



**Environmental  
Protection Agency**

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

**RE: Central Insurance Companies  
OHR000153163  
Van Wert County  
DMWM, NWDO  
Partial Return to Compliance**

May 16, 2012

Mr. Christopher Wasson  
Central Insurance Companies  
800 South Washington Street  
Van Wert, Ohio 45891

Dear Mr. Wasson:

Thank you for sending the documentation in response to the Ohio Environmental Protection Agency's (Ohio EPA's) Notice of Violation (NOV) dated March 28, 2012. The documentation was received by Ohio EPA on April 30, 2012, via email and a paper copy was received on May 2, 2012, via the United States Postal Service. The documentation submitted by Central Insurance Companies (CIC) includes a cover letter, hazardous waste manifest, land disposal restriction form, universal waste lamp documentation, and photographs.

The following is a summary of the violations observed during the March 7, 2012, compliance evaluation inspection and the facility's compliance with respect to each violation. In an attempt to streamline this letter, details concerning previously abated violations or general concerns which have been addressed in previous correspondence have been omitted. **Please submit the required information within 14 days of receipt of this letter.**

**Violations:**

**1. Ohio Revised Code (ORC) Section 3734.02(E)&(F), Unpermitted Hazardous Waste Treatment, Storage & Disposal:**

- a. During the inspection, it was noted by Ohio EPA that a period of greater than 90 days was found between hazardous waste shipments according to the dates on the hazardous waste manifests.

- b. During the inspection on March 13, 2012, Ohio EPA noted that the accumulation start date of the drum in the lamp crushing unit was October 1, 2011. This unpermitted treatment/storage drum was on site for at least 164 days (as of March 13, 2012).

**On April 30, 2012, Ohio EPA received documentation that the hazardous crushed lamps (D009) have been disposed of as hazardous waste through Safety-Kleen Systems, Inc. (S-K). In the future, CIC will manage spent lamps as universal waste. The photographs submitted appear to show that at least one universal waste lamp box may be open. Please note that all containers storing universal waste must be closed at all times unless universal waste is being added to the container. The documentation submitted on April 30, 2012, states that CIC will ship universal waste off-site every 90 days. Please note that OAC rule 3745-273-15 states that universal waste may be accumulated for no more than one year from the date the waste is generated. Therefore, CIC may accumulate universal waste for greater than 90 days, but less than one year prior to shipping it off-site.**

**In your April 30, 2012, response to Ohio EPA's NOV, you request that CIC be released from the requirement to submit a closure plan for this area. This request cannot be granted at this time. Due to the severity of the violations observed at CIC during the March 7, 2012, and March 13, 2012, compliance evaluation inspection, this site is being considered for escalated enforcement. If escalated enforcement is deemed necessary, it will be handled through our Central Office in Columbus. The requirement to submit a closure plan for this area is part of the escalated enforcement process and will be determined at a later date by enforcement coordinators assigned to this case. If you have further questions concerning the escalated enforcement process, please call Kelly Jeter at (614) 728-5337.**

**2. OAC rule 3745-52-41(A), Annual report:**

CIC failed to submit annual hazardous waste reports to Ohio EPA.

**On April 30, 2012, Ohio EPA received documentation requesting that CIC be released from the requirement to submit annual hazardous waste reports. This request cannot be granted. As specified in OAC rule 3745-52-41(A), annual hazardous waste reports must be submitted by any large quantity generator that ships hazardous waste off-site.**

In order to abate this violation, CIC must submit an Annual Hazardous Waste Report for all previous calendar years that CIC was required to comply with the large quantity generator (LQG) requirements found in OAC Chapter 3745-52. This includes, at a minimum, calendar years 2009, 2010, 2011, and 2012.

3. OAC rule 3745-52-40(B), Recordkeeping:

CIC failed to keep annual hazardous waste reports for a period of at least three years from the due date of the report.

On April 30, 2012, Ohio EPA received documentation that CIC did not maintain copies of the annual hazardous waste report.

In order to abate this violation, CIC must submit the annual reports as required by OAC 3745-52-41(A) and keep a copy of these reports for your records for at least three years from the due date of the report.

4. OAC rule 3745-65-16(A)(1-3), (B), (C), (D)(1-4) and (E), Personnel training:

CIC violated all the applicable requirements of this rule including:

- a. OAC rule 3745-65-16(A)(1) through (3)
- b. OAC rule 3745-65-16(B)
- c. OAC rule 3745-65-16(C)
- d. OAC rule 3745-65-16(D)(1) through (4)
- e. OAC rule 3745-65-16(E)

On April 30, 2012, Ohio EPA received documentation that CIC will be managing their lamps as universal waste and will not be a large quantity generator (LQG) of hazardous waste in the future. Due to the fact that the hazardous waste has been shipped off-site and no hazardous waste will be generated in the future, CIC requests to be released of the requirement for personnel training on hazardous waste management. Instead, CIC proposes to train personnel as required by OAC rule 3745-273-16 in universal waste management. Ohio EPA agrees that this is more appropriate given the change in waste management activities at CIC.

In order to abate this violation, CIC must immediately provide universal waste training as required and submit documentation of this training for review. This documentation could include sign-in sheets from the training, slides from training presentations, and other training documents.

5. OAC rule 3745-65-51(A) &(B), 3745-65-52(A) through (F), 3745-65-53(A) &(B), and 3745-65-55, Contingency Plan:

CIC violated all the applicable requirements of this rule as follows:

- a. OAC rule 3745-65-51(A)
- b. OAC rule 3745-65-51(B)
- c. OAC rule 3745-65-52(A)
- d. OAC rule 3745-65-52(B)
- e. OAC rule 3745-65-52(C)
- f. OAC rule 3745-65-52(D)
- g. OAC rule 3745-65-52(E)
- h. OAC rule 3745-65-52(F)
- i. OAC rule 3745-65-53(A)
- j. OAC rule 3745-65-53(B)
- k. OAC rule 3745-65-55

On April 30, 2012, Ohio EPA received documentation that CIC will not be a large quantity generator (LQG) of hazardous waste in the future. Due to the fact that the hazardous waste has been shipped off-site and no hazardous waste will be generated in the future, CIC requests to be released of the requirement to complete a contingency plan for hazardous waste management. Instead, CIC proposes to follow the requirements outlined in OAC rule 3745-273-17 in universal waste management. Ohio EPA agrees that this is more appropriate given the change in waste management activities at CIC.

In order to abate this violation, CIC must provide documentation describing how OAC rule 3745-273-17 will be followed in the future.

**6. OAC rule 3745-65-33, Testing and maintenance of equipment:**

CIC failed to keep a log of spill control equipment.

**On April 30, 2012, Ohio EPA received documentation that CIC will not be a large quantity generator (LQG) of hazardous waste in the future. All hazardous waste has been shipped off-site and no hazardous waste will be generated in the future. Therefore, CIC is not required to conduct emergency equipment inspections at this time.**

**This violation is considered abated on April 30, 2012.**

**7. OAC rule 3745-66-74, Inspections:**

CIC failed to conduct weekly inspections on the container storage area and lamp crushing unit.

**On April 30, 2012, Ohio EPA received documentation that all hazardous waste was shipped off-site on April 2, 2012. Hazardous waste will not be generated by CIC in the future. Therefore, CIC is not required to conduct weekly inspections at this time.**

**This violation is considered abated on April 30, 2012.**

**8. OAC rule 3745-52-34(A)(2), Accumulation time of hazardous waste:**

This violation is considered abated on March 13, 2012.

CIC needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, CIC is requested to provide documentation to this office including the steps taken to abate the violations cited above. Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may be submitted via the postal service or electronically to [kara.reynolds@epa.state.oh.us](mailto:kara.reynolds@epa.state.oh.us).

Please be advised that violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734. of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of violations, CIC is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

Mr. Christopher Wasson  
May 16, 2012  
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Please send all correspondence **within 14 days of receipt of this letter**, to Ohio EPA, Northwest District Office, Attn: Kara Reynolds, 347 North Dunbridge Road, Bowling Green, Ohio 43402.

Sincerely,

*Kara Reynolds*

Kara Reynolds  
Environmental Specialist  
Division of Materials and Waste Management

/cg

cc: Colleen Weaver, DMWM, NWDO  
Kara Reynolds, DMWM, NWDO  
Cindy Lohrbach, DMWM, NWDO  
Craig Bracken, Central Insurance Companies

ec: Colleen Weaver, DMWM, 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.