



State of Ohio Environmental Protection Agency

**Northwest District Office**

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

Re: Dura Temp Corporation  
Lucas County  
Hazardous Waste  
Return to Compliance

June 9, 2009

Ms. Diana Martin, Office Administrator  
Dura Temp Corporation  
949 S. McCord Road  
P.O. Box 368  
Holland, Ohio 43528

Dear Mrs. Martin:

Thank you for your May 5, 2009, May 26, 2009, May 27, 2009, and May 29, 2009, responses to Ohio EPA's May 5, 2009, Notice of Violation letter. The information you submitted included photographic documentation for the universal waste storage containers, recycling documentation for the spent fluorescent bulbs, and universal waste training documentation. My review of the documentation submitted reveals that Dura Temp Corporation (DTC) has adequately demonstrated abatement of all of the violations cited in the May 5, 2009, NOV letter.

The following is a summary of the violations cited in the May 5, 2009, NOV and your compliance with respect to each:

**1. OAC Rule 3745-273-13(D)(1): Universal Waste: Fluorescent Lamp Management:**

All lamps/bulbs being managed as a universal waste must be stored in packages that are structurally sound and adequate to prevent breakage. The packages/containers must be closed.

DTC did not store the spent fluorescent lamps in containers that were closed.

To abate this violation, DTC must submit to Ohio EPA, NWDO, a photograph documenting that the lamps have been put into proper containers or packages.

**On May 5, 2009, DTC submitted, via electronic mail, photographic documentation for the universal waste containers that are now properly closed.**

*With this information, this violation is considered abated.*

**2. OAC Rule 3745-273-14(E): Universal Waste: Fluorescent Lamp Labeling:**

All packages and containers holding spent fluorescent lamps/bulbs are to be labeled with the words "Universal Waste - Lamps", "Waste Lamps" or "Used Lamps".

DTC did not have the container of spent fluorescent bulbs properly labeled.

To abate this violation, DTC must submit to Ohio EPA, NWDO, a photograph documenting that the lamps or containers in which they are stored have been properly labeled with the words "Universal Waste - Lamps", "Waste Lamps" or "Used Lamps".

**On May 5, 2009, DTC submitted, via electronic mail, photographic documentation for the universal waste storage containers that are now properly labeled.**

***With this information, this violation is considered abated.***

**3. OAC Rule 3745-273-15(C): Accumulation Time for Universal Waste Batteries and Lamps:**

A small quantity handler of universal waste shall be able to demonstrate the length of time that the universal waste has been accumulated from the date it becomes a waste or is received.

DTC was not able to demonstrate the length of time the universal waste bulbs were accumulated. There were no dates on the spent fluorescent bulbs located in the storage area. DTC stated that the last shipment of spent fluorescent bulbs was taken to Heritage Environmental, but no paperwork was available at the time of the inspection.

In order to correct this violation, DTC must place a date on each bulb, or on the container they are placed in, with the earliest date that a bulb is placed in the container. DTC must submit photographic documentation that this has been done. In addition, DTC must submit a copy of the receipt for the last shipment of spent fluorescent bulbs that were taken to Heritage Environmental. DTC must also provide documentation as to where Heritage Environmental is sending the bulbs for recycling.

**On May 5, 2009, DTC submitted, via electronic mail, photographic documentation for the universal waste storage containers that are now properly labeled with the accumulation start date. The dates on the labels indicate that the spent fluorescent bulbs have been on-site for greater than one year and need to be taken off-site for recycling. On May 29, 2009, DTC submitted, via electronic mail, a copy of the receipt from Gross Electric who picked up the spent bulbs on 5/27/09; and a copy of the bill of lading from Environmental Recycling where the boxes of spent fluorescent bulbs were shipped for recycling.**

***With this information, this violation is considered abated.***

**4. OAC Rule 3745-273-16: Universal Waste Employee Training:**

A small quantity handler of universal waste shall ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures, relative to their responsibilities during normal facility operations and emergencies.

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DTC has not ensured that all employees are thoroughly familiar with proper waste handling and emergency procedures.

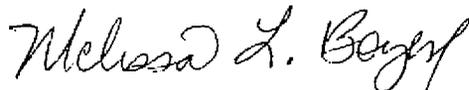
In order to correct this violation, DTC must describe, through a training outline, how it will thoroughly familiarize (train) its universal waste fluorescent bulb handlers in proper handling and emergency procedures. DTC must submit some form of documentation demonstrating that this training has been accomplished. The training must also include compliance with all rules for the handling of universal waste bulbs and the corrective actions for all violations of universal waste rules, cited above.

**On May 27, 2009, DTC submitted, via electronic mail, the sign in sheet for the universal waste training that was given on that day to all of their employees.**

***With this information, this violation is considered abated.***

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

Sincerely,



Melissa L. Boyers  
Division of Hazardous Waste Management

/csi

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.**