



**Environmental
Protection Agency**

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

Re: Cummins Bridgeway, LLC
OHD149906018
Lucas County
Hazardous Waste
Return to Compliance

September 20, 2012

Mr. Sosthenes Behn
EHS Manager
Cummins Bridgeway, LLC
21810 Clessie Court
New Hudson, Michigan 48165

Dear Mr. Behn:

Thank you for your September 4, 2012, response to Ohio EPA's August 21, 2012, Notice of Violation/Partial Return to Compliance (NOV/PRTC) letter. Cummins Bridgeway, LLC (Cummins) submitted information regarding used oil and universal waste management. My review of the documentation submitted reveals that Cummins has adequately demonstrated abatement of all the violations cited in the August 21, 2012, NOV/PRTC.

The following is a summary of the violations cited in the August 21, 2012, NOV/PRTC as a result of Ohio EPA's July 31, 2012, inspection and your compliance with respect to each:

1. Waste Evaluation: OAC Rule 3745-52-11:

Any person who generates a waste must determine if that waste is a hazardous waste by using generator knowledge or by testing the waste.

At the time of the inspection, Cummins did not have waste evaluation documentation for the spent sandblasting material. According to the employees we spoke to during our inspection, the sandblasting unit generates very little spent material and they have not had to dispose of this material in the past.

In the future, (when there is enough) Cummins must take a representative sample of the spent sand blast media, have it analyzed, and submit a copy of the analytical results to Ohio EPA.

Once analytical results have been reviewed, Ohio EPA will advise you on proper disposal options as well as plans for the future management of this waste stream. Do not dispose of sandblast media in the solid waste dumpster until you determine if it is hazardous or not.

This violation was previously abated on August 21, 2012.

2. OAC Rule 3745-279-22(C)(1): Labeling:

Containers, aboveground tanks, and fill pipes used for underground storage tanks shall be labeled or marked clearly with the words "Used Oil."

Cummins had two used oil drip pans and several 5-gallon buckets of used oil that were not properly labeled "Used Oil".

On September 4, 2012, Cummins submitted photographic documentation showing the two drip pans and 5-gallon buckets of used oil now properly labeled "Used Oil".

With this information, this violation has been abated.

3. OAC Rule 3745-273-13(D)(1): Universal Waste: Fluorescent Lamp Management:

All lamps/bulbs being managed as a universal waste must be stored in packages that are structurally sound and adequate to prevent breakage. The packages/containers must be closed.

Cummins did not store the spent universal waste fluorescent lamps in containers that were closed. In addition, Cummins had two u-shaped bulbs that were laying on top of the storage boxes.

This violation was previously abated on August 21, 2012.

4. OAC Rule 3745-273-15(A): Accumulation Time for Universal Waste Batteries and Lamps:

A small quantity handler of universal waste may accumulate universal waste for no longer than one year from the date the universal waste is generated, or received from another handler.

Cummins had one bucket of universal waste batteries that was labeled with the accumulation start date of September 21, 2010, and one bucket of universal waste ballasts that was labeled with the accumulation start date of March 10, 2010.

This violation was previously abated on August 7, 2012.

5. OAC Rule 3745-273-15(C): Accumulation Time for Universal Waste Batteries and Lamps:

A small quantity handler of universal waste shall be able to demonstrate the length of time that the universal waste has been accumulated from the date it becomes a waste or is received.

Cummins was unable to demonstrate the length of time the universal waste bulbs have been on-site.

This violation was previously abated on August 21, 2012.

6. OAC Rule 3745-273-16: Universal Waste Employee Training:

A small quantity handler of universal waste shall ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures, relative to their responsibilities during normal facility operations and emergencies.

Cummins has not ensured that all employees are thoroughly familiar with proper universal waste handling and emergency procedures.

On September 4, 2012, Cummins submitted a copy of the sign in sheet for the universal waste training that was conducted from August 28-31, 2012. Cummins prepared a universal waste training outline and 16 employees were trained over the course of four days.

With this information, this violation is considered abated.

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

/cg

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.