



State of Ohio Environmental Protection Agency

Northwest District Office

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

Re: UPS Freight  
Lucas County  
Hazardous Waste  
OHD 038 703 807  
**Return to Compliance**

September 3, 2009

Mr. Michael Fall, Plant Engineering Specialist  
UPS Freight  
1550 Holland Road  
Maumee, Ohio 43537

Dear Mr. Fall:

Thank you for your June 22, 2009, June 23, 2009, and September 2, 2009, responses to Ohio EPA's May 19, 2009, Notice of Violation letter. The information you submitted included tonnage reports for the hazardous waste shipments, and documentation for universal waste employee training. My review of the documentation submitted reveals that UPS Freight (UPS) has adequately demonstrated abatement of the violations cited in the May 19, 2009, NOV letter.

On June 22, 2009, and June 23, 2009, UPS submitted copies of tonnage reports for the shipments made to Heritage Environmental. Based upon the information received, UPS is operating as a conditionally exempt small quantity generator. Therefore, the following violations previously cited are no longer applicable and are being retracted:

1. **Emergency Procedures/Preparedness and Prevention, OAC Rule 3745-52-34(D)(5)(b)**
2. **Emergency Procedures/Preparedness and Prevention, OAC Rule 3745-52-34(D)(5)(c)**
3. **Testing and maintenance of equipment, OAC Rule 3745-65-33**
4. **OAC Rule 3745-66-74: Inspections**

The following is a summary of the violations cited in the May 19, 2009, NOV and your compliance with respect to each:

5. **OAC Rule 3745-273-15(C): Accumulation Time for Universal Waste Batteries and Lamps:**

A small quantity handler of universal waste shall be able to demonstrate the length of time that the universal waste has been accumulated from the date it becomes a waste or is received.

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UPS was not able to demonstrate the length of time the universal waste bulbs were accumulated. There were no dates on the boxes of spent fluorescent bulbs located in the storage area.

UPS properly labeled the two boxes of universal waste bulbs with the accumulation start date at the time of our inspection. Mr. Cluckey stated that this facility started managing spent fluorescent bulbs as universal waste in November 2008.

***Therefore, this violation is considered abated.***

**6. OAC Rule 3745-273-16: Universal Waste Employee Training:**

A small quantity handler of universal waste shall ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures, relative to their responsibilities during normal facility operations and emergencies.

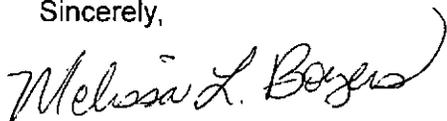
UPS has not ensured that all employees are thoroughly familiar with proper universal waste handling and emergency procedures.

**On September 2, 2009, UPS submitted the training outline of the information that was covered in the training session the service center manager and all employees at this location received. The training adequately covered how to properly manage universal waste lamps at the UPS facility.**

***With this information, this violation is considered abated.***

If you have any questions or I can be of assistance, please contact me at (419) 373-3066.

Sincerely,



Melissa L. Boyers  
Division of Hazardous Waste Management  
/csl

pc: Cindy Lohrbach, DHWM, NWDO  
Colleen Weaver, DHWM, NWDO  
George Magliano, UPS Freight  
Bryan Cluckey, UPS Freight Toledo  
Jeffery McBride, UPS Michigan District  
DHWM, NWDO UPS File  
ec: 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.