008, DBI submitted via facsimile information on how you plan to manage your spent fluorescent bulbs. DBI has contacted Environmental Recycling (ER) in Bowling Green, Ohio. ER will provide DBI with the appropriate boxes with labels to store the spent fluorescent bulbs. In addition, ER provided Mr. Andrew Brown with training on the universal waste requirements as related to spent lamps. DBI stated that they have not generated any spent bulbs and therefore, have none to photograph. Compliance with the universal waste rules may be assessed during a future visit to your facility.

With this information, this violation is considered abated.

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2. OAC Rule 3745-279-22(C)(1): Labeling

Containers, aboveground tanks, and fill pipes used for underground storage tanks shall be labeled or marked clearly with the words "used oil."

DBI had one 250-gallon tank of used oil located outside the building that was not properly labeled.

DBI properly labeled the tank with the words "used oil" at the time of our inspection.

Therefore, this violation is considered abated.

If you have any questions or if I can be of assistance, please contact me at (419) 373-3066.

Sincerely,



Melissa L. Boyers
Division of Hazardous Waste Management

/csl

pc: Cindy Lohrbach, DHWM, NWDO
Colleen Weaver, DHWM, NWDO
DHWM, NWDO Lucas County General File ;

ec: Melissa Boyers, DHWM, NWDO

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.