



**Environmental
Protection Agency**

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

Re: Norplas Industries, Inc.
OHR 000 028 977
Wood County
Return to Compliance

October 19, 2012

Ms. Jennie Ulrich
Norplas Industries, Inc.
7825 Caple Boulevard
Northwood, Ohio 43619

Dear Ms. Ulrich:

Thank you for your September 24, 2012, October 1, 2012, October 8, 2012, and October 12, 2012, responses to Ohio EPA's September 14, 2012, Notice of Violation/Partial Return to Compliance (NOV/PRTC) letter. Norplas Industries, Inc. (hereafter referenced as Norplas) submitted waste evaluation documentation, inspection forms, personnel training documentation, photographic container documentation, tank system documentation, and information regarding universal waste management. My review of the documentation submitted reveals that Norplas has adequately demonstrated abatement of all of the violations cited in the September 14, 2012, NOV/PRTC.

The following is a summary of the violations cited in the September 14, 2012, NOV/PRTC as a result of Ohio EPA's August 22, 2012, inspection and your compliance with respect to each:

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

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, Norplas did not have waste evaluation documentation for the spent paint booth filters. Norplas has historically disposed of this spent material as a non-hazardous/solid waste. Norplas must immediately cease disposing of the waste paint booth filters as non-hazardous waste until a proper waste evaluation has been completed.

On October 8, 2012, Norplas submitted the waste analysis results for the spent paint booth filters. The submitted analytical results indicate that the spent paint booth filters are a non-hazardous waste. These filters may be managed as a solid waste.

With this information, this violation has been abated.

2. OAC Rule 3745-54-16(C): Personnel Training:

Facility personnel involved in the handling and management of hazardous waste at the facility must take part in an annual refresher required during each period from January first to December thirty-first. The review must occur within fifteen months after the previous review.

Norplas failed to provide annual refresher training for all personnel involved in the handling and management of hazardous waste at the facility. Norplas had at least three employees who were over the requirement for annual training. Dave Lowe, Steve Tandler, and Aaron Thompson have not received documented annual refresher training in the past three years.

On September 24, 2012, Norplas submitted a copy of the sign-in sheet for the annual refresher training that was conducted on September 12, 2012. In addition, on October 1, 2012, Norplas submitted a copy of the training, awareness and competence procedure put in place to ensure employees receive the training as required.

With this information, this violation has been abated.

3. OAC Rule 3745-65-16(D)(1): Job Titles:

The owner or operator must maintain the following documents and records at the facility: personnel training records which include employee job titles.

Norplas does not maintain personnel training records as required.

This violation was previously abated on September 10, 2012.

4. OAC Rule 3745-65-16(D)(2): Job Descriptions:

The owner or operator must maintain the following documents and records at the facility: personnel training records which include employee job descriptions.

Norplas does not maintain personnel training records as required.

This violation was previously abated on September 10, 2012.

5. OAC Rule 3745-65-16(D)(3): Type & Amount of Training:

The owner or operator must maintain the following documents and records at the facility: personnel training records which include type and amount of introductory and continuous training for employees responsible for waste handling and spill response duties.

Norplas does not maintain personnel training records as required.

This violation was previously abated on September 10, 2012.

6. OAC Rule 3745-65-16(D)(4): Training Documentation:

The owner or operator must maintain the following documents and records at the facility: personnel training records which include records that document that training or job experience as required has been given to, and completed by, facility personnel.

Norplas does not maintain personnel training records as required.

This violation was previously abated on September 10, 2012.

7. OAC Rule 3745-65-33: Testing and maintenance of equipment:

All facility communications or alarm systems, spill control equipment and decontamination equipment must be tested and maintained as necessary to assure its proper operation in time of emergency. The owner or operator must record the inspections in a log or summary.

Norplas does not test or maintain the emergency equipment to assure its proper operation in the event of an emergency. These tests must be recorded in a log. It is recommended that the log include the following information: date and time of test, name of person conducting the test, observations made and date/nature of any repairs.

To abate this violation, Norplas must submit a copy of an internal policy regarding the testing and maintenance of all emergency equipment and the frequency of the inspections. Norplas must also submit a copy of a completed inspection log to verify compliance with this rule. An example log was given to you at the time of the inspection.

On September 24, 2012, Norplas submitted a completed inspection log for the emergency equipment. In addition, on October 1, 2012, Norplas submitted a copy of the policy stating that the emergency and leak detection equipment will be tested on a monthly basis and documented in a log.

With this information, this violation has been abated.

8. OAC Rule 3745-52-34(C)(1)(a): Container Management:

A container holding hazardous waste shall always be closed during storage except when it is necessary to add or remove waste.

Norplas had one satellite drum of solvent debris located in the paint mix room that was open.

This violation was previously abated on August 29, 2012.

9. OAC Rule 3745-52-34(C)(1)(b): Container Management:

A container holding hazardous waste shall be marked with the words "Hazardous Waste" or other words identifying the contents.

Norplas had one satellite drum of waste paint solvent located in the paint mix room that was not properly labeled "Hazardous Waste".

On September 24, 2012, Norplas submitted photographic documentation showing the 55-gallon satellite drum of waste paint solvent located in the paint mix room now properly labeled "Hazardous Waste".

With this information, this violation has been abated.

10. OAC Rule 3745-66-74: Inspections:

Container storage areas shall be inspected at least once during the period from Sunday to Saturday. These inspections shall be recorded in an inspection log or summary.

Norplas was not conducting weekly inspections of the hazardous waste storage area.

On October 12, 2012, Norplas submitted four weeks of completed inspection logs for the hazardous waste storage area.

With this information, this violation has been abated.

11. 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."

Norplas had one drum of used oil in the forklift maintenance repair shop that was not properly labeled "used oil".

This violation was previously abated on August 22, 2012.

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

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.

Norplas did not store the spent fluorescent lamps in containers that were structurally sound or closed. Specifically, Norplas had several containers of spent fluorescent lamps in the universal waste storage area that were open.

In addition, Norplas had several spent fluorescent lamps leaning against some shelves in the storage area that were not properly stored in a container.

This violation was previously abated on August 29, 2012.

13. OAC Rule 3745-273-14(A): Universal Waste: Battery Labeling:

Each battery or a container in which the batteries are contained must be labeled or marked clearly with one of the following phrases: "Universal Waste – Battery(ies)", "Waste Battery(ies)" or "Used Battery(ies)". Norplas did not have the small red container of spent universal waste batteries located in the walkway next to the forklift maintenance repair shop properly labeled.

On September 7, 2012, Norplas submitted a copy of the bill of lading for the spent universal waste batteries that were sent off-site for recycling on August 31, 2012. Norplas plans to only store universal waste in the designated area located next to mold maintenance.

This violation was previously abated on September 7, 2012.

14. OAC Rule 3745-273-14(E): Universal Waste: Fluorescent Lamp Labeling:

Each lamp or a container or package in which such lamps are contained must be labeled or marked clearly with one of the following phrases: "Universal Waste - Lamps", "Waste Lamps" or "Used Lamps".

Norplas did not properly label the spent fluorescent lamps. Specifically, Norplas had several spent fluorescent lamps leaning against some shelves in the storage area that were not properly labeled.

This violation was previously abated on August 29, 2012.

15. OAC Rule 3745-66-95(A): Tank System Inspection Requirements:

The owner or operator must inspect, where present, at least once each operating day, data gathered from monitoring and leak-detection equipment to ensure that the tank system is being operated according to its design. Note: "each operating day" is each day that the tank system is being used to manage (store or treat) hazardous waste.

Norplas did not inspect at least once each operating day the monitoring equipment and leak-detection equipment for the four inside hazardous waste tank pots (#1, #2, #3, located below the paint line and #5 located in the paint mix room) and the one 8,000 gallon outside hazardous waste storage tank.

On October 8, 2012, Norplas submitted a copy of the log for two weeks of completed daily tank inspections of the four inside hazardous waste tank pots and the one 8,000 gallon outside hazardous waste tank.

With this information, this violation has been abated.

16. OAC Rule 3745-66-95(C): Tank System Inspection Requirements:

Owners and operators of tank systems that use leak detection equipment to alert facility personnel to leaks, or implement established workplace practices to ensure leaks are promptly identified, must inspect at least weekly the following items:

Overfill/spill control equipment (e.g., waste-feed cutoff systems, bypass systems, and drainage systems) to ensure that it is in good working order;

1. Above ground portions of the tank system, if any, to detect corrosion or releases of waste; and
2. The construction materials and the area immediately surrounding the externally accessible portion of the tank system including secondary containment structures (e.g., dikes) to detect erosion or signs of releases of hazardous waste (e.g., wet spots, dead vegetation).

Norplas did not inspect at least weekly the required areas listed above.

On October 8, 2012, Norplas submitted two weeks of completed inspection logs for the four inside hazardous waste tank pots and the one 8,000 gallon outside hazardous waste tank. The inspection logs included inspection of the required areas listed above.

With this information, this violation has been 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/>.

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
Brent Goetz, DMWM, NWDO