



**Environmental
Protection Agency**

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

**RE: Ineos USA LLC
OHD042157644
Allen County
DMWM, NWDO**

September 4, 2012

Ms. Marcelyn Boone
Ineos USA LLC
1900 Fort Amanda Road
Lima, Ohio 45804

Dear Ms. Boone:

Thank you for sending the documentation in response to the Ohio Environmental Protection Agency's (Ohio EPA's) Notice of Violation (NOV) dated July 9, 2012. The documentation submitted by Ineos USA LLC (Ineos) was received by Ohio EPA on July 23, 2012, and included a cover letter, waste evaluations, and hazardous waste manifests.

Review of the submitted information shows that the spent parts washer solution is hazardous for ignitability (D001) and is being managed per OAC 3745-279-10(B)(2)(c). Submitted analytical did not show the spent parts washer solution to be characteristically hazardous for Resource Conservation and Recovery Act (RCRA) metals. Ohio EPA recommends that Ineos periodically sample and analyze the spent parts washer solution to ensure that it is only characteristically hazardous for ignitability, especially if practices concerning the spent parts washer solution change such as the length of use prior to disposal.

General Concern:

During the June 11, 2012, inspection, it was noted that Ineos had some weight discrepancies on their hazardous waste manifests. On July 23, 2012, Ohio EPA received hazardous waste manifests from Ineos for the last three years. Review of these manifests show that several weight discrepancies occurred over the last three years. As the generator of the hazardous waste, it is Ineos' responsibility to accurately complete the hazardous waste manifests prior to sending the hazardous waste off-site with the transporter. Signing the manifest certifies that all information contained on the manifest is true and accurate, including the weight of the hazardous waste listed on the manifest. Further review of the manifests show that the most recent discrepancies involved the transporter listed as Coal City Cobb where the weight has been preprinted on the manifest as 20,000 pounds.

Ms. Marcelyn Boone
September 4, 2012
Page 2

Within 14 days of receipt of this letter, please submit documentation that describes how Ineos will address the accuracy of the weight listed on the manifest prior to sending the hazardous waste off-site in the future.

The following violations were cited in the July 9, 2012, NOV and were abated on the dates shown.

1. OAC Rule 3745-273-13(D)(1)-Abated on June 11, 2012.
2. OAC Rule 3745-273-14(E)-Abated on June 11, 2012.

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

/llr

pc: Colleen Weaver, DMWM, NWDO
Kara Reynolds, DMWM, NWDO
Cindy Lohrbach, DMWM, NWDO
Chuck Lowe, DDAGW, CO

ec: John Pasquarette, DMWM, NWDO
Gary Deutschman, DMWM, NWDO
Colleen Weaver, DMWM, NWDO
Joseph Bianco, Ineos USA LLC
Chad Ulm, Ineos USA LLC,

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.