

**Environmental  
Protection Agency**

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

Re: Stein, Inc.  
OHD039062328  
Hazardous Waste  
Richland County  
**2<sup>nd</sup> Notice of Violation**

May 23, 2012

CERTIFIED MAIL

Mr. Gary Grantham, Superintendent  
Stein, Inc.  
1490 Old Bowman Road  
Mansfield, Ohio 44903

Dear Mr. Grantham:

On February 22, 2012, I conducted a hazardous waste compliance evaluation inspection (CEI) of Stein, Inc. (Stein) located at 1490 Old Bowman Road, Mansfield, Ohio. Based on this inspection, I sent you a Notice of Violation dated March 13, 2012. A response was due into this office by the first of April. To date, I have not received a response. I called you on April 5, 2012, and left you a message on your phone. You did not return my call.

Stein remains in violation of the following hazardous waste rule. Stein needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. **Within 14 days of receipt of this letter**, Stein is requested to provide documentation to this office including the steps taken to abate the violation cited below. 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 [amber.hicks@epa.ohio.gov](mailto:amber.hicks@epa.ohio.gov).

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

Any person who generates a waste must determine if that waste is a hazardous waste in accordance with the criteria for hazardous waste as set forth in Chapter 3745-51 of the Administrative Code.

Stein has failed to provide waste evaluation information pertaining to their parts washing solvent.

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At the time of the inspection, your Administrative Assistant (AA) was out and you were unable to find the paperwork pertaining to your parts washing solvent and used oil. On March 1, 2012, via email, Teresa Adkins (AA) sent me a copy of the Material Safety Data Sheet (MSDS) for your parts washing solvent and a receipt for the pick-up of your used oil by RS Used Oil Services, Inc. Based on this MSDS, Stein utilizes Crystal Clean 142 Mineral Spirits. This solvent has a flash point of 142 degrees Fahrenheit and based on the MSDS no other hazardous waste characteristics.

On March 1, 2012, I responded to you and Ms. Adkins via email requesting additional waste evaluation information, management and disposal information pertaining to your parts washing solvent. To date, I have not received this information. The MSDS you provided is not adequate waste evaluation information. *Specifically to properly evaluate your parts washing waste, you should determine the flashpoint of this material (since according to the MSDS the flashpoint is 142 degrees Fahrenheit which is close to the regulatory limit of 140 degrees Fahrenheit) and also determine if your waste is hazardous for metals. If your waste is part of a continued use program, a waste evaluation is not required.*

- ***To abate this violation, Stein must submit adequate waste evaluation information indicating whether your solvent waste is a hazardous or non-hazardous waste or whether the parts washing waste is part of a continued use program.***
- If you have any questions pertaining to continued use or a proper waste evaluation, please contact me so that I may assist you.
- In addition, please provide me information which indicates who services your parts washer including the frequency of pick-up. Please provide me at least two copies of the hazardous waste manifest or a bill of lading (shipping paper which you would receive at the time of pick-up - not an invoice from billing) from the pick-up of your parts washing waste.
- *If the waste is hazardous, I will determine the status of your compliance with other hazardous waste laws and notify you of my findings in a separate letter.*

Please be advised that the violation cited above will continue until the violation has 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.

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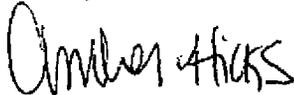
It is imperative that you return to compliance. If circumstances delay the abatement of violations, Stein is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

*Stein shall note that failure to abate this violation as outlined in this letter could lead to an enforcement referral to Ohio EPA's Central Office.*

If you need assistance in returning to compliance or should you have any questions, please feel free to call me at (419) 373-3082 or email me at [amber.hicks@epa.state.oh.us](mailto:amber.hicks@epa.state.oh.us).

You can find copies of the rules and other information on the division's web page at <http://www.epa.ohio.gov/dmwm.aspx>.

Sincerely,



Amber M. Hicks  
Division of Materials and Waste Management

/cg

pc: Cindy Lohrbach, DMWM, NWDO  
Colleen Weaver, DMWM, NWDO  
Certified Mail Receipt Number 70091410000118342665

ec: Amber Hicks, DMWM, NWDO  
Colleen Weaver, DMWM, NWDO

**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.