



State of Ohio Environmental Protection Agency

Northwest District Office

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TELE: (419) 352-8461 FAX: (419) 352-8468
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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

Re: Horwitz & Pintis Co.
Hazardous Waste
Lucas County
Complaint # 2944
Return to Compliance

April 15, 2010

Mr. Steve Horwitz
Horwitz & Pintis Co.
P.O. Box 60257
Rossford, Ohio 43460

Dear Mr. Horwitz:

Thank you for your March 5, 2010 response (received in this office on March 10, 2010) to Ohio EPA's February 5, 2010, Notice of Violation letter (NOV). The response included an explanation of your waste evaluation process for the wash water solution that was picked up on November 13, 2009, and your rinse water that was picked up on July 29, 2009, and October 13, 2009. In addition, you submitted an outline of how you plan to ensure proper waste evaluation of these waste streams in the future.

My review of this documentation reveals that Horwitz & Pintis Co. (Horwitz) has adequately demonstrated abatement of the violation discovered during the January 15, 2010, inspection as listed below:

| Violation | Date Violation Observed | Date Violation Abated |
|---|-------------------------|-----------------------|
| 1. OAC Rule 3745-52-11 Waste Evaluation. | January 15, 2010 | March 10, 2010 |

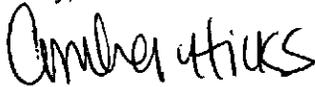
- The outline you submitted appears adequate for future waste characterizations; however Horwitz should conduct a more immediate assessment of the waste to show a consistent pattern. The wash water waste is shipped off off-site several times a year. Horwitz should initially sample this waste stream three consecutive times to show a consistent pattern. Then from that point sampling once every two years as outlined in your plan as submitted would be sufficient (unless at any point this waste is shown to be hazardous then the issue would need to be re-assessed). Upon your next generation of this waste stream please notify me when you plan to conduct your sampling. Then notify me for the two subsequent sampling events (for a total of three consecutive sampling events). Once you have received your analytical for each event, please submit the analytical information to me until all three consecutive sampling events have concluded. Likewise, please ensure to keep documentation and records of all waste evaluation information for these waste streams. The methods for conducting your sampling outlined in your plan are acceptable.

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- Please be advised that not conducting a proper waste evaluation and thus possibly sending a hazardous waste stream for disposal as a non-hazardous waste is a serious violation of Ohio's hazardous waste laws. If in the future it is proven that such an event has occurred, Horwitz & Pintis Co. could incur serious violation(s) as well as the disposal facility receiving the waste.

No response to this letter is necessary. If you should have any questions, please feel free to call me at (419) 373-3082.

Sincerely,



Amber M. Hicks
Division of Hazardous Waste Management

/lb

pc: Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
~~DHWM; NWDO File: Horwitz & Pintis Co.~~

ec: Amber Hicks, 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.