



State of Ohio Environmental Protection Agency

Northwest District Office

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Bowling Green, OH 43402-9398

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

**Re: Ineos USA LLC
Allen County
DHWM, NWDO
OHD 042 157 644
Return to Compliance**

July 13, 2007

Mr. Jean Phaneuf, Site Director
Ineos USA LLC
1900 Fort Amanda Road
Lima, Ohio 45804

Dear Mr. Phaneuf:

Thank you for sending the June 20, 2007, response to the Ohio Environmental Protection Agency's (Ohio EPA's) Notice of Violation (NOV) dated June 4, 2007. Ohio EPA received the response from Ineos USA LLC (Ineos) on June 21, 2007. My review of all the documentation submitted reveals that Ineos has adequately demonstrated abatement of the only violation that was cited in the June 4, 2007, NOV.

The following is a summary of the violation cited and the facility's compliance with respect to the violation:

- OAC Rule 3745-273-13(D)(1); Universal Waste Storage Requirements:** A small quantity handler of universal waste must contain any lamp in containers or packages that are structurally sound, adequate to prevent breakage, and compatible with the contents of the lamps. Such containers and packages must remain closed and must lack evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions.

Ineos failed to store the universal waste lamps in a closed container.

In order to correct this violation, Ineos must immediately close the container holding universal waste lamps. Ineos should document that this container is closed by photographing the closed container and submitting this photograph to Ohio EPA.

On June 21, 2007, Ineos submitted photographic documentation that the container holding the universal waste lamps is now properly closed.

With this information, this violation is considered abated.

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Should you have any questions or if I can be of assistance, please contact me at (419) 373-3065.

Sincerely,

Kara Reynolds

Kara Reynolds
Division of Hazardous Waste Management

/llr

pc: Chuck Lowe, UIC, CO
Kara Reynolds, DHWM, NWDO
Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
DHWM, NWDO File: Ineos/Innovene - General 2006
Joe Bianco, Ineos USA LLC
ec: Shannon Nabors, District Chief, NWDO
Eric Getz, Assistant District Chief, NWDO
John Pasquarette, DHWM, NWDO
Gary Deutschman, DHWM, NWDO
Melissa Boyers, DHWM, 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.