



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

March 8, 2013

RE: COM-CORP INDUSTRIES  
CUYAHOGA COUNTY  
OHR 000 019 232, LQG  
PARTIAL RETURN TO COMPLIANCE (PRTC)

Nick Kaplafka  
Senior Project Engineer  
Com-Corp Industries  
7601 Bittern Ave.  
Cleveland, OH 44103

Dear Mr. Kaplafka:

Thank you for the responses to my November 21, 2012 Notice of Violation (NOV) letter. You submitted written documentation that was received on January 18, 2013 and January 28, 2013. You also submitted documentation by emails dated January 30, 2013 and March 4, 2013.

The documentation you submitted and the agency's response for each violation are discussed below. For consistency and ease of reference, this letter retains the violation numbers from my NOV letter of November 21, 2012. Please refer to that letter for additional details of the violations cited.

1. **ORC 3734.02(E) & (F) Facility must be permitted for treatment, storage, and disposal**

Written documentation dated January 16, 2013 and received on January 18, 2013 stated that Com-Corp Industries has established procedures to ensure that hazardous waste is shipped within 90 days of the start of accumulation.

Although no further action is being required by Ohio EPA at this time, be advised that due to the nature of the violation Ohio EPA may require closure pursuant to OAC rules 3745-55-11 through 3745-55-20 and OAC rules 3745-55-42 through 3745-55-47 at this site.

**VIOLATIONS FOR WHICH COM-CORP INDUSTRIES IS RETURNED TO COMPLIANCE**

2. **Content of contingency plan, OAC 3745-65-52**

A copy of the hazardous waste contingency plan was submitted as part of the written documentation that was received on January 28, 2013. Emails dated January 30, 2013 and March 4, 2013 included documentation that the plan had been distributed to the local police department, fire department and hospital and that training on the contingency plan had been conducted.

3. **OAC Rule 3745-65-16 Personnel training.**

A revised personnel training plan was submitted as part of the written documentation that was received on January 28, 2013. Email dated January 30, 2013 included documentation that annual refresher training based on the revised training plan had been conducted.

4. **OAC Rule 3745-52-34(A)(2) Accumulation time of hazardous waste**

A photo of a gaylord box in the 90 day accumulation area in the basement marked with the accumulation start date was submitted with the written documentation dated January 16, 2013 and received on January 18, 2013.

5. **OAC Rule 3745- 66-74 Weekly inspections of hazardous waste containers**

A copy of an inspection form completed for 2 weeks was submitted with the written documentation dated January 16, 2013 and received on January 18, 2013.

6. **OAC Rule 3745-65-33 Testing and maintenance of equipment.**

A copy of a completed inspection form (combined form with weekly container inspections) was submitted with the written documentation dated January 16, 2013 and received on January 18, 2013.

7. **OAC 3745-273-14(E) Small quantity handler must label the unit holding universal waste lamps**

The facility marked these containers as required during the inspection. Those actions abated this violation.

Should you have any questions regarding this letter, please contact me at (330) 963-1165.

Sincerely,



Neil J. Wasilk  
Environmental Specialist  
Division of Materials and Waste Management

NJW:ddw

cc: Marlene Kinney, Ohio EPA, DMWM, NEDO  
John Palmer, Ohio EPA, DERR, NEDO  
ec: Natalie Oryshkewych, Ohio EPA, DMWM, NEDO  
Nyall McKenna, Ohio EPA, DMWM, NEDO  
Jeff Mayhugh, Ohio EPA, DMWM, CO