



**EPA**

*40 years and moving forward*

John R. Kasich, Governor  
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**CERTIFIED MAIL**

91 7108 2133 3932 0812 1961

August 21, 2013

RESPONSIBLE REGULATORY OFFICIAL  
WXZ RETAIL GROUP  
5647 MAYFIELD RD  
LYNDHURST, OH 44124

**Re: 2010 Hazardous Waste Biennial Report Requirement – Notice of Violation  
WXZ RETAIL GROUP, LYNDHURST - OHD098914930**

Dear Responsible Regulatory Official:

During a recent review of customer data from Ohio Treatment, Storage, and Disposal Facilities (TSDFs) it was noticed that one or more shipments of hazardous waste were received from WXZ RETAIL GROUP during the 2010 calendar year. The amounts reported, 277.50 tons, indicate that this site was a large quantity generator in 2010. Enclosed are printouts of the shipment information. Because I have not received a Hazardous Waste Biennial Report for 2010, WXZ RETAIL GROUP may be in violation of current federal and state laws concerning the generation, transportation and treatment of hazardous waste.

A large quantity generator is defined as a site which generates in any single month 1000 kg (2200 lbs.) or more of non-acute hazardous waste or 1 kg (2.2 lbs.) or more of acutely hazardous waste. This includes wastes from one-time generation as well as wastes from ongoing production processes. Generating hazardous waste at or above this amount for one or more months means that a facility is required to file a Hazardous Waste Report for the generating year in question. OAC Rule 3745-52-41 requires a generator who ships any hazardous waste off-site to prepare and submit to the Ohio EPA a Hazardous Waste Biennial Report and to describe and certify efforts that were made to minimize hazardous wastes. These reports are due March 1 of each even numbered year and must contain information about the activities of the previous calendar year. Only small quantity generators (between 220 and 2200 lb/mo of non-acutely hazardous wastes) and conditionally exempt small quantity generators (less than 220 lb/mo of non-acutely hazardous wastes) do not have to file the Biennial Report requirement as described in OAC Rule 3745-52-44.

WXZ RETAIL GROUP should have on file the manifest records necessary to complete this report. OAC Rule 3745-52-40 requires generators to keep a signed copy of each manifest for a period of at least three years from the date the waste was accepted by the initial transporter. Receiving facilities and transporters are under a similar requirement. If you need copies of the original manifest(s), contact them for assistance.

Generator Facility

Generator US EPA ID: OHD098914930  
 Generator Name: Penguin Cleaners Inc  
 Address: 5647 Mayfield Rd  
 Lyndhurst, OH 44124-  
 Total Tons Shipped: 277.50

Receiving Facility

US EPA ID: OHD045243706  
 Name: Envirosafe Services of Ohio Inc  
 Customer Name: WXZ RETAIL GROUP/LYNDHURST  
 Customer Address: 5647 MAYFIELD ROAD  
 LYNDHURST, OH 44124-

Waste Description: PCE CONTAMINATED SOIL (LANDFILL) Page: 102 Subpage: 73  
 System Type: H132 Form: W301 Quantity: 89980.00 P Density:  
 D039

Receiving Facility

US EPA ID: OHD048415665  
 Name: Ross Incineration Services Inc  
 Customer Name: WXZ RETAIL GROUP  
 Customer Address: 5647 MAYFIELD RD.  
 LYNDHURST , OH 44124-

Waste Description: CONTAMINATED SOIL (TETRACHLOROETHYLENE) Page: 1107 Subpage: 10684  
 System Type: H040 Form: W301 Quantity: 464148.00 P Density: 1.85 S.G.  
 D039

Receiving Facility

US EPA ID: OHD980587364  
 Name: Clean Harbors Recycling Services of Ohio LLC  
 Customer Name: PENGUIN CLEANERS  
 Customer Address: 5647 MAYFIELD RD  
 LYNDHURST , OH 44124-

Waste Description: TOXIC LIQUIDS ORGANIC NOS PERCHLOROETHYLENE Page: 2708 Subpage: 5887  
 System Type: H020 Form: W310 Quantity: 60.00 P Density: 0  
 D040 D029 F002 D039 D007

Waste Description: TOXIC LIQUIDS ORGANIC NOS Page: 2708 Subpage: 5886  
 System Type: H020 Form: W310 Quantity: 80.00 P Density: 0  
 D040 D029 F002 D039 D007

Waste Description: TOXIC LIQUIDS ORGANIC NOS PERCHLOROETHYLENE Page: 2708 Subpage: 5885  
 System Type: H020 Form: W202 Quantity: 290.00 P Density: 0  
 D040 D029 F002 D039 D007

Waste Description: TOXIC LIQUIDS ORGANIC NOS Page: 2708 Subpage: 5884  
 System Type: H020 Form: W202 Quantity: 445.00 P Density: 0  
 D040 D029 F002 D039 D007