



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Road
Twinsburg, OH 44087-1924

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

Bob Taft, Governor
Bruce Johnson, Lieutenant Governor
Joseph P. Koncelik, Director

June 2, 2005

Ms. Allison Knowles
Von Roll America, Inc.
1250 St. George Street
East Liverpool, OH 43920

**RE: HAZARDOUS WASTE PERMIT MODIFICATION, CLASS 1A APPROVAL
VON ROLL AMERICA, INC., OHD 980 613 541 / 02-15-0589**

Dear Ms. Knowles:

Ohio Environmental Protection Agency (Ohio EPA) is in receipt of a request dated May 11, 2005 from Von Roll America, Inc. (VRA) for a Class 1 hazardous waste permit modification with Director's prior approval (**Class 1A**). This modification was assigned a permit information tracking system (PITS) ID number of 050512-1A-1. With this letter, Ohio EPA acknowledges the above referenced Class 1A modification submitted pursuant to Ohio Administrative Code Rule 3745-50-51 and accordingly has updated the facility's permit. There are no changes to the facility's Part B permit application at this time.

FOR APPROVAL:

The Ohio Hazardous Waste Facility Installation and Operation Permit Renewal was issued by Ohio EPA and journalized on March 23, 2005. The Renewal Permit contains a compliance date for submission of the RCRA Facility Investigation (RFI) Workplan schedule in both Condition A.27(e) and Condition E.5(a). Those two permit conditions require completion of the RFI Workplan within 90 days of the permit journalization date. With the letter dated May 11, 2005, VRA requested that the compliance date be extended to 270 days from the permit journalization date, to allow thorough and accurate completion of those items. The new compliance date is December 18, 2005.

The following modifications have been made to the Ohio Hazardous Waste Facility Installation and Operation Permit Renewal journalized on March 23, 2005:

- A.27(e) The Permittee shall submit a written RFI Workplan to Ohio EPA within 90 270 days after the effective date of this permit according to Permit Condition E.5(a).
- E.5 (a) RFI Workplan
The Permittee shall submit a written RFI Workplan to Ohio EPA within 90 270 days after the effective date of this permit, or, in case of a newly discovered waste management unit, on a time frame established by Ohio EPA.

VON ROLL AMERICA, INC.
CLASS 1 ACKNOWLEDGMENT
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Enclosed are copies of the permit renewal revisions to page 14 and 59. These have been included to ensure that all involved parties have written confirmation of the changes.* If you have any questions concerning this action, please contact Michelle Tarka at the Ohio EPA Northeast District Office (330) 963-1234 or the East Liverpool Field Office (330) 385-8421.

Sincerely,



WTS
William T. Skowronski
District Chief
Northeast District Office

WTS:MT:ddw

Enclosure

cc: Pamela Allen, Manager, ITTSS, DHWM, CO
Jeremy Carroll, Supervisor, Engineering Unit, DHWM, CO
John Nyers, DHWM, CO
Gary Victorine, USEPA, Region V
Carrie Beringer, VRA
ec: Frank Popotnik, DHWM, NEDO
Michelle Tarka, DHWM, NEDO
Patricia Natali, DHWM, NEDO

* Also, in accordance with Ohio Administrative Code Rule 3745-50-51 (D)(1)(a)(ii), VRA shall also send a notice within 90 days of an approved Class 1A modification to all persons on the Agency mailing list.

keywords: permit, RFI, time extension.

- (d) The Permittee shall submit for approval to the Ohio EPA within ninety days after permit journalization:
- (i) An amended permit application updated for changes resulting from permit modifications approved between the dates of issuance of the draft renewal permit and issuance of the final renewal permit. The updated permit application is to be submitted as a Class 1 modification requiring director's prior approval in accordance with OAC rule 3745-50-51.
 - (ii) A permit modification to change the applicable sections in the approved Part B permit application to include new language regarding principal organic hazardous constituents (POHCs). The updated permit application is to be submitted as a Class 1 modification requiring director's prior approval in accordance with OAC rule 3745-50-51.
 - (iii) A permit modification to change the applicable sections in the approved Part B permit application to include new language regarding dioxin-bearing waste. This modification shall also include language restrictions for wastes carrying the codes, F032, F039, K043, and K099. The updated permit application is to be submitted as a Class 1 modification requiring director's prior approval in accordance with OAC rule 3745-50-51.
 - (iv) A permit modification to change the applicable sections in the approved Part B permit application to include new language regarding restricted wastes. The updated permit application is to be submitted as a Class 1 modification requiring director's prior approval in accordance with OAC rule 3745-50-51.
- (e) The Permittee shall submit a written RFI Workplan to Ohio EPA within 90 270 days after the effective date of this permit according to Permit Condition E.5(a).

addressed under the RFI, CMS, and CMI phases, as determined to be necessary on a case-by-case basis.

E.3 Identification Of Waste Management Units (WMUs)
OAC Rules 3745-50-44(D) & 3745-54-101

The 1993 PA/VS1 documented releases to soil and groundwater at one area of concern (AOC), the former Charter Oil Facility Release Area (COFRA). Interim Measures related to contamination at the former COFRA are ongoing pursuant to a consent agreement with Ohio EPA. This AOC will be addressed through the Corrective Action process. No corrective action is being required at the other WMUs at this time.

See Attachment 4 of this permit for a list and description of all WMUs and AOCs.

E.4 Reserved.

E.5 RCRA Facility Investigation (RFI)
OAC Rule 3745-54-101

The Permittee shall conduct an RFI to thoroughly evaluate the nature and extent of the release of hazardous waste(s) and hazardous constituent(s) from the COFRA area identified in Permit Condition E.3. and any newly identified units per Permit Condition E.10. The major tasks and required submittal dates are shown below. The scope of work for each of the tasks is found in Attachment 5 (U.S. EPA's CAP).

(a) RFI Workplan

The Permittee shall submit a written RFI Workplan to Ohio EPA within ~~90-270 days~~ after the effective date of this permit or, in case of a newly discovered waste management unit, on a time frame established by Ohio EPA.

- (i) If necessary, Ohio EPA shall provide written comments on the RFI Workplan to the Permittee.
- (ii) Within forty-five days of receipt of Ohio EPA's comments, the Permittee shall submit either an amended or new RFI Workplan that incorporates Ohio EPA's comments.
- (iii) Ohio EPA shall approve or modify and approve, in writing, the amended or new RFI Workplan. The RFI Workplan, as approved or