



State of Ohio Environmental Protection Agency
Northeast District Office

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DIV. OF HAZARDOUS
WASTE MGT.

2110 East Aurora Rd.
Twinsburg, Ohio 44087

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

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

January 14, 2010

Ms. Carrie Beringer
Heritage-WTI, Inc.
1250 St. George Street
East Liverpool, Ohio 43920

RE: HAZARDOUS WASTE PERMIT MODIFICATION, CLASS 1 ACKNOWLEDGMENT ATTACHMENT 10 OF THE PERMIT, TEMPORARY IRREVOCABLE LETTER OF CREDIT AMENDMENTS 13 AND 14, HERITAGE-WTI, INC. OHD 980 613 541 / 02-15-0589

Dear Ms. Beringer:

Ohio EPA is in receipt of a notification dated November 20, 2009, for a Class 1 hazardous waste permit modification from Heritage-WTI, Inc. (WTI). The modification request was received on November 25, 2009. The Class 1 permit modification was assigned permit information tracking system (PITS) ID number, OHD980613541 - 091125-1-1.

With this letter, Ohio EPA acknowledges the above referenced Class 1 modification submitted pursuant to Ohio Administrative Code (OAC) Rule 3745-50-51, and accordingly has updated Attachment 10 of the WTI Hazardous Waste Facility Installation and Operation permit. Attachment s 13 and 14 are to be temporarily included in Attachment 10 of the permit.

As background, in a letter dated July 21, 2009, the Ohio EPA approved a Class 2 permit modification request to make the following temporary changes: (1) increase permitted storage capacity from 684,380 gallons to 729,215 gallons; (2) store containerized waste in areas not currently permitted for storage; and (3) increase storage time up to a maximum of eighteen months for specific containerized waste. This Class 2 permit modification was necessary to accommodate waste receipt during an extended maintenance outage/kiln replacement that was conducted during Fall of 2009.

The overall facility storage capacity was temporarily increased and WTI temporarily added 'new' permitted storage areas to accommodate waste during the outage. As such, the Closure Cost Estimate and financial assurance mechanism (Irrevocable Letter of Credit) needed to be modified to reflect the temporary changes for this period of time. Amendments 13 and 14 show a combined increase of \$144,995 to the Irrevocable Letter of Credit.

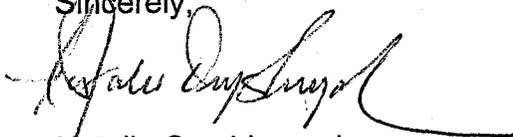
HERITAGE-WTI, INC.
JANUARY 14, 2010
PAGE - 2 -

The November 25, 2009 letter from WTI includes additional details regarding Amendments 13 and 14. There are no changes to the Part B permit application. As previously stated, the attachments are temporary inclusions in Attachment 10 of the WTI Hazardous Waste Facility Installation and Operation permit.

There is one revised permit page, page 121, the cover sheet for Attachment 10. Attached is a copy of the revised permit page, and copies of the Amendments 13 and 14. These pages are to be placed into the WTI Hazardous Waste Facility Installation and Operation permit. These pages have been included to ensure that all involved parties have written confirmation of the change.

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,



Natalie Oryshkewych
Environmental Manager
Division of Hazardous Waste Management

NO:ddw

Enclosure

cc: Jeremy Carroll, Manager, ITTS, DHWM, CO
John Nyers, DHWM, CO
Patricia Natali, Michelle Tarka, Frank Popotnik, DHWM, NEDO
Wen Huang, USEPA, Region V

ec: Natalie Oryshkewych, DHWM, NEDO
Sherry Slone, DHWM, NEDO
Mike Allen, DHWM, CO
John Schierberl, DHWM, EU, CO

Keywords: permit, ILOC, cost estimate

Attachment 10 - Temporary Management and Operating

Conditions during 2009 Outage to
Replace the Kiln

Heritage-WTI, Inc.
Installation and Operation Hazardous Waste Permit

Class 1 Permit Modification
to temporarily add Amendments 13 and 14 to the Irrevocable
Letter of Credit

PITS # 091125-1-1

Acknowledged January 14, 2010

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