



State of Ohio Environmental Protection Agency

STREET ADDRESS:

MAILING ADDRESS:

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122 S. Front Street  
Columbus, Ohio 43215

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P.O. Box 1049  
Columbus, Ohio 43216-1049

**CERTIFIED MAIL**

December 29, 2006

Re: **Ineos USA, LLC**  
EPA ID No: OHD 042 157 644  
Ohio ID No: 03-02-0450  
Modified Hazardous Waste Permit

Mr. Jean Phaneuf, Plant Manager  
Ineos USA, LLC  
P.O. Box 628  
Lima, Ohio 45802

Dear Mr. Phaneuf:

On September 21, 2006, Ohio EPA received Ineos USA, LLC's (Ineos) request to reduce the frequency of the fence line inspections from daily to weekly; and remove references to Thermal Oxidizer units which were closed under RCRA. For this modification, Ineos submitted a Class 2 modification application<sup>1</sup>. The Agency did not receive any verbal or written comments concerning this Class 2 modification application. I have enclosed the final modified Ohio hazardous waste facility installation and operation permit (Permit) that was issued by the director today. Please note that the modified Permit remains in effect until it is renewed, withdrawn, suspended or revoked.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

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<sup>1</sup>Ohio EPA assigned tracking # 060921-2-1 to this modification application.

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

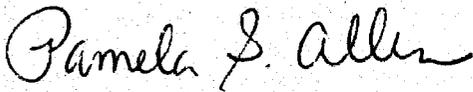
Mr. Jean Phaneuf  
Ineos USA, LLC  
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Environmental Review Appeals Commission  
309 South Fourth Street, Room 222  
Columbus, OH 43215

If you have any questions, please contact Kara Reynolds of Ohio EPA's Northwest District Office at (419) 352-8461.

Sincerely,



Pamela S. Allen, Manager  
Regulatory and Information Services  
Division of Hazardous Waste Management

cc: Ed Lim/Jeremy Carroll, ERAS, DHWM  
Dale Meyer, U.S. EPA, Region V  
Gary Deutschman/Kara Reynolds, NWDO, DHWM  
Carol Hester, Ohio EPA, PIC

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## PUBLIC NOTICE

Allen County

### OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On December 29, 2006, Ohio EPA issued a final modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Ineos USA, LLC for its facility at 1900 Fort Amanda Road, Lima, Ohio 45802. The EPA Identification Number for this facility is OHD042157644.

#### **Why is Ineos USA, LLC modifying its Permit?**

Ineos USA, LLC (Ineos) is permitted to operate hazardous waste container and tank storage units, tank treatment, an incinerator and other related hazardous waste management units at its facility. Ineos wants to reduce the frequency of the fence line inspections from daily to weekly; and remove references to Thermal Oxidizer units which were closed under RCRA. This final modified permit will allow Ineos to make the requested changes. To issue this final modified Permit, Ohio EPA determined that the modification application is complete and meets appropriate standards.

#### **Can I appeal this final modified Permit?**

Yes, if you are an officer of an agency of the state or of a political subdivision, acting in a representative capacity, or any person who would be aggrieved or adversely affected by this modified Permit, you have the right to appeal this Permit decision to the Environmental Review Appeals Commission (ERAC).

#### **If I decide to appeal this final modified Permit, how and when must I make the appeal?**

If you file an appeal, you must put it in writing no later than **February 2, 2007**. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. You must file your appeal, according to Ohio Revised Code § 3745.04 with ERAC at the following address: **Environmental Review Appeals Commission**, 309 South Fourth Street, Room 222, Columbus, Ohio 43215. You must send a copy of the appeal to the director of Ohio EPA at the following address no later than three (3) days after you file it with ERAC: **Joseph P. Koncelik, Director of Ohio EPA**, P.O. Box 1049, Columbus, Ohio 43216-1049.

OHIO ENVIRONMENTAL PROTECTION AGENCY OHIO E.P.A.

**MODIFIED OHIO HAZARDOUS WASTE FACILITY** DEC 29 2006

**INSTALLATION AND OPERATION PERMIT** REGISTERED DIRECTOR'S JOURNAL

Date of Issuance: December 29, 2006  
Effective Date: ~~December 29, 2006~~

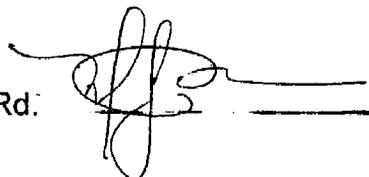
U.S. EPA ID No.: OHD 042 157 644  
Ohio Permit No.: 03-02-0450

Name of Permittee: Ineos USA LLC

I certify this to be a true and accurate copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

Mailing Address: P.O. Box 628  
Lima, OH 45802

Facility Location: 1900 Ft. Amanda Rd.  
Lima, OH 45804

 Date: 12/29/06

Person to Contact: Jean Phaneuf, Plant Manager

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This Modified Ohio Hazardous Waste Facility Installation and Operation Permit is issued pursuant and subject to Section 3734.05(I) of the Ohio Revised Code and Rule 3745-50-51(D) of the Ohio Administrative Code.

The Ohio Hazardous Waste Facility Installation and Operation Permit with the above-referenced permit number as issued by the Ohio Environmental Protection Agency and journalized on December 20, 2002, is hereby incorporated by reference in its entirety, except as it may be modified herein.

This modification of the permit shall remain in effect until such time as the Ohio Hazardous Waste Facility Installation and Operation Permit is renewed, modified, withdrawn, suspended or revoked.

The Permittee shall comply with all requirements of the modified Part B permit application as amended or supplemented on September 21, 2006. The information contained in the modified Part B permit application is incorporated herein by reference. Specifically, all written statements regarding the specifications, locations or capabilities of the processes, equipment, containment devices, safety devices or programs or other matters made by the applicant in the permit modification application are hereby incorporated as express, binding terms and conditions of this modified permit.

The modified Terms and Conditions of this permit are attached hereto and are incorporated herein by reference. The modified Terms and Conditions supersede and replace the corresponding pages found in the December 20, 2002 renewal permit.



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Joseph P. Korcelik  
Director

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OHIO EPA DHWM

DEC 29 2006

**OHIO ENVIRONMENTAL PROTECTION AGENCY  
DIVISION OF HAZARDOUS WASTE MANAGEMENT**

**SUMMARY OF MODIFICATIONS TO HAZARDOUS WASTE  
INSTALLATION AND OPERATION PERMIT**

**Ineos USA LLC**  
U.S. EPA ID #: OHD042157644  
Ohio ID #: 03-02-0450

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Modifications of the Hazardous Waste Facility Installation and Operation Permit will authorize Ineos USA LLC to make the following changes:

**Class 2 Modifications:**

- 1) Reduce the frequency of the fence line inspections from daily to weekly due to the installation of an intruder detection system that continuously monitors the fence line 24 hours a day.
- 2) Removal of references to Thermal Oxidizer units which were closed under RCRA.

/csi

Summary of Modifications.doc

OHIO EPA DHWM

DEC 29 2006