



**Environmental  
Protection Agency**

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

**CERTIFIED MAIL: 7010 2780 0001 9704 4268**

September 19, 2012

MORGAN COUNTY  
ABC MANUFACTURING  
MALTA WINDOWS & DOORS  
DMWM/SEDO  
OHR000155440

Misty Andrews  
Human Resources/Safety Manager  
ABC Manufacturing  
Malta Windows & Doors  
210 13<sup>th</sup> Street  
Malta, OH 43758

Dear Ms. Andrews:

I received your responses to my April 18, 2012 Notice of Violation letter in e-mails dated May 4, 2012; June 7, 2012; and June 12, 2012. The documentation you submitted included photographs; waste disposal price estimates; material safety data sheets; Crystal Clean purchase receipts; and a Crystal Clean paint booth filter disposal receipt dated February 6, 2009, service agreement dated February 6, 2009, and waste profile dated January 30, 2009.

My review of this documentation reveals that Malta Windows & Doors has adequately demonstrated abatement of the OAC Rule 3745-52-11 Hazardous Waste Determination violation discovered during the April 4, 2012, inspection for the following waste streams:

- Fluorescent Lamps,
- Phosphate Wastewater,
- Used Rags, and
- Drums and Containers pictured in the April 18, 2012 Notice of Violation

### **Remaining Violation**

Malta Windows & Doors remains in violation of OAC Rule 3745-52-11, Hazardous Waste Determination for their spent paint filter waste stream. You have stated in your letter, e-mailed June 7, 2012, that the paint filters are a solid waste but you have not supported this statement with testing or documentation of generator knowledge. At the time of the inspection, workers stated that paint guns were cleaned by spraying solvent through the gun and into the paint booth filters. The solvent used by Malta Windows &

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Doors is a listed hazardous waste, therefore the paint booth filters are a listed hazardous waste. Furthermore the January 30, 2009 paint booth filter profile you submitted in your June 7, 2012 e-mail states that the waste codes D007 and D008 apply to the filters.

### **Additional Information Needed**

Malta Windows & Doors has failed to submit documentation of universal waste and hazardous waste disposal occurring after March 12, 2009, when your facility was previously inspected. Please provide documentation of how the following wastes have been disposed:

- 195 - 8 foot, 72 - 4 foot, 6 - 3 foot, and 5 - 2 foot fluorescent lamps
- 4 bags of broken fluorescent lamps
- Paint booth filters
- Paint waste (including thinners, stains and the waste labeled "Liquid Waste")
- 55-gallon drum from Superior Finishes noted in your June 7, 2012 e-mail as being disposed of through Environmental Enterprises
- Drum described in Ken Miller's May 3, 2012 letter as 25% full of silicon

Your June 7, 2012 e-mail letter states that stains and thinners will be disposed of by donating them to the Contractors Wholesale Club. Malta Windows & Doors cannot donate a waste. Only product material that can still be used may be donated. Please provide a detailed explanation of the process that generates the stain and thinners and explain why this material is no longer able to be used by Malta Windows & Doors but can be used by the Contractors Wholesale Club. If the stain and thinners are in fact a waste and not a useable product, provide documentation of waste evaluation and how you will properly dispose of these materials.

Be advised that during the April 4, 2012 inspection, in the April 18, 2012 Notice of Violation Letter, a follow up inspection on May 2, 2012, and in our May 25, 2012 meeting; Ohio EPA had requested this same information on how wastes at the facility have been disposed at the facility since 2009, yet disposal information has not been provided. Malta Windows & Doors must provide the above requested information within the timeframe stipulated in this letter.

Malta Windows & Doors needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, Malta Windows & Doors 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

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appropriate, and may be submitted via the postal service or electronically to [elizabeth.herron@epa.ohio.gov](mailto:elizabeth.herron@epa.ohio.gov).

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, Malta Windows & Doors is 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 by telephone at (740) 380-5248 or by e-mail at [elizabeth.herron@epa.ohio.gov](mailto:elizabeth.herron@epa.ohio.gov).

Sincerely,



Elizabeth A. Herron  
Environmental Specialist  
Division of Materials and Waste Management

EAH/mr

cc: Mykal Mercer, DAPC  
Fred Snell, DSW

**NOTICE:**

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with applicable regulations.

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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<p>1. Article Addressed to:</p> <p>Misty Andrews            Human Resources/Safety            Manager            ABC Manufacturing            Malta Windows + Doors            210 13th Street            Malta OH 43758</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  <input checked="" type="checkbox"/> No            If YES, enter delivery address below:</p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number            (Transfer from service label)</p>	<p>7010 2780 0001 9704 4268</p>
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

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Sent To: Misty Andrews  
 ABC Manufacturing  
 Street, Apt. No. or PO Box No.: 210 13th Street  
 City, State, ZIP+4: Malta OH 43758

PS Form 3800, August 2006 See Reverse for Instructions

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