



State of Ohio Environmental Protection Agency

STREET ADDRESS:

MAILING ADDRESS:

Lazarus Government Center
122 S. Front Street
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

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

CERTIFIED MAIL

May 16, 2006

Re: **Degussa Initiators, LLC**
US EPA ID No: OHD 046 202 602
Ohio ID No: 02-47-0580
Modified Hazardous Waste Permit

Michael Barreca
Degussa Initiators, LLC
555 Garden Street
Elyria, Ohio 44035

Dear Mr. Barreca:

On February 15, 2006, Ohio EPA received Degussa Initiators, LLC's (Degussa) request to incorporate changes to the facility's closure plan prior to commencing closure of the drum storage area and hazardous waste incinerator. For this modification, Degussa submitted a Class 2 permit modification application¹. The Agency did not receive any verbal or written comments concerning the Class 2 modification. 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 Please note that the modified Permit remains in effect until it is renewed, withdrawn, suspended or revoked.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 have the right to appeal this Permit decision to the Environmental Review Appeals Commission (ERAC) no later than 30 days after the public notice (See Ohio Revised Code § 3745.04). You may file your appeal with ERAC at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

If you file an appeal, you must put it in writing. Your appeal must explain why you are appealing the action(s) and the grounds you are using for your appeal. You must send a copy of the appeal to the director of the Ohio Environmental Protection Agency no later than three (3) days after you file it with ERAC.

¹Ohio EPA assigned tracking # 060215-2-1 to this modification application.

Bob Taft, Governor

Bruce Johnson, Lieutenant Governor

Joseph P. Koncelik, Director



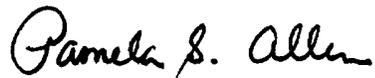
Printed on Recycled Paper

Ohio EPA is an Equal Opportunity

Mr. Michael Barreca
Degussa Initiators, LLC
May 16, 2006
Page 2

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

Sincerely,



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

cc: Jeremy Carroll/Pamela McCoy, ERAS, DHWM
Harriet Croke, U.S. EPA, Region V
Kurt Princic/Greg Orr, NEDO, DHWM
Carol Hester, Ohio EPA, PIC
file

G:\USERS\LTERR\DegussCa\class2\coveritr5'06

PUBLIC NOTICE

Lorain County

OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On May 16, 2006, Ohio EPA issued a final Class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Degussa Initiators, LLC (Degussa) for its facility at 555 Garden Street, Elyria, Ohio 44035. The EPA Identification Number for this facility is OHD046202602.

Why is Degussa modifying its Permit?

Degussa is permitted to operate a hazardous waste incinerator and other related hazardous waste management units at its facility. Degussa wishes to incorporate changes to the facility's closure plan prior to commencing closure of the drum storage area and hazardous waste incinerator. 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 **June 19, 2006**. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. You must file your appeal, according to Ohio Revised Code §§ 3745.04 and 3745.07, 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. Koncellk, Director of Ohio EPA***, P.O. Box 1049, Columbus, Ohio 43216-1049.

OHIO E.P.A.

OHIO ENVIRONMENTAL PROTECTION AGENCY

MAY 16 2006

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

DATE DIRECTOR'S JOURNAL

Date of Issuance: MAY 16 2006

Effective Date: MAY 16 2006

U.S. EPA ID No.: OHD 046 202 602

Ohio Permit No.: 02-47-0580

Name of Permittee: Degussa Initiators, LLC

Mailing Address: 555 Garden Street
Elyria, Ohio 44035

Facility Location: 555 Garden Street
Elyria, Lorain County, Ohio 44035

Person to Contact: Michael Barreca, Plant Manager

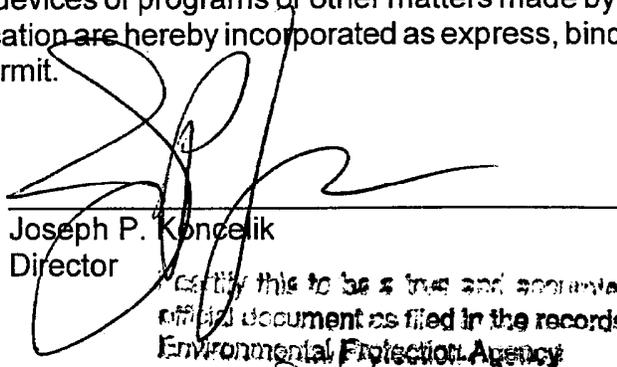
This Modified Ohio Hazardous Waste Facility Installation and Operation Permit is issued pursuant and subject to Section 3734.05(I) of the Ohio Revised Code and Rule 3745-50-51(D) of the Ohio Administrative Code.

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 March 1, 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 February 15, 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.

degussapermitpg.wpd



Joseph P. Koncelik
Director

Certify this to be a true and accurate copy of the official document as filed in the records of the Ohio Environmental Protection Agency

Handwritten signature and date: 5-16-06

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

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

**Degussa Initiators, LLC
U.S. EPA ID #: OHD 046 202 602
Ohio EPA ID #: 02-47-0580**

Modifications of the Hazardous Waste Facility Installation and Operation Permit will authorize Degussa Initiators, LLC to make the following changes:

Class 2 Modification:

Degussa Initiators, LLC is requesting a Class 2 Permit Modification to incorporate changes to the facility's Closure Plan prior to commencing closure of the Drum Storage Area, Hazardous Waste Incinerator, T03 and S01 Units at their facility, located at 555 Garden Street, Elyria, Lorain County, Ohio. The request is made in accordance with Ohio Administrative Code (OAC) rule 3745-50-51 Appendix E.1.e "Changes in approved closure plan resulting from unexpected events occurring during partial or final closure, unless otherwise specified in this appendix." The Closure Plan will result in the final closure of all of these units.

OHIO EPA DHWM

MAY 16 2008