



Mike DeWine, Governor
Jon Husted, Lt. Governor
Laurie A. Stevenson, Director

12/15/2020

December 15, 2020

Susan Kaiser
Ross Incineration Services, Inc
36790 Giles Rd.
Grafton, OH 44044

RE: Ross Incineration Services, Inc
Permit - Intermediate
Approval
RCRA C – Hazardous Waste
Lorain County
OHD 048 415 665

Subject: Grant of Temporary Authorization

Dear Ms. Kaiser:

On November 17, 2020, Ohio EPA received a request for temporary authorization from Ross Incineration Services, Inc. (RIS) pursuant to OAC Rule 3745-50-51(F) and a Class 2 modification request to increase RIS's containerized storage capacity by 25%, increasing the facility-wide storage capacity from 851,840 gallons to 1,064,800 gallons. The Class 2 permit modification is currently under review. RIS requests temporary authorization to:

- Begin storing containerized hazardous waste at the increased capacity

Pursuant to OAC Rule 3745-50-51(F), the Director of Ohio EPA may, without prior public notice and comment, grant a permittee a temporary authorization to conduct activities which would otherwise require a Class 2 or Class 3 permit modification. The temporary authorization request must include a description of why the temporary authorization is needed and must provide sufficient information to ensure compliance with the applicable requirements of OAC Chapters 3745-54 to 3745-57, 3745-205, and 3745-266. A temporary authorization may be granted for a term not to exceed one hundred and eighty (180) days.

In accordance with OAC Rule 3745-50-51(F), it has been determined that RIS's temporary authorization request includes a description of the activities to be conducted under the temporary authorization, an explanation of why the temporary authorization is necessary, and sufficient information to ensure compliance with the standards of OAC Chapters 3745-54 to 3745-57, 3745-205, and 3745-266. Furthermore, it has been determined that the temporary authorization is necessary to respond to sudden changes in the types or quantities of the wastes managed under the facility permit.

RIS has provided notice of the temporary authorization request as required by OAC Rule 3745-50-51(F)(2)(c).

Pursuant to OAC Rule 3745-50-51(F), the request for a temporary authorization to allow RIS to begin storing containerized hazardous waste at an increased capacity of 212,960 gallons, which is a 25% increase in total capacity, is granted. The activities authorized herein must be

conducted as described in the temporary authorization request and in compliance with ORC Chapter 3734 and the rules promulgated thereunder. This temporary authorization is effective upon journalization and expires one hundred and eighty (180) days thereafter, or on the date that the Class 2 modification request is approved or disapproved, whichever occurs first.

The record related to this action can be retrieved from the Agency's eDocument Search web site: <http://edocpub.epa.ohio.gov/publicportal/edochome.aspx>. Please use the "Advanced" search function and search under the document type of "Permit – Intermediate" and then refine the search using the facility's RCRA ID number (Secondary ID) which is noted in the RE: block above.

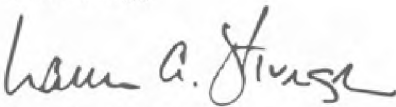
You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based.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

Environmental Review Appeals Commission
30 East Broad St., 4th Floor
Columbus, Ohio 43215

If you have any questions concerning this letter, please contact Karen Nesbit of my staff at (330) 963-1159.

Sincerely,



Laurie A. Stevenson
Director

ec: Karen Nesbit, NEDO, DERR
Natalie Oryshkewych, NEDO, DERR
Halee Smith, CO, DERR
Brad Mitchell, CO, DERR