



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

October 13, 2020

Chuck Zuerner
2050 Central Ave SE
Canton, Ohio 44707

**Re: Envirite of Ohio, Inc. and EQ Metals
Recovery, LLC.
Non-permit Related Variance
Correspondence
RCRA C - Hazardous Waste
Stark County
OHD 980 568 992 and OHD 986 982 155**

Subject: Final Variance for Envirite of Ohio, Inc. and EQ Metals Recovery, LLC

Dear Mr. Zuerner:

On October 8, 2020, the Director of Ohio Environmental Protection Agency (Ohio EPA) issued to Envirite of Ohio, Inc. (Envirite) and EQ Metals Recovery, LLC (EQ Metals) a final variance from classification as a waste. This variance allows Envirite and EQ Metals to store prior to recycling, specified metal-bearing hazardous material they intend to recycle without obtaining a Permit at Envirite facility located at 2050 Central Ave SE, Canton, Ohio 44707, and EQ Metals facility located at 1533 Allen Ave SE, Canton, Ohio 44707. The effective date of this variance is October 8, 2020, and will expire ten (10) years from this effective date.

On June 2, 2020 the Director of Ohio EPA provided a public notice to tentatively grant the variance from classification as a waste. No comments were received during the comment period. So a Response to Comments document has not been enclosed.

You are notified that this action of the Director of Ohio EPA (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 "Treasurer, State of Ohio." The Commission, in its discretion may reduce the fee 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

A copy of the appeal must be served on the Director within 3 days after filing the appeal with ERAC.

The entire record for this action is available via Ohio EPA's eDocument portal:

<http://edocpub.epa.ohio.gov/publicportal/edochome.aspx>

Using the search function, search under the document type of "Non-permit Related Variance" and then refine the search using one of the facilities' RCRA ID number (Secondary ID): OHD 980 568 992 (Envirite of Ohio, Inc.) and OHD 986 982 155 (EQ Metals Recovery, LLC).

If you have any questions concerning the draft renewal Variance, please call Halee Smith with Ohio EPA's Central Office (614) 441-0261.

Sincerely,

A handwritten signature in black ink that reads "Halee Smith". The signature is written in a cursive, flowing style.

Halee Smith, Environmental Specialist II
Division of Environmental Response and Revitalization

cc: Halee Smith, DERR, CO
Brad Mitchell, DERR, CO
John Paquelet, DERR, NEDO
Nyall McKenna, DERR, NEDO
Natalie Oryshkewych, DERR, NEDO
Kristopher Weiss, PIC, CO



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PUBLIC NOTICE
Stark County

OHIO EPA ISSUES FINAL VARIANCE FROM CLASSIFICATION AS A WASTE

Notice is hereby given that on October 8, 2020, pursuant to Ohio Administrative Code rule 3745-50-26, the Director of Ohio EPA issued a final Variance from classification as a waste to Envirite of Ohio, Inc. (Envirite), located at 2050 Central Ave SE, Canton, Ohio 44707, and EQ Metals Recovery, LLC (EQ Metals), located at 1533 Allen Ave SE, Canton, Ohio 44707. The EPA identification number for Envirite is OHD 980 568 992 and EQ Metals is OHD 986 982 155.

Envirite operates and maintains a hazardous waste storage, treatment, and recycling facility. Envirite accepts metal-bearing hazardous waste and using physical and/or chemical separation and digestion technologies, concentrates the content of the metals of economic interest. EQ Metals then further reclaims and processes these liquid and solid concentrates using noncontact convection driers, producing a Liquid or Solid Concentrate which is a raw material substitute for the metal smelting and chemical manufacturing industries.

This variance allows Envirite and EQ Metals to store the metal-bearing hazardous material prior to recycling, without obtaining a Permit. The variance contains the conditions under which the facility must operate. To issue this variance final, Ohio EPA has evaluated Envirite and EQ Metals' application considering the factors in rule 3745-50-24(C) of the Ohio Administrative Code.

You are hereby notified that this action of the Director of Ohio EPA (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 "Treasurer, State of Ohio." The Commission, in its discretion, may reduce the fee 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:

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