



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

Re: Tiffin Paint & Body
OHR000175059
Hazardous Waste
Seneca County
2nd Notice of Violation

March 28, 2013

CERTIFIED MAIL

Mr. Dave Hensinger, Manager
Tiffin Paint & Body
1610 West State Route 18
Tiffin, Ohio 44883

Dear Mr. Hensinger:

On October 17, 2012, I conducted a hazardous waste compliance evaluation inspection (CEI) of Tiffin Paint & Body located at 1610 West State Route 18, Tiffin, Ohio. Based on this inspection, I sent you a Notice of Violation (NOV) dated November 7, 2012. On November 29, 2012, you called me stating that Chemtron is going to pick up your lamps and that you would fax or send me a copy of this service contract when you receive it. In addition, you stated that Chemtron is going to sample your paint booth filters (as required by my NOV) and that you would send me the analytical for this testing when you receive it. To date I have not received this information. I called and left you a message on the facility answering machine on March 7 & 22, 2013, but to date neither you nor another representative from your shop have called me back.

Tiffin Paint & Body remains in violation of the following hazardous waste rule. Tiffin Paint & Body needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. **Within 14 days of receipt of this letter**, Tiffin Paint & Body is requested to provide documentation to this office including the steps taken to abate the violation cited below. Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may be submitted via the postal service or electronically to amber.hicks@epa.ohio.gov.

Mr. Dave Hensinger, Manager
March 28, 2013
Page 2

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

Any person who generates a waste must determine if that waste is a hazardous waste in accordance with the criteria for hazardous waste as set forth in Chapter 3745-51 of the Administrative Code.

Tiffin Paint & Body has failed to evaluate the paint filters from the painting booth to determine if they are hazardous. Tiffin Paint & Body is currently disposing of this waste stream in the local landfill. Tiffin Paint & Body must immediately cease disposing of the paint booth filters as non-hazardous waste in the local landfill until a proper waste evaluation has been completed.

On November 29, 2012, you stated that Chemtron will be sampling your paint booth filters for the Toxicity Characteristic Leaching Procedure (TCLP) concentrations of all Resource Conservation and Recovery Act (RCRA) metals (excluding mercury) and the regulated volatile organic constituents.

- ***To abate this violation, Tiffin Paint & Body must submit the analytical information from sampling to me. Your results must document if the waste is hazardous or not. If it is hazardous, you must explain what treatment, storage, or disposal facility you will send it to.***
- *If the waste is hazardous, I will determine the status of your compliance with other hazardous waste laws and notify you of my findings in a separate letter.*

Please be advised that the violation cited above will continue until the violation has been properly abated. Failure to comply with Chapter 3734. of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of violations, Tiffin Paint & Body is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

Additional information:

- Please also submit to me the service contract for the servicing/recycling of your lamps.

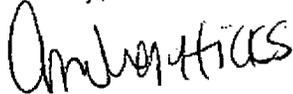
Mr. Dave Hensinger, Manager
March 28, 2013
Page 3

Tiffin Paint & Body shall note that failure to abate this violation as outlined in this letter could lead to an enforcement referral to Ohio EPA's Central Office.

If you need assistance in returning to compliance or should you have any questions, please feel free to call me at (419) 373-3082 or email me at amber.hicks@epa.state.oh.us.

You can find copies of the rules and other information on the division's web page at <http://epa.ohio.gov/dmwm/dmwmrules.aspx>.

Sincerely,



Amber M. Hicks
Division of Materials and Waste Management

//lr

pc: Lisa Gifford, DMWM, NWDO
Colleen Weaver, DMWM, NWDO
Certified Mail Receipt Number 7009 1410 0001 1834 3303

ec: Amber Hicks, DMWM, NWDO
Colleen Weaver, DMWM, 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.