



**Environmental
Protection Agency**

John R. Kasich, Governor

Mary Taylor, Lt. Governor

Scott J. Nally, Director

July 20, 2012

RE: CUYAHOGA COUNTY
GARFIELD HEIGHTS
INDUSTRIAL STORM WATER
AUTOMATED PACKAGING SYSTEMS INC
PERMIT NO: 3GR00456

NOTICE OF VIOLATION

Mr. Paul Banfield
Human Resources Manager
Automated Packaging Systems, Inc.
10175 Philipp Parkway
Streetsboro, OH 44241

Dear Mr. Banfield:

On July 12, 2012 this writer conducted an inspection of your facility, located at 13555 McCracken Road, Garfield Heights, Ohio to determine compliance with the Ohio EPA General Storm Water National Pollutant Discharge Elimination System (NPDES) Permit Associated with Industrial Activity. As a representative of Automated Packaging Systems Incorporated, you were present during the inspection as well.

General Storm Water NPDES Permit

The facility did not renew their coverage under the Ohio EPA General NPDES Permit #3GR00456*DG. It is required that the facility renew their industrial storm water permit. To receive industrial storm water general permit coverage, you must submit a one-page Industrial Storm Water Notice of Intent (NOI) application form and permit fee (\$350) to the following address:

Ohio EPA
ATTN: Office of Fiscal Administration
P.O. Box 1049
Columbus, OH 43216-1049

The NOI form can be found on the Ohio EPA website at the following address:

http://epa.ohio.gov/portals/35/storm/Industrial_NOI_Form.pdf

The industrial storm water general permit requires a facility to implement Best Management Practices (BMPs) and develop a Storm Water Pollution Prevention Plan (SWPPP) to minimize or eliminate the potential for storm water contamination. A copy of the permit, along with guidance material, can be found on the Ohio EPA website at the following address:

http://epa.ohio.gov/dsw/permits/GP_IndustrialStormWater.aspx

The NOI to renew permit coverage was to be submitted to Ohio EPA no later than March 31, 2012. Failure to maintain NPDES permit for storm water discharges associated with industrial activity is a violation of Ohio Revised Code (ORC) 6111.04 and 6111.07. Violations of ORC

6111 are punishable by fines of up to \$10,000 per day of violation. Automated Packaging Systems, Inc. will remain in violation until NPDES permit coverage is renewed.

I offer the following comments regarding compliance with NPDES storm water regulations:

General

1. This site is the location of Automated Packaging Systems Incorporated, a facility that manufactures and prints plastic bags for consumer products. This facility is described by primary Standard Industrial Classification (SIC) code 3089: Miscellaneous Plastic Products, and secondary SIC code 2759: Printing, Publishing and Allied Industries.
2. All drains onsite flow northeast, under the railroad tracks, and into Mill Creek.
3. There are no storm water drains inside the facility.

Inspection Observations

1. The waste dumpster, on the west side of the building, is uncovered. The dumpster must be covered with a lid or tarp to prevent the collection of storm water and the formation of leachates.
2. There is a spill kit inside the loading dock area. It is in a small room near the docks. A sign must be installed on the door or above the door to the room indicating that the spill kit is inside. The spill kit container must also be clearly labeled.
3. There is some trash around the scrap compactor, in the dock area. Implement good housekeeping practices to make sure the area around the scrap compactor is always kept clean and free of trash and debris.
4. In the rail car and plastic pellet storage area, there are a few spots where pellets have been spilled on the ground. Implement good housekeeping practices, making sure the pellets are always swept up whenever a spill occurs or is identified.

SWPPP

1. Your SWPPP must be updated to meet the new requirements of the current NPDES permit #OH000005. According to your primary and secondary SIC codes, you can find your sector specific requirements in Part 8 Subsector Y and X, respectively. Your facility is not subject to benchmark monitoring.
2. A copy of your Storm Water Pollution Prevention Plan (SWPPP) must be kept at the facility and it shall be immediately available on site as required in Part 5.3 of the NPDES permit.
3. The SWPPP does not contain a General Location Map of the facility. As required in Part 5.1.2 of the NPDES permit, a general location map must be included with enough detail to identify the location of your facility and all receiving waters for your storm water discharges.
4. According to your SWPPP, employee training must be conducted on an annual basis. It was noted that there is no training being conducted. As required in Part 2.1.2.9 of the NPDES permit, training must be conducted at least annually. Records of employee training, including the date of training received, must be kept with your SWPPP.
5. Your SWPPP must document your procedures for performing routine facility inspections, quarterly visual assessments of your storm water discharges and comprehensive site inspections as required in Part 5.1.5.2 of the NPDES permit. Also, all inspection reports must be kept with your SWPPP.

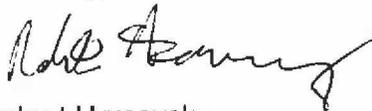
Action Items

- Renew General Storm Water NPDES Permit.
- Cover waste dumpster with lid or tarp.
- Clearly label spill kit and spill kit room.
- Clean up trash and debris around scrap compactor area.
- Implement good housekeeping practices throughout the facility.
- Make aforementioned improvements to your SWPPP.

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. Also, please submit a copy of the NOI. Please provide me with a letter of response no later than August 3, 2012.

If you should have any questions concerning this letter, feel free to contact me at (330) 963-1128 or by e-mail robert.hrusovsky@epa.state.oh.us.

Sincerely,



Robert Hrusovsky
Assistant to the District Engineer
Division of Surface Water

RH/cs

cc: David Krock, PE, City Engineer, City of Garfield Heights