



**Environmental  
Protection Agency**

John R. Kasich, Governor

Mary Taylor, Lt. Governor

Scott J. Nally, Director

September 19, 2012

**RE: IVANHOE EUCLID BUILDING  
OHD 986 985 257  
CUYAHOGA COUNTY  
SECOND NOV**

Frank Rendina  
P.O. Box 210144  
South Euclid, OH 44121

Dear Mr. Rendina:

On May 15, 2012, I sent you a letter regarding violations I had found at 1734 Ivanhoe Road, East Cleveland, Ohio. A copy of that letter and its enclosures are included. That letter requested a written response from you. I have not received such a response. On August 13, 2012, we met at this site, saw the containers in question, and discussed what you needed to do.

Further delay in correcting these violations and sending me a letter that documents that may result in me having to refer this case to our Columbus office for an enforcement action.

You need to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, you are requested to provide documentation to me including the steps taken to abate the violations cited above. Such documentation may include written correspondence, updated policies, and photographs, as appropriate.

Please be advised that violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734 (or 3714 for C&DD) 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. If circumstances delay the abatement of violations, you are requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

If you have any questions, please contact me at (330) 963-1217, or [robert.almquist@epa.state.oh.us](mailto:robert.almquist@epa.state.oh.us). I look forward to your prompt, written response.

Sincerely,

Robert Almquist  
Division of Materials and Waste Management

RA:cl  
Enclosure

ec: Frank Popotnik, DMWM, NEDO  
Natalie Oryshkewych, DMWM, NEDO  
Jeff Mayhugh, DMWM, CO  
Marlene Kinney, DMWM, NEDO

cc: Scott Broski, NEORSD

Send to Central Office <input checked="" type="checkbox"/>	Ohio Environmental Protection Agency <b>RCRA SUBTITLE C SITE          IDENTIFICATION/VERIFICATION FORM</b>		For Ohio EPA use only																		
Completed verification forms required to be submitted to CO should be e-mailed to <a href="mailto:brad.hauser@epa.state.oh.us">brad.hauser@epa.state.oh.us</a> .																					
<b>Site EPA ID No.</b> <b>Site Name</b>  <b>Site Location Information</b>  <b>Site Land Type</b> (check only one) <b>NAICS code(s)</b> <a href="http://www.census.gov/epcd/www/naics.html">www.census.gov/epcd/www/naics.html</a>	EPA ID Number: <b>OHD986985257</b> Name: _____ Website: _____ (Optional) Street Address: <b>1734 Ivanhoe Rd.</b> City, Town, or Village: <b>East Cleveland</b> State: <b>OH</b> County Name: <b>Cuyahoga</b> Zip Code: <b>44112</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">Private <input type="checkbox"/></td> <td style="text-align: center;">County <input type="checkbox"/></td> <td style="text-align: center;">District <input type="checkbox"/></td> <td style="text-align: center;">Federal <input type="checkbox"/></td> <td style="text-align: center;">Indian <input type="checkbox"/></td> <td style="text-align: center;">Municipal <input type="checkbox"/></td> <td style="text-align: center;">State <input type="checkbox"/></td> <td style="text-align: center;">Other <input type="checkbox"/></td> </tr> </table>			Private <input type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>										
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<b>Facility Representative</b>  Additional names can be recorded in number 12  Only provide address information if it is different than the site address	First Name: _____ MI: _____ Last Name: _____ Title: _____ Phone Number: _____ Phone Number Extension: _____ E-Mail Address: _____ Fax Number: _____ Fax Number Extension: _____ Street or P.O. Box: _____ City, Town or Village: _____ State: _____ Zip Code: _____																				
<b>Legal Owner And Operator of the Site.</b> List Additional Owners and/or Operators in the Comment Section or on another copy of this form page	Name of Site's Legal Owner: _____ Date Became Owner (mm/dd/yyyy): _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">Owner Type: <input type="checkbox"/></td> <td style="text-align: center;">Private <input type="checkbox"/></td> <td style="text-align: center;">County <input type="checkbox"/></td> <td style="text-align: center;">District <input type="checkbox"/></td> <td style="text-align: center;">Federal <input type="checkbox"/></td> <td style="text-align: center;">Indian <input type="checkbox"/></td> <td style="text-align: center;">Municipal <input type="checkbox"/></td> <td style="text-align: center;">State <input type="checkbox"/></td> <td style="text-align: center;">Other <input type="checkbox"/></td> </tr> </table> Street or P.O. Box: _____ City, Town or Village: _____ Owner Phone #: _____ State: _____ Country: _____ Zip Code: _____ Name of Site's Operator: _____ Date Became Operator (mm/dd/yyyy): _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">Operator Type: <input type="checkbox"/></td> <td style="text-align: center;">Private <input type="checkbox"/></td> <td style="text-align: center;">County <input type="checkbox"/></td> <td style="text-align: center;">District <input type="checkbox"/></td> <td style="text-align: center;">Federal <input type="checkbox"/></td> <td style="text-align: center;">Indian <input type="checkbox"/></td> <td style="text-align: center;">Municipal <input type="checkbox"/></td> <td style="text-align: center;">State <input type="checkbox"/></td> <td style="text-align: center;">Other <input type="checkbox"/></td> </tr> </table> Street or P.O. Box: _____ City, Town or Village: _____ Operator Phone #: _____ State: _____ Country: _____ Zip Code: _____			Owner Type: <input type="checkbox"/>	Private <input type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>	Operator Type: <input type="checkbox"/>	Private <input type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>
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<b>VIOLATIONS CITED?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																					
<b>TYPE OF HANDLER - MARK "X" AS APPROPRIATE</b>																					
<input type="checkbox"/> Not a HW Generator	<input checked="" type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11 <input type="checkbox"/> Short-Term/Temporary Generator (generates from a short-term or one-time event and not from on-going processes). <i>Check the box for the applicable generator status and provide a comment.</i>																				
<input type="checkbox"/> Large Quantity Generator (LQG)		<input type="checkbox"/> Small Quantity Generator (SQG)																			
<input type="checkbox"/> Conditionally Exempt Small Quantity Generator		<input type="checkbox"/> U.S. Importer of Hazardous Waste																			
<input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator																					



#	location	Container description	Container volume in gallons	How full	Container markings	Shown in photo #	Your plans for the material	If disposal is plan, is it a hazardous waste?
1	Main room	Tank, rinse water?	200?	1/4?		1		
2	Main room	Tank, cleaner?	200?	3/4?		2		
3	Main room	Drum	55	full	Acetone, Liberty Solvents			
4	Side room	2 drums	55 each	Full	Kalcor Coatings Lacquer thinner	5		
5	Side room	2 drums	55 each	Full	Spray gun cleaner, toluene, acetone, flammable liquid, Liberty Solvents	5		
6	Side room	Drum	55	1/2	Lacquer retardent	5		
7	Side room	drum	30?	Some solid material	Oakite Stripper DP corrosive			
8	Side room	Blue plastic jug	5		The stuff for Aluminum	6		
9	Side room	Blue plastic jug	5		The stuff for Steel, Health 3, may cause eye and skin burns	6		

10	Side room	Clear plastic jug	2	1/2	Total Foam Lube Wash Biodegradable	7		
11	Side room	Clear plastic jug	2	3/4	Total Foam Lube Wash Biodegradable	7 and 3		
12	Side room	Plastic jug in cardboard box	5		Total Foam Foam Set Side B	3		
13	Side room	Plastic jug in cardboard box	5		Total Foam Foam Set Side A	3		
14	Side room	Plastic jug	5	3/4	Poly Air Foam in Place Side B	8		
15	Side room	Plastic jug	5	1/2, solid	Poly Air Foam in Place Side A	8		
16	Main room	About 121 cardboard boxes with plastic bags inside			Various powder coatings	9, 10 and 12		
17	Main room	8 plastic containers in plastic boxes	Each about 1		One marked corrosive, one marked Antique Black	11		
18	Main room	Two shelves of containers			Mostly power coatings	13		
19	Main room	Two black, plastic bags containing powder				15		

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May 15, 2012

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OHD 986 985 257  
CUYAHOGA COUNTY  
NOV

Frank Rendina  
P.O. Box 210144  
South Euclid, OH 44121

Dear Mr. Rendina:

On March 22, 2012, I sent you a letter regarding 1734 Ivanhoe Road, East Cleveland, Ohio, that requested a written response from you. I have not received such a response. On March 29 we spoke on the phone regarding the March 22 letter. In this letter, I will cite as a violation what was the subject of the March 22 letter. Please call me when you get this letter so that we can discuss this.

1. **OAC Rule 3745-52-11 – Hazardous waste determination.**

This rule requires that any person who generates a waste must determine if that waste is a hazardous waste using the following method: (A) Determine if it is excluded, (B) Determine if it is listed, and (C) Determine if it is characteristic.

Ivanhoe Euclid Building violated this rule by having waste stored at 1724 Ivanhoe Road that you have not evaluated as to whether they are hazardous wastes. An inventory of these wastes is enclosed. You must send me a written description of which materials you will use and how you will use them and which you will dispose. If helpful, you can indicate this on the enclosed inventory. For any material that you plan to dispose of, you must send me your determination as to whether it is a hazardous waste and include the documentation that was used to determine this.

A Material Safety Data Sheet (MSDS) will usually give a good indication as to whether something would be a hazardous waste. You may be able to obtain these from Artemus or from the manufacturer or supplier listed on the container. You may also have to sample some of the containers to determine whether they contain hazardous waste. You may want to talk to a hazardous waste disposal company and/or an environmental consultant regarding this.

I have also enclosed a RCRA Subtitle C Site Identification/Verification form for this location. Please fill out the following on the form and send it back to me:

Site Name, City, Zip Code, Facility Representative, and Legal Owner and Operator of the Site.

Frank Rendina  
May 15, 2012  
Page 2

I will then have these records updated.

You need to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, you are requested to provide documentation to me including the steps taken to abate the violations cited above. Such documentation may include written correspondence, updated policies, and photographs, as appropriate.

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