



**Environmental  
Protection Agency**

John R. Kasich, Governor

Mary Taylor, Lt. Governor

Scott J. Nally, Director

June 18, 2012

RE: LORAIN COUNTY  
CITY OF ELYRIA  
INDUSTRIAL STORM WATER  
GASFLUX COMPANY

**NOTICE OF VIOLATION**

Mr. Dan Maser  
Gasflux Co.  
32 Hawthorne Street  
Elyria, OH 44035

Dear Mr. Maser:

On June 4, 2012, Kelly McVay and this writer conducted an inspection of your facility to determine compliance with the Ohio EPA General Storm Water National Pollutant Discharge Elimination System (NPDES) Permit for storm water associated with industrial activity #OHR000005. You were also present as a representative of Gasflux Company during the inspection.

**Storm Water Pollution Prevention Plan (SWPPP)**

During my inspection, it was noted that this facility has not developed an SWPPP. **Please note that this is a violation of the NPDES permit.** Part 5 of the NPDES permit required you to create a SWPPP within 180 days of the initial submittal of a Notice of Intent (NOI) application.

Failure to comply with the NPDES permit is a violation of Ohio Revised Code (ORC) 6111.04. Violations of ORC 6111 are punishable by fines of up to \$25,000 per day of violation. Gasflux Company will remain in violation of ORC 6111 until an SWPPP is developed and submitted to Ohio EPA.

Guidance on developing the SWPPP is available from our website at:

[http://www.epa.ohio.gov/dsw/permits/GP\\_IndustrialStormWater.aspx](http://www.epa.ohio.gov/dsw/permits/GP_IndustrialStormWater.aspx)

Please refer to Part 5 of the NPDES permit for the required contents of the SWPPP. However, in general, the plan should contain a site map that shows the storm water drainage system and points of discharge from your site, the location of possible contaminants to storm water, location of all surface water bodies, and any best management practices (BMPs) that are currently in place or that must be implemented to address pollutant sources. The plan must also provide annual storm water training for pertinent employees and verification that training was conducted with the employees. You are also required to conduct quarterly visual monitoring of your storm water discharges beginning the third quarter of 2012, and according to your Standard Industrial Classification (SIC) Code 2899: Miscellaneous Chemical Products, your sector-specific requirements can be found in Part 8, Subpart C of the NPDES permit.

In addition to noting this violation, I provide the following comments concerning your site and observations made during the site inspection:

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**General:**

1. This facility is the location of Gasflux Company, a company that manufactures liquid flux for the brazing industry described by SIC Code 2899: Miscellaneous Chemical Products.

**Inspection Observations:**

1. All indoor floor drains flow into a sump tank located inside the building. The tank is emptied every so often and the facility indicates that the contents of the tank are properly disposed of.
2. The waste dumpster, located outside the loading area, was uncovered. The lid must be kept closed at all times to prevent the collection of storm water and the formation of leachates.
3. The liquid storage tanks on the south side of the facility are connected to the sump tank inside the building. There is no secondary containment around the storage tanks. The facility indicates that the liquid is loaded and unloaded from inside the building.
4. There are rusty parts being stored also on the south side of the facility. For good housekeeping purposes, if you do not plan on using the parts, please dispose of them at a salvage yard as soon as possible.

**Action Items:**

- Keep dumpster lid closed.
- Keep good housekeeping around the facility.
- Create a SWPPP. Ensure that it complies with general permit #OHR000005 and the sector-specific requirements in Part 8.AB of the permit.
- Ensure that the SWPPP describes the handling and disposal procedure for storm water that is collected in the sump tank.

You are directed to provide me with a letter of response indicating the actions you will take to address the concerns and violations noted above, along with a copy of your newly created SWPPP. Please provide me with a letter of response no later than July 6, 2012.

If you should have any questions concerning this letter, feel free to contact me at (330) 963-1128 or by email at [robert.hrusovsky@epa.state.oh.us](mailto:robert.hrusovsky@epa.state.oh.us). You can also contact Dan Bogoevski at (330) 963-1145 or by email at [dan.bogoevski@epa.state.oh.us](mailto:dan.bogoevski@epa.state.oh.us).

Sincerely,



Robert Hrusovsky  
Assistant to the District Engineer  
Division of Surface Water

RH:bo

cc: John Schneider, Assistant City Engineer, City of Elyria  
Terry Korzan, Superintendent, City of Elyria Wastewater Pollution Control