



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

April 15, 2009

RE: US LIQUIDS INC.
PERMIT NO. 3IH00073
PORTAGE COUNTY
NELSON TOWNSHIP

NOTICE OF VIOLATION

Mr. Mark Fuerst, President
US Liquids Inc.
P.O. Box 169
Chardon, Ohio 44024

Dear Mr. Fuerst:

As discussed with the Agency in August 2008, the NPDES discharge permit for the facility was not established for the waste material currently being generated at US Liquids; therefore your site does not have authority to discharge wastewater to waters of the state. At that time, there was not an objection to your piloting of the proposed business venture of treating expired pop/beer/milk/etc with the understanding that an engineering report regarding treatability was developed and necessary permit approvals obtained prior to discharging this type of wastewater.

This report has not been developed and in your March 23, 2009 e-mail, you indicated that your current business venture utilizing the treatment plant would be discontinued. The April 6, 2009 e-mail indicated that you would be pursuing a new sewage system for the domestic wastewater, submitting an outline of your new business plan, and submitting a permit application for handling the wastewater remaining in the treatment system tanks.

Based on conversations you have had with Reggie Brown and Mike Stevens of our office during this past week, currently you are continuing to accept expired pop/beer/milk/etc at the site and add some liquid waste of high B.O.D. strength to the treatment system. The Agency is directing you to immediately cease accepting liquid waste at the facility and stop adding any liquids to the treatment system until such time as you have received the appropriate permits from the Agency. Because your current NPDES permit would have to be modified prior to allowing you to lawfully discharge this wastewater, you are utilizing the treatment system as a holding tank. This unauthorized use is considered a violation of the permit-to-install requirements in the Ohio Administrative Code 3745-42.

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This unauthorized use of the treatment system and release of wastewater without a permit that occurred during March is subject to enforcement by the Agency. Inform this office, in writing, within 5 days of receipt of this Notice of Violation that you are no longer accepting or adding liquid wastes to the facility's treatment system.

If there are any questions or comments regarding this notification, please feel free to contact our office at (330) 963-1200.

Sincerely,

A handwritten signature in cursive script, appearing to read "W. Skowronski".

William Skowronski
District Chief
Northeast District Office

WS/mt