



**Environmental  
Protection Agency**

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

**RE: Central Insurance Companies  
OHR000153163  
Van Wert County  
DMWM, NWDO  
Partial Return to Compliance**

July 9, 2012

Mr. Craig Bracken  
Central Insurance Companies  
800 South Washington Street  
Van Wert, Ohio 45891

Dear Mr. Bracken:

On June 13, 2012, and June 20, 2012, the Ohio Environmental Protection Agency (Ohio EPA) received documentation from Robert James of Bricker & Eckler LLP on behalf of Central Insurance Companies (CIC). This documentation was sent in response to Ohio EPA's Notices of Violation (NOV) dated March 28, 2012, and May 16, 2012. The documentation includes a sign-in sheet and power point training on universal waste management.

CIC has been working with Ohio EPA and is taking action to abate the outstanding violations. However, at this time several violations remain unabated. The following is a summary of the violations observed during the March 7, 2012, compliance evaluation inspection and the facility's compliance with respect to each violation. In an attempt to streamline this letter, details concerning previously abated violations or general concerns which have been addressed in previous correspondence have been omitted. **Please submit the required information within 14 days of receipt of this letter.**

**Violations:**

**1. Ohio Revised Code (ORC) Section 3734.02(E)&(F), Unpermitted Hazardous Waste Treatment, Storage & Disposal:**

- a. During the inspection, it was noted by Ohio EPA that a period of greater than 90 days was found between hazardous waste shipments according to the dates on the hazardous waste manifests.
- b. During the inspection on March 13, 2012, Ohio EPA noted that the accumulation start date of the drum in the lamp crushing unit was 10-1-2011. This unpermitted treatment/storage drum was on site for at least 164 days (as of March 13, 2012).

On April 30, 2012, Ohio EPA received documentation that the hazardous crushed lamps (D009) have been disposed of as hazardous waste through Safety-Kleen Systems, Inc. (S-K). In the future, CIC will manage spent lamps as universal waste. Although CIC has indicated that they would like to pursue closure on the lamp crushing area, these violations have not been abated at this time.

2. Ohio Administrative Code (OAC) rule 3745-52-41(A), Annual report:

CIC failed to submit annual hazardous waste reports to Ohio EPA.

In order to abate this violation, CIC must submit an Annual Hazardous Waste Report for all previous calendar years that CIC was required to comply with the large quantity generator (LQG) requirements found in OAC Chapter 3745-52. This includes, at a minimum, calendar years 2009, 2010, 2011, and 2012.

3. OAC rule 3745-52-40(B), Recordkeeping:

CIC failed to keep annual hazardous waste reports for a period of at least three years from the due date of the report.

In order to abate this violation, CIC must submit the annual reports as required by OAC 3745-52-41(A) and keep a copy of these reports for your records for at least three years from the due date of the report.

4. OAC rule 3745-65-16(A)(1-3), (B), (C), (D)(1-4) and (E), Personnel training:

CIC violated all the applicable requirements of this rule including:

- a. OAC rule 3745-65-16(A)(1) through (3)
- b. OAC rule 3745-65-16(B)
- c. OAC rule 3745-65-16(C)
- d. OAC rule 3745-65-16(D)(1) through (4)
- e. OAC rule 3745-65-16(E)

On June 13, 2012, and June 20, 2012, Ohio EPA received universal waste training documents that included a sign-in sheet from the training given to employees.

Therefore, this violation is considered abated on June 20, 2012.

5. **OAC rule 3745-65-51(A) &(B), 3745-65-52(A) through (F), 3745-65-53(A) &(B), and 3745-65-55, Contingency Plan:**

CIC violated all the applicable requirements of this rule as follows:

- a. OAC rule 3745-65-51(A)
- b. OAC rule 3745-65-51(B)
- c. OAC rule 3745-65-52(A)
- d. OAC rule 3745-65-52(B)
- e. OAC rule 3745-65-52(C)
- f. OAC rule 3745-65-52(D)
- g. OAC rule 3745-65-52(E)
- h. OAC rule 3745-65-52(F)
- i. OAC rule 3745-65-53(A)
- j. OAC rule 3745-65-53(B)
- k. OAC rule 3745-65-55

On June 13, 2012, Ohio EPA received documentation describing how OAC rule 3745-273-17 will be followed in the future at CIC.

Therefore, this violation is considered abated on June 13, 2012.

6. **OAC rule 3745-65-33, Testing and maintenance of equipment:** Abated April 30, 2012
7. **OAC rule 3745-66-74, Inspections:** Abated April 30, 2012
8. **OAC rule 3745-52-34(A)(2), Accumulation time of hazardous waste:** Abated March 13, 2012

CIC needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, CIC 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 appropriate, and may be submitted via the postal service or electronically to [kara.reynolds@epa.state.oh.us](mailto:kara.reynolds@epa.state.oh.us).

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, CIC is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

Mr. Craig Bracken  
July 9, 2012  
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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

/cg

cc: Colleen Weaver, DMWM, NWDO  
Kara Reynolds, DMWM, NWDO  
Cindy Lohrbach, DMWM, NWDO

cc: Colleen Weaver, DMWM, NWDO  
Christopher Wasson, Central Insurance Companies  
Robert James, Bricker & Eckler, LLP

**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.