



State of Ohio Environmental Protection Agency

Northwest District Office

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

Re: Wildwood Metropark
Lucas County
OHD987051224
Hazardous Waste
Return to Compliance

January 14, 2010

Mr. Marty Overholt, District Supervisor
Wildwood Metropark
5100 West Central Avenue
Toledo, Ohio 43615-2100

Dear Mr. Overholt:

Thank you for your December 6, 2009, and December 10, 2009, responses to Ohio EPA's October 29, 2009, Notice of Violation letter. The information you submitted included a copy of the manifest for the last shipment of waste paint related material that you were unable to locate at the time of our inspection; and paperwork and photographic documentation for the management of universal waste. My review of the documentation submitted reveals that Wildwood Metropark (Wildwood) has adequately demonstrated abatement of all of the violations cited in the October 29, 2009, NOV letter.

The following is a summary of the violations cited in the October 29, 2009, NOV as a result of our October 22, 2009, inspection and your compliance with respect to each:

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

All lamps/bulbs being managed as a universal waste must be stored in packages that are structurally sound and adequate to prevent breakage. The packages/containers must be closed.

Wildwood did not store the spent fluorescent lamps in containers that were closed.

To abate this violation, Wildwood must submit to Ohio EPA, NWDO, a photograph documenting that the lamps have been put into proper containers or packages.

On December 10, 2009, Wildwood submitted, via electronic mail, photographic documentation for the universal waste containers that are now properly closed.

With this information, this violation is considered abated.

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

All packages and containers holding spent fluorescent lamps/bulbs are to be labeled with the words "Universal Waste - Lamps", "Waste Lamps" or "Used Lamps".

Wildwood did not have the containers of spent fluorescent bulbs properly labeled.

To abate this violation, Wildwood must submit to Ohio EPA, NWDO, a photograph documenting that the lamps or containers in which they are stored have been properly labeled with the words "Universal Waste - Lamps", "Waste Lamps" or "Used Lamps".

On December 10, 2009, Wildwood submitted, via electronic mail, photographic documentation for the universal waste storage containers that are now properly labeled.

With this information, this violation is considered abated.

3. OAC Rule 3745-273-15(A): Accumulation Time for Universal Waste Batteries and Lamps:

A small quantity handler of universal waste may accumulate universal waste for no longer than one year from the date the universal waste is generated, or received from another handler.

Wildwood was not able to demonstrate the length of time the universal waste bulbs were being accumulated on-site. During our inspection, you stated that it had probably been longer than one year since the last shipment of spent fluorescent bulbs were taken to Environmental Recycling in Bowling Green, Ohio.

In order to correct this violation, Wildwood must immediately ship off-site for recycling the spent fluorescent bulbs that have been in storage for greater than one year. Wildwood must submit a copy of the receipt for the shipment of spent fluorescent bulbs sent off-site for recycling.

On December 10, 2009, Wildwood submitted, via electronic mail, a copy of the bill of lading for the spent fluorescent bulbs that were sent off-site for recycling at Environmental Recycling in Bowling Green, Ohio, on December 8, 2009.

With this information, this violation is considered abated.

4. 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.

Wildwood was unable to demonstrate the length of time the universal waste bulbs in the storage area have been on-site. There were no dates on the spent fluorescent bulbs or storage containers.

In order to correct this violation, Wildwood must begin placing a date on each bulb, or on the container they are placed in, with the earliest date that a bulb is placed in the container. Wildwood must submit photographic documentation that this has been done.

On December 10, 2009, Wildwood submitted, via electronic mail, photographic documentation for the universal waste storage containers that were properly labeled and dated prior to being shipped off-site for recycling. Wildwood also submitted a copy of the label they will begin using when spent bulbs are generated.

With this information, this violation is considered abated.

5. 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.

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

In order to correct this violation, Wildwood must describe, through a training outline, how it will thoroughly familiarize (train) its universal waste fluorescent bulb handlers in proper handling and emergency procedures. Wildwood must submit some form of documentation demonstrating that this training has been accomplished. The training must also include compliance with all rules for the handling of universal waste bulbs and the corrective actions for all violations of universal waste rules, cited above. Copies of two universal waste guidance documents were given to you at the time of our inspection. Please review this information and contact me if you have any questions.

On December 10, 2009, Wildwood submitted, via electronic mail, information regarding the universal waste training that was given on December 8, 2009, to the two full-time maintenance employees. The full-time maintenance employees will be the only employees to handle the spent lamps and they were trained on the fact sheets provided by Ohio EPA and are aware of the regulations that apply to their facility.

With this information, this violation is considered 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/>.

Mr. Marty Overholt, District Supervisor
January 14, 2009
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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 Hazardous Waste Management

/llr

pc: Cindy Lohrbach, DHWM, NWDO
Colleen Weaver, DHWM, NWDO
(DHWM, NWDO Lucas County 2010 General 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.