



**Environmental
Protection Agency**

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

Re: Hearn Plating Company
OHD 005 045 554
Lucas County
Return to Compliance

May 23, 2012

Mr. Tim Blanchong
Hearn Plating Company
3184 Bellevue Road
Toledo, Ohio 43606

Dear Mr. Blanchong:

Thank you for your May 9, 2012, and May 14, 2012, responses to Ohio EPA's May 8, 2012, Notice of Violation/Partial Return to Compliance (NOV/PRTC) letter. Hearn Plating Company (hereafter referenced as HPC) submitted hazardous waste training documentation. My review of the documentation submitted reveals that HPC has adequately demonstrated abatement of all the violations cited in the May 8, 2012, NOV/PRTC.

The following is a summary of the violations cited in the May 8, 2012, NOV/PRTC as a result of Ohio EPA's April 17, 2012, inspection and your compliance with respect to each:

1. OAC Rule 3745-65-16(A)(2): Personnel Training:

The personnel training program must include instruction which teaches facility personnel hazardous waste management procedures, including contingency plan implementation, relevant to the positions in which they are employed.

HPC failed to provide personnel training which included contingency plan implementation.

On May 9, 2012, HPC submitted, via electronic mail, attendance certificates for the hazardous waste refresher training that Ed Przybylski and Tim Blanchong attended on March 22, 2012.

With this information, this violation has been abated.

2. OAC Rule 3745-65-16(A)(3): Personnel Training:

The personnel training program must include instructions to ensure that facility personnel are able to respond effectively to emergencies involving hazardous waste by familiarizing them with emergency procedures, emergency equipment and emergency systems.

HPC failed to provide personnel training which included response to emergencies involving hazardous waste.

On April 30, 2012, HPC submitted a copy of the training outline that listed the information that would be covered in the employee training. This training included spill action procedures.

On May 9, 2012, HPC submitted, via electronic mail, attendance certificates for the hazardous waste refresher training that Ed Przybylski and Tim Blanchong attended on March 22, 2012.

With this information, this violation has been abated.

3. OAC Rule 3745-54-16(C): Personnel Training:

Facility personnel involved in the handling and management of hazardous waste at the facility must take part in an annual refresher required during each period from January first to December thirty-first. The review must occur within fifteen months after the previous review.

HPC failed to provide annual refresher training for all personnel involved in the handling and management of hazardous waste at the facility. HPC had at least two employees who were over the requirement for annual training. Ed Przybylski and Tim Blanchong have not received documented annual refresher training since 2007.

On May 9, 2012, HPC submitted, via electronic mail, attendance certificates for the hazardous waste refresher training that Ed Przybylski and Tim Blanchong attended on March 22, 2012. In addition, on May 14, 2012, HPC submitted a copy of the written training policy that outlines how HPC plans to track employee due dates for annual refresher training.

With the information submitted on May 14, 2012, this violation has been abated.

4. OAC Rules 3745-65-52(D): Contingency Plan:

The facility must have a contingency plan that includes a current list of emergency coordinators including home addresses, home phone numbers and office numbers.

HPC does not have an adequate contingency plan. HPC failed to have a current list of emergency coordinators with the required information included in the contingency plan.

At the time of the inspection, HPC updated the list of emergency coordinators to include current home addresses.

This violation was previously abated on April 17, 2012.

Ohio EPA has helpful information about compliance assistance and pollution prevention at the following web address: <http://www.epa.ohio.gov/ocapp>. In addition, you can find copies of the rules and other information on the division's web page at: <http://www.epa.ohio.gov/dhwm/>.

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

Sincerely,



Melissa L. Boyers
Division of Materials and Waste Management

/llr

pc: Cindy Lohrbach, DMWM, NWDO
~~Colleen Weaver, DMWM, NWDO~~ ?

ec: Colleen Weaver, DMWM, NWDO (scanned e-copy)
Melissa Boyers, DMWM, NWDO

Notice:

Ohio's 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.