



State of Ohio Environmental Protection Agency

OHIO E.P.A.

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DEC - 9 2010

P.O. Box 1049  
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ENTERED DIRECTOR'S JOURNAL

CERTIFIED MAIL 91 7108 2133 3932 0812 8878

December 9, 2010

Mr. Ed Waddles, Environmental Manager  
MTD Consumer Group Inc.  
5389 West 130<sup>th</sup> Street  
Parma, Ohio 44134

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: Doug Cassel Date: 12-9-10

RE: Closure Plan Approval  
MTD Consumer Group Inc.  
OHD059058263

Dear Mr. Waddles:

On September 13, 2010, MTD Consumer Group, Inc. submitted to Ohio EPA a closure plan proposing a surface cleanup of five areas where the storage and disposal of soils containing hazardous waste in piles occurred. These unpermitted hazardous waste management units (areas where untreated or treated soils were staged outdoors, including the location of the pug mill), as identified in the closure plan, are: "Untreated/N of Building," "Treated/N of Pug Mill," "Untreated/NW Edge of Excavation," "Untreated/SW Edge of Excavation," and "Treated/E of Building." They are all located at 5389 West 130<sup>th</sup> Street, Parma, Ohio. The closure plan was submitted pursuant to the August 26, 2010, Director's Final Findings and Orders in order to demonstrate that the MTD Consumer Group, Inc. proposal for closure complies with the administrative requirements of OAC chapters 3745-65 and 3745-66 and the substantive requirements of OAC chapters 3745-54 and 3745-55.

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

Based upon review of MTD Consumer Group, Inc.'s submittal, I conclude that the closure plan for the above-identified hazardous waste management units located at 5389 West 130<sup>th</sup> Street, Parma, Ohio, meets the performance standard contained in OAC rule 3745-55-11, and complies with the pertinent parts of OAC rule 3745-66-12.

The closure plan submitted to Ohio EPA on September 13, 2010, by MTD Consumer Group, Inc. is hereby approved.

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

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 of this Approved Closure Plan. Please be advised that approval of this closure plan does not release MTD Consumer Group, Inc. from any responsibilities regarding corrective action for all 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 thirty (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 Kevin Boyce," 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:

Environmental Review Appeals Commission  
309 South Fourth Street, Room 222  
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 hazardous waste management units have 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:

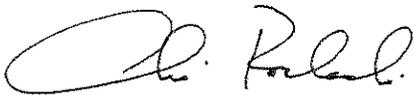
Jeremy A. Carroll, P.E., Manager  
Ohio Environmental Protection Agency  
Division of Hazardous Waste Management  
Regulatory and Information Services Section  
P.O. Box 1049  
Columbus, Ohio 43216-1049

A copy should also be sent to:

Ohio Environmental Protection Agency  
Division of Hazardous Waste Management  
Ron Shadrach  
Northeast District Office  
2110 East Aurora Rd., Twinsburg, OH 44087

Ohio EPA's Division of Hazardous Waste Management strongly encourages you to consider pollution prevention options for any processes at your facility that generate waste. While implementation of pollution prevention options is not required by Ohio laws and regulations, the application of waste minimization practices may help reduce the expense of remedial activities. Additionally, implementation of pollution prevention options may prevent the creation of new units and as a result eliminate the requirement to submit a closure plan in the future. For assistance in identifying and implementing pollution prevention options or if you have any questions about implementing this closure plan, contact Ron Shadrach at (330) 963-1146 or [ron.shadrach@epa.state.oh.us](mailto:ron.shadrach@epa.state.oh.us)

Sincerely,



Chris Korleski  
Director

cc: Jeremy Carroll, Manager, RISS, DHWM, CO, Central File  
Ed Lim, Manager, ERAS, DHWM, CO  
Ron Shadrach, DHWM, NEDO