



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

CERTIFIED MAIL

September 8, 2011

Re: Ross Incineration Services, Inc.
US EPA ID No: OHD 048 415 665
Ohio ID No: 02-47-0295
Modified Hazardous Waste Permit

Ms. Patricia Lawson
Ross Incineration Services, Inc.
36790 Giles Road
Grafton, Ohio 44044

Dear Ms. Lawson:

On January 7, 2011, Ohio EPA received Ross Incineration Services, Inc.'s request to increase the permitted hazardous waste storage capacity from 457,031 gallons to 610,373 gallons. For this modification, Ross Incineration Services, Inc. submitted a Class 3 permit modification application. The Agency received written comments concerning the Class 3 modification which are attached. I have enclosed the final modified Ohio hazardous waste facility installation and operation permit (Permit) action that was issued by the Director today. Please note that the modified Permit remains in effect until it is renewed, withdrawn, suspended or revoked.

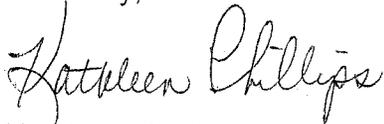
You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. 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:

Ms. Patricia Lawson
Ross Incineration Services, Inc.
Page 2

Environmental Review Appeals Commission
77 South High Street
17th Floor
Columbus, OH 43215

If you have any questions, please contact Neil Wasilk of Ohio EPA's Northeast District Office at (330) 963-1200.

Sincerely,



Kathleen Phillips
Management Analyst
Processing & Records Management Unit
Division of Materials and Waste Management

cc: Scott Hester, DMWM-CO
Neil Wasilk/Nyall McKenna, DMWM-NEDO
Carol Hester, Ohio EPA, PIC
file



ITS Programming

PUBLIC NOTICE RECORD

Notification Type: HAZARDOUS WASTE FACILITY PERMIT ACTION

Entity Info

Name: Ross Incineration Services, Inc.

Address: 36790 Giles Rd

City/Township/Zip: Grafton, OH 44044

County: Lorain

Description: Hazardous Waste

Notice Info

Weekly Review

Public Notice

Date Of Action: 09/08/2011

Notification Number: 47-RossC3Mod

Receiving Waters:

Meeting Details:

Standard Remark:

THIS FINAL ACTION WAS NOT PRECEDED BY A PROPOSED ACTION AND IS APPEALABLE TO ERAC. PERSONS WISHING TO BE ON OHIO EPA'S INTERESTED PARTIES MAILING LIST FOR THIS PROJECT MUST SUBMIT A REQUEST IN WRITING TO OHIO EPA, DIVISION OF MATERIALS AND WASTE MANAGEMENT, ATTN: PRMU, P.O. BOX 1049, COLUMBUS, OHIO 43216-1049, TEL: (614) 644-2621.

Other Remark:

Notice is hereby given that pursuant and subject to Section 3734.05(I) of the Ohio Revised Code and Rule 3745-50-51(D) of the Ohio Administrative Code, on September 8, 2011, the director of Ohio EPA issued a Modified Ohio Hazardous Waste Facility Installation and Operation Permit to Ross Incineration Services, Inc.(Facility), 36790 Giles Rd., Grafton, Lorain County, Ohio. This permit modification authorizes the Facility to increase permitted hazardous waste container storage capacity from 457,031 gallons to 610,373 gallons. This authorization is subject to all rules, regulations, and specified conditions.

OHIO ENVIRONMENTAL PROTECTION AGENCY
DIVISION OF MATERIALS AND WASTE MANAGEMENT

SUMMARY OF MODIFICATIONS TO HAZARDOUS WASTE
INSTALLATION AND OPERATION PERMIT

Ross Incineration Services, Inc.
U.S. EPA ID #: OHD 048 415 665
Ohio ID #: 02-47-0295

Modification of the Hazardous Waste Facility Installation and Operation Permit will authorize Ross Incineration Services, Inc. to make the following change:

Class 3 Modification:

- 1) Increase permitted hazardous waste container storage capacity from 457,031 gallons to 610,373 gallons.

JN/jms

OHIO E.P.A.

OHIO ENVIRONMENTAL PROTECTION AGENCY

SEP -8 2011

**MODIFIED OHIO HAZARDOUS WASTE FACILITY
INSTALLATION AND OPERATION PERMIT**

ENTERED DIRECTOR'S JOURNAL

Date of Issuance: SEP 08 2011

Effective Date: SEP 08 2011

U.S. EPA ID No.: OHD 048 415 665

Ohio Permit No.: 02-47-0295

Name of Permittee: Ross Incineration Services, Inc.
Mailing Address: 36790 Giles Road
Grafton, OH 44044
Facility Location: 36790 Giles Road
Grafton, OH 44044
Person to Contact: Patricia Lawson

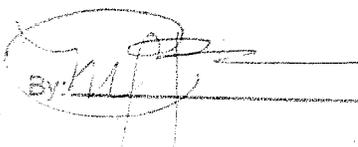
This Modified Ohio Hazardous Waste Facility Installation and Operation Permit is issued pursuant and subject to Section 3734.05(I) of the Ohio Revised Code and Rule 3745-50-51(D) of the Ohio Administrative Code.

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 September 30, 2003, is hereby incorporated by reference in its entirety, except as it may be modified herein.

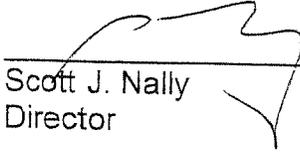
This modification of the permit shall remain in effect until such time as the Ohio Hazardous Waste Facility Installation and Operation Permit is renewed, modified, withdrawn, suspended or revoked.

The Permittee shall comply with all requirements of the modified Part B permit application as amended or supplemented on January 7, 2011 and February 14, 2011. 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.

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.

By:  Date: 9.3.2011

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 September 30, 2003 renewal permit.



Scott J. Nally
Director

buckets and boxes, subject to waste type and quantity restrictions, may also be stored in the tanker bays in the Container Storage Facility.

Containers of hazardous waste may be accepted for storage and re-shipment to other hazardous waste treatment, storage and disposal facilities. The wastes in re-shipped containers typically carry waste codes that the facility is permitted to store, but not to incinerate.

Containers of hazardous waste may be repackaged at designated locations within the facility into alternate containers to facilitate management of the waste. Liquid wastes received in tanker trucks may be transferred to tankers operated by the facility (i.e., yard tankers) for direct feeding from a tanker into the incinerator.

C.1 Process Capacity/Annual Quantity Limitation
OAC Rule 3745-50-43(A)(7)

- (a) The Permittee shall not store more than 610,373 gallons of containerized waste at any given time in the permitted container areas: Container Storage Facility (CSF), Bulk Storage Areas (BSA No. 1 and No. 2), and Oxidizer Storage Building (OSB). The hazardous waste container storage volume in each of the four permitted container storage units will at no time exceed the unit's respective design storage volume. The Permittee is prohibited from storing hazardous waste destined for Ross Incineration Services, Inc. in the Transfer Storage Area until acknowledgment or approval, whichever is appropriate, of the permit modification submitted pursuant to Condition C.13. Upon acknowledgment or approval, whichever is appropriate, of the permit modification submitted pursuant to Condition C.13, the Permittee must not store more than the authorized volume of containerized waste at any given time in the Transfer Storage Area and must conduct storage only in accordance with the acknowledged or approved permit modification. The Permittee shall store hazardous waste in the types of containers (size and type) described in Section D of the Part B permit application. The Permittee may not store containers for more than one year.
- (b) The Permittee shall at all times have access to its current container storage volume via its computer tracking system and be able to demonstrate compliance with its permitted container storage capacity limitation.
- (c) Permit Conditions C.1(a) and C.2 shall not apply to the Permittee's activities as a generator accumulating hazardous waste on-site in compliance with OAC Rule 3745-52-34(A).



Division of Materials and Waste Management

Response to Comments

**Project: Ross Incineration Services, Inc. ("RIS"); Class 3 modification
(PITS No. 110107-3A-1)**

Ohio EPA ID #: OHD 048 415 665 / 02-47-0295

Agency Contacts for this Project

Division Contact: Neil Wasilk, DMWM, 330-963-1165, Neil.Wasilk@epa.state.oh.us
Citizen Contact: Kristopher Weiss, (614) 644-2160, Kristopher.weiss@epa.ohio.gov

Ohio EPA held a public comment period that began May 20, 2011 and ended July 5 2011, regarding a Class 3 permit modification request from RIS to increase its permitted hazardous waste container storage capacity from 457,031 gallons to 610,373 gallons. This document summarizes the comments and questions received during the comment period which ended July 5, 2011.

Ohio EPA reviewed and considered all comments received during the public comment period. By law, Ohio EPA has authority to consider specific issues related to protection of the environment and public health. Often, public concerns fall outside the scope of that authority. For example, concerns about zoning issues are addressed at the local level. Ohio EPA may respond to those concerns in this document by identifying another government agency with more direct authority over the issue.

General Concerns and Request for a Public Meeting

Comment 1: Commenter expressed concern with:

- The general need for increased storage and disposal of hazardous waste and medical waste;
- The presence of a fly ash disposal facility, salvage yards and RIS in Eaton Township; and
- The impact of an increase in RIS hazardous waste storage on current and prospective residents and businesses.

Commenter requested a public meeting to inform area residents of current and future operations at RIS and to allow them to express concerns and get answers.

Response 1:

Since the increased storage volumes are within the capacity of the existing RIS storage units, no new structures or equipment are to be installed as a result of this permit modification. Ohio EPA had previously assessed the existing RIS units and determined them to meet regulatory standards. Consequently Ohio EPA does not believe that the requested increased storage volumes would result in any significant additional risks.

This modification request does not involve fly ash disposal, salvage yards or infectious medical waste. Ohio EPA cannot consider activities outside of the modification request in its review.

Ohio EPA decided not to hold a public meeting. When a public meeting is not required by rule, Ohio EPA holds public meetings only when there is "significant public interest" in the action being considered. Generally speaking, "significant public interest" means Ohio EPA receives several requests for a meeting. For this permit modification only one such request was received.

Commenter was informed of Ohio EPA's decision and given agency contact information for any future questions or concerns about RIS along with contact information for RIS community relations personnel.

End of Response to Comments