



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

JAN 12 2011'

REPLY TO THE ATTENTION OF:
LR-8J

CERTIFIED MAIL 7000 0520 0020 5098 7810
RETURN RECEIPT REQUESTED

Mr. Richard Hughes, Environmental Supervisor
Millennium Inorganic Chemicals
2900 Middle Road
Ashtabula, Ohio 44004

BDH 2751106M006

RUST-05-2011-0006

**Re: Notice of Violation and Compliance Order/Settlement Agreement for
Millennium Inorganic Chemicals located at 2900 Middle Road, Ashtabula, Ohio**

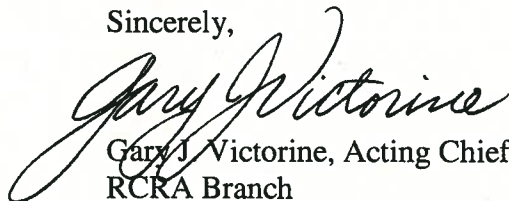
Dear Mr. Hughes:

On November 15, 2010, the Underground Storage Tank Section issued a Notice of Violation (NOV) and Compliance Order/Settlement Agreement concerning violations found during a compliance inspection conducted June 16, 2010, at Millennium Inorganic Chemicals in Ashtabula, Ohio.

This is to inform you that we received your signed original copy of the Settlement Agreement, dated November 18, 2010, and the check for \$420.00 in penalties. We have reviewed the original copy of the Settlement Agreement where you have indicated that the violations of the underground storage tanks regulations for which you were cited have been corrected.

The Settlement Agreement states that it is effective upon EPA's final approval. This is to inform you that I have enclosed a signed and dated copy of the approved Settlement Agreement. The original Settlement Agreement will remain in U.S. EPA files. We also have accepted and processed your check as part of the settlement process. If you have any further questions, please feel free to contact Erin Galbraith, of my staff, at 312-886-6879.

Sincerely,


Gary J. Victorine, Acting Chief
RCRA Branch
Land and Chemicals Division

Enclosure

U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) REGION 5
77 West Jackson Boulevard (LR-8J), Chicago, Illinois 60604-3590
UNDERGROUND STORAGE TANK (UST) FIELD CITATION FORM FOR EXPEDITED SETTLEMENT NO. R5-UST-11-001-EG

PART I: INSPECTION SUMMARY

On: 10/25/2010 Time: 08:45 AM

At: Millennium Inorganic Chemicals
Address: 2900 Middle Road
Ashtabula, OH 44004

Richard Hughes
(Name of Site Representative if not the Owner or Operator)

Name and address of the UST Owner

Name: Millennium Inorganic Chemicals
Address: 2900 Middle Road
Ashtabula, OH 44004

A duly designated officer, employee, or representative of the EPA or a duly designated officer or employee of the State or Tribe inspected this facility. EPA has reviewed the inspection report and other relevant materials and has identified the following violation(s) of the UST regulations promulgated or approved by EPA under Subtitle I of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6991 et seq).

1. Violation: Failure to provide release detection for an existing hazardous substance tank system
Cite: 40 CFR 280.42(a) Proposed Penalty: \$420

2. Violation:
Cite: 40 CFR Proposed Penalty:

3. Violation:
Cite: 40 CFR Proposed Penalty:

4. Violation:
Cite: 40 CFR Proposed Penalty:

TOTAL PROPOSED PENALTY : \$420

EPA finds the Owner or Operator in violation of the above referenced UST regulations

Eric Gallauer 10/25/10
(Signature of EPA Inspector) (Date)

Part II: SETTLEMENT AGREEMENT /COMPLIANCE ORDER

A. Settlement Agreement : The Owner or Operator by signing this Settlement Agreement (or by having an authorized representative sign it) agrees to settle the violations identified in Part I, subject to the following terms and conditions:

The Owner or Operator certifies, subject to civil and criminal penalties for making a false submission to the U. S. Government, that he or she has corrected the violations, submitted true and accurate documentation of their correction, and submitted payment to the U.S. Treasury for the amount of \$420 in payment of the full proposed penalty amount, as described in Part I of this Form.

The Owner or Operator agrees to comply with the terms of the Compliance Order in Part II.B. Without admitting liability for the violations cited in Part I the Owner or Operator signing below waives any objections to EPA's jurisdiction with respect to the Compliance Order and this Settlement Agreement, and consents to EPA's final approval of this Settlement Agreement without further notice. The Owner or Operator waives the opportunity for a public hearing pursuant to RCRA section 9006.

Once EPA signs the Settlement Agreement, EPA will take no further enforcement action against the Owner or Operator for the civil violations described in Part I, provided the violations have been timely corrected and the penalty has been paid. EPA does not waive its right to enforce against the Owner or Operator for any other violations not described in Part I and violations of the UST requirements or other requirements listed in Part I that were not corrected in a timely manner.

This Settlement Agreement and Compliance Order will become effective once signed by EPA and is binding on EPA and the Owner or Operator upon signature by both parties. Final approval of the Settlement Agreement and Compliance Order is in the sole discretion of the Regional Administrator, Region 5, EPA, or his or her authorized delegate. Upon final approval, EPA shall mail a copy of this document to the Owner or Operator signing below.

SIGNATURE BY OWNER , OPERATOR , OR AUTHORIZED REPRESENTATIVE :

Name (Print): THADDEUS CUDAK
Title (Print): OPERATIONS AND MAINTENANCE MGR
Signature: [Signature] Date: 11/18/10

B. Compliance Order : This Compliance Order is issued under the authority of RCRA section 9006 to resolve the civil violations identified in Part I. The Owner or Operator is ordered to correct the violations, submit true and accurate documentation that the violations were corrected, and pay the total penalty amount listed in Part I of this Form. This Compliance Order shall become final and enforceable only upon signature by an EPA official with the authority to sign this document.

Name (Print): Gary J. Victorine
Title (Print): Acting Chief, RCRA Branch
Signature: [Signature] Date: 1/11/2011

Notes:

RECEIVED
JAN 12 2011

REGIONAL HEARING CLERK
USEPA
REGION 5

REGN 1 2 3 4 6 7 8 9 10 DO CIN TRVL JURYDTY CRDRFNDS SALE/PRPRTY TUITION IAG-RFNDS PARI
 JENNIFER LORI DANA MICHELLE JOE DICK VAL PATTI ELIZBTH EVELYN CRAIG ERIC BLAKE OWENS (PCS TDY

COLLECTION INFORMATION

DEPOSIT (SCHEDULE) NUMBER 2712211 SUSPENSE LIABILITY

CR NUMBER MILLENNIUM REMOVED BY _____

BILL NUMBER (IF DIFFERENT FROM CR NUMBER) _____ REMOVED DATE _____

IFMS ENTERED DATE 12-29-10

DATE ITEM REC'D (IF NOT CIRCLED ON CHECK) _____ COLLECTION ENTRY DONE BY BRYSON CRAIG

NOT IN: ICIS, BRAINS, RHC DATABASE IPAC TO: LV RTP HQ

ACCOUNTING

CR Line	BFY	APPR	Bud Org	PRC	BOC	Site/Proj	AMOUNT	Ref. Line	Rep Cat
001	11	3875					420.00	998	
								997	
								001	
								002	
								003	
								004	
								005	
								999	

KEY: REF LINE NO. 997=Interest LINE NO. 998=Handling LINE NO. 999=Penalty

RECEIVED

RUST-05-2011-0006

BD# 2751106M006

JAN 12 2011

FOR SECURITY PURPOSES, THE FACE OF THIS DOCUMENT CONTAINS A BLUE-GREEN BACKGROUND PRINTED ON THE WATERMARK PAPER

Millennium Inorganic Chemicals, Inc.
 A Cristal Company
 20 Wight Avenue, Suite 100
 Hunt Valley, MD 21080

USEPA
 REGION 5

019358
 65-7293 / 2560

Effective March 20, 2010, Wachovia Bank, N.A. will become
 Wachovia Bank, a division of Wells Fargo Bank, N.A.

DATE

12/09/2010

AMOUNT

\$420.00

Valid 90 days after date shown above

PAY EXACTLY Four Hundred Twenty And No/100 Dollars

TO THE ORDER OF

TREASURER, UNITED STATES OF AMERICA
 U S EPA, REGION 5
 77 W JACKSON BLVD # (LR-8J)
 CHICAGO, IL 60604-3511

D. Arthur Seibel
 AUTHORIZED SIGNATURE



SIGNATURE HAS A BLUE-GREEN BACKGROUND - ORDER CONTAINS MICROPRINTS - FYP

UI # R5-UST-11-001-EG

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