



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

Re: BioFit Engineered Products  
OHR000165068  
Wood County  
Hazardous Waste  
**Return to Compliance**

April 25, 2013

Mr. Randy Baldwin  
Quality Assurance Manager  
BioFit Engineered Products  
P. O. Box 109  
Waterville, Ohio 43566

Dear Mr. Baldwin:

Thank you for your April 10, 2013, response to Ohio EPA's March 13, 2013, Notice of Violation (NOV) letter. BioFit Engineered Products (BioFit) located at 15500 BioFit Way in Bowling Green, Ohio, submitted universal waste management documentation. My review of the documentation submitted reveals that BioFit has adequately demonstrated abatement of all of the violations cited in the March 13, 2013, NOV.

The following is a summary of the violations cited in the March 13, 2013, NOV as a result of Ohio EPA's March 1, 2013, inspection and your compliance with respect to each:

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

A small quantity handler of universal waste must contain any lamp in containers or packages that are structurally sound, adequate to prevent breakage, and compatible with the contents of the lamps. Such containers and packages must remain closed and must lack evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions.

BioFit did not store the spent fluorescent lamps in containers that were structurally sound or closed. Specifically, BioFit had one box of spent fluorescent lamps in the maintenance storage area that was open. BioFit also had several spent fluorescent lamps in the maintenance storage area that were not properly stored in a container.

**On April 10, 2013, BioFit submitted photographic documentation of the maintenance storage area where the spent fluorescent lamps are now stored in containers that are properly closed.**

***With this information, this violation has been abated.***

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

Each lamp or a container or package in which such lamps are contained must be labeled or marked clearly with one of the following phrases: "Universal Waste - Lamps", "Waste Lamps" or "Used Lamps".

BioFit did not have the container of spent fluorescent lamps located in the maintenance storage area properly labeled. In addition, BioFit had several spent fluorescent lamps in the maintenance storage area that were not properly labeled.

**On April 10, 2013, BioFit submitted photographic documentation of the maintenance storage area where the spent fluorescent lamps are now stored in containers that are properly labeled.**

*With this information, this violation has been 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.

BioFit was not able to demonstrate the length of time the universal waste lamps were being accumulated on-site. BioFit estimated that the spent fluorescent lamps have been in storage for greater than two years.

**On April 10, 2013, BioFit submitted a copy of the invoice for the spent fluorescent lamps that were shipped off-site for recycling on April 9, 2013. The spent fluorescent lamps were taken to Environmental Recycling in Bowling Green, Ohio.**

*With this information, this violation has been abated.*

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

A small quantity handler of universal waste who accumulates universal waste shall be able to demonstrate the length of time the universal waste has been accumulated.

BioFit was not able to demonstrate the length of time the universal waste lamps were being accumulated on-site.

**On April 10, 2013, BioFit submitted a copy of the written procedures that have been put in place to track the length of time universal waste is accumulated on-site.**

*With this information, this violation has been abated.*

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**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.

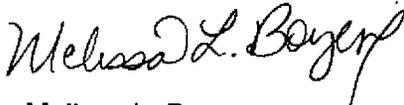
BioFit has not ensured that all employees are thoroughly familiar with proper waste handling and emergency procedures.

**On April 10, 2013, BioFit submitted a copy of the sign-in sheet to document employee attendance at the universal waste training that was conducted on April 9, 2013.**

***With this information, this violation has been 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/>. 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 Materials and Waste Management

//lr

pc: Lisa Gifford, DMWM, NWDO  
◀ Colleen Weaver, DMWM, NWDO

ec: Colleen Weaver, DMWM, NWDO (scanned e-copy)  
Melissa Boyers, DMWM, NWDO

**Notice:**

Ohio's 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.