Re: Kingsdale Center Remediation Response Approval
RCRA C - Hazardous Waste
Franklin County
OHR000156604

Subject: Swan Cleaners, Kingsdale Center Closure Plan Approval with Modifications Removal Project: 125002923001

Dear Mr. Bishop:

On February 13, 2015, Echo Kingsdale, LLC submitted to Ohio Environmental Protection Agency (EPA) a closure plan for the hazardous waste unit located in the Kingsdale Shopping Center, 3120 Tremont Road, Upper Arlington, Ohio. The closure plan was submitted pursuant to the February 09, 2015 Director's Final Findings and Orders (DFFOs) to demonstrate that Echo Kingsdale, LLC's proposal for closure complies with the substantive requirements of Ohio Administrative Code (OAC) rules 3745-55-11 and 3745-55-12.

The owner or operator and the public were given the opportunity to submit written comments regarding the closure plan in accordance with hazardous waste rule requirements. No public comments were received by Ohio EPA.

Based upon review of Echo Kingsdale's submittal, I conclude that the closure plan for the hazardous waste unit at 3120 Tremont Road, Upper Arlington, Ohio meets the performance standard contained in OAC rule 3745-55-11, and complies with the pertinent parts of OAC rule 3745-55-12.

The closure plan submitted to Ohio EPA on February 13, 2015 is hereby approved with the following modifications: First, in Section 10, page 25, of the closure plan, the financial assurance rule reference must be changed from OAC 3745-66-42 through 3745-66-48 to OAC 3745-55-42 through 3745-55-47 as referenced in the February 09, 2015 DFFOs. Second, in Appendix F the CID Soil form must be changed so the LDR column only indicates UG/KG and not UG/KG TCLP as it does currently. The analytical results column of the CID Soil Form has a unit of MG/KG designated and...
must not have units since both TCLP and totals will be reported. The CID Wastewater Form in Appendix F Analytical Results column has the units MG/KG and must have the units UG/L in the Analytical Results column because it is for wastewaters.

Compliance with the approved closure plan is expected. Ohio EPA will monitor such compliance. Ohio EPA expressly reserves the right to take action, pursuant to chapters 3734 and 6111 of the Ohio Revised Code, and other applicable law, to enforce such compliance and to seek appropriate remedies in the event of noncompliance with the provisions and modifications of this approved plan. Be advised that approval of this closure plan does not release Echo Kingsdale, LLC from any responsibilities regarding corrective action for releases of hazardous waste or constituents from any waste management unit, regardless of the time at which waste was placed in the unit.

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 30 days after notice of the director's action. The appeal must be accompanied by a filing fee of $70.00 (made payable to "Ohio Treasurer of State"), 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 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  
77 South High Street, 17th Floor  
Columbus, Ohio 43215

When closure is completed, OAC rule 3745-55-15 requires the owner or operator of a facility to submit to the director of Ohio EPA, certification by the owner or operator and an independent, registered professional engineer, that the facility has been closed in accordance with the approved closure plan. The certification by the owner or operator shall include the statement found in OAC rule 3745-50-42(D). These certifications should be submitted to:
Ohio Environmental Protection Agency
Division of Environmental Response and Revitalization
P.O. Box 1049
Columbus, Ohio 43216-1049
Attn: Erik Hagen

A copy should also be sent to:

Ohio Environmental Protection Agency
Division of Environmental Response and Revitalization
Central District Office
P.O. Box 1049
Columbus, Ohio 43216-1049
Attn: Chris Bulinski

If you have questions about implementing this closure plan, contact Mr. Chris Bulinski at 614-728-5036.

Sincerely,

Craig W. Butler
Director

c: Chris Bulinski, CDO, DERR
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