



HAZARDOUS WASTE PROGRAM

NOTICE OF VIOLATION

US EPA ID#:	OHR000037846	Date of Inspection:	February 9, 2017
Company:	Karl Industries, Inc.	Company Contact:	Paul Tornstrom
Address:	11415 Chamberlain Rd, Aurora, Ohio 44202		
Phone:	(330) 562-4100	Cellular:	
		Email:	karlindinc@yahoo.com

This is to advise that due to circumstances noted below you have responsibility for one or more violations of the following Ohio Revised Code (ORC) chapters or Ohio Administrative Code (OAC): __ ORC § 3734.02(E) and (F), __ ORC § 3734.02(F), **X OAC rule 3745-52-11**, __ OAC rule _____

Description of violation:

OAC rule 3745-52-11, Hazardous Waste Evaluation: Any person who generates a waste, must determine if that waste is a hazardous waste using the procedures set forth in this rule.

1. Karl Industries, Inc. failed to determine if the fire damaged laboratory building, as well as its contents are a hazardous waste. The contents include, but are not limited to, ash, debris, containers, drums, totes and compressed gas cylinders.
2. Karl Industries, Inc. failed to determine if the water and liquids ("run-off") from the December 30, 2016 fire involving the laboratory building is a hazardous waste.
3. Karl Industries, Inc. failed to evaluate the contents of numerous containers, ranging in size from approximately one-quart to 55-gallons, as well as compressed gas cylinders located in the warehouse building. Some of these containers are deteriorated and/or leaking.

Note: Notice of a violation is not a final action of the Director and is not a necessary prerequisite to a violator's liability for or obligation to address the violation. Citation of a violation in this notice does not preclude the Ohio Environmental Protection Agency (Ohio EPA) from citing additional violations. Each day of each violation is a separate offense. Appropriate responses include abatement, assessment or remedial responses, as needed, to address the violation. Initial abatement actions are given below.

Initial actions recommended to be taken by entity to begin resolution of the violation:

Ohio EPA recommends that Karl Industries, Inc. evaluate all wastes described above, including but not limited to, the fire damaged building debris, ash, run-off, containers, drums and compressed gas cylinders as required by this rule, and provide waste evaluation/management information. In addition, Ohio EPA recommends that Karl Industries, Inc. address any deteriorated and/or leaking container.

The Ohio EPA requests that you promptly undertake the necessary measures to return to compliance with Ohio's environmental laws and regulations. Within 14 days of receipt of this NOV, please provide documentation to Ohio EPA of the actions taken to resolve the violations cited above.

Note: By signing below, the party acknowledges receipt of the Notice of Violation but does not admit the fact of or liability for any violation. A copy of the inspection report including checklists that we completed as a result of the inspection will be sent with a separate letter.

Signature of receipt of this notice:		(indicate refusal to sign) <input type="checkbox"/>
Printed name of above:		Date: Hand delivered and emailed on 2/9/17.
Inspector:	Frank Zingales	Phone: (330) 963-1108
		Email: frank.zingales@epa.ohio.gov

Failure to comply with Chapter 3734. of the Ohio Revised Code and rules promulgated thereunder may result in an administrative or civil penalty. If circumstances delay resolution of violations, Company is requested to submit written correspondence describing the steps that will be taken by date certain to attain compliance.

Please be advised that the violations cited above will continue until the violations have been properly resolved. Failure to comply with Chapter 3734. of the Ohio Revised Code and rules promulgated thereunder may result in an administrative or civil penalty. If circumstances delay the resolution of violations, Karl Industries, Inc. is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

The submission of any requested information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek administrative or civil penalties as provided in Section 3734. of the Ohio Revised Code.

Additionally, this notice of violation is only associated with those areas of the operations that were inspected or documentation reviewed and does not constitute a waiver of potential violations not discovered.

Please e-mail or mail any correspondence to my attention at the address identified below.

Frank Zingales, Environmental Specialist
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