



State of Ohio Environmental Protection Agency

STREET ADDRESS:

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50 W. Town St., Suite 700
Columbus, Ohio 43215

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MAILING ADDRESS:

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

CERTIFIED MAIL

August 26, 2008

Re: **INEOS ABS (USA) Corporation**
EPA ID No: OHD 004 233 003
Ohio ID No: 05-31-0604
Modified Hazardous Waste Permit

Mr. Mark Townsend
INEOS ABS (USA) Corporation
356 Three Rivers Parkway
Addyston, Ohio 45001-0039

Dear Mr. Townsend:

On October 1, 2007, Ohio EPA received Lanxess Corporation's request to transfer the ownership and operation from Lanxess Corporation to INEOS ABS (USA) Corporation (INEOS). For this modification, INEOS submitted a Class 3 modification application¹. The Agency did not receive any verbal or written comments concerning this Class 3 modification application. I have enclosed the final modified Ohio hazardous waste facility installation and operation permit (Permit) 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 Please note that the modified Permit remains in effect until it is renewed, withdrawn, suspended or revoked.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 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 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:

¹ Ohio EPA assigned tracking # 071001-3-1 to this modification application.

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

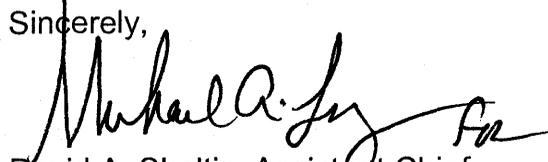
Ohio EPA is an Equal Opportunity Employer

Mr. Mark Townsend
INEOS ABS (USA) Corporation
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Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 43215

If you have any questions, please contact Harold O'Connell of Ohio EPA's Southwest District Office at (937) 285-6357.

Sincerely,



David A. Sholtis, Assistant Chief
Division of Hazardous Waste Management

cc: Ed Lim/Jeremy Carroll, ERAS, DHWM
Dale Meyer, U.S. EPA, Region V
Harold O'Connell, SWDO, DHWM
Carol Hester, Ohio EPA, PIC

PUBLIC NOTICE

Hamilton County

OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On August 26, 2008, Ohio EPA issued a final Class 3 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to INEOS ABS (USA) (f.k.a. Lanxess Corporation) for its facility at 356 Three Rivers Parkway, Addyston, Ohio 45001-0039. The EPA Identification Number for this facility is OHD004233003.

Why is INEOS ABS (USA) modifying its Permit?

INEOS ABS (USA), (INEOS), is involved in the manufacturing of plastics and resins. Hazardous wastes generated at the plant are stored on-site in containers and tank systems. To store the hazardous wastes, INEOS needs a Permit. INEOS wishes to transfer the ownership and operation from Lanxess Corporation to INEOS ABS (USA) Corporation. The final permit modification contains the conditions under which the facility must operate if the Permit receives final approval. To issue this final modified permit, Ohio EPA determined that the modification application is complete and meets appropriate standards and that the applicant has a history of compliance with relevant environmental laws.

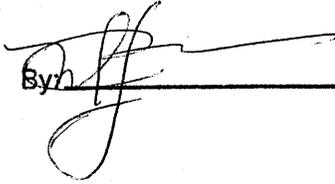
Can I appeal this final modified Permit?

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 **September 29, 2008**. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. The appeal must be accompanied by a filing fee of \$70.00 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. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. You must file your appeal, according to Ohio Revised Code § 3745.04 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: ***Chris Korleski, Director of Ohio EPA***, P.O. Box 1049, Columbus, Ohio 43216-1049.

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:  Date: 8.26.08

OHIO E.P.A.

AUG 26 2008

ENTERED DIRECTOR'S JOURNAL

OHIO ENVIRONMENTAL PROTECTION AGENCY

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

Date of Issuance: August 26, 2008
Effective Date: August 26, 2008

U.S. EPA ID No.: OHD 004 233 003
Ohio Permit No.: 05-31-0604

Name of Permittee: Lanxess Corporation
Mailing Address: 356 Three Rivers Parkway
Addyston, Ohio 45001-0039
Facility Location: 356 Three Rivers Parkway
Addyston, Ohio 45001-0039
Person to Contact: Mark Townsend

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 July 11, 2003, 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 October 1, 2007. 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.

The modified Terms and Conditions of this permit are attached hereto and are incorporated herein by reference. The modified Terms and Conditions supersede and replace the corresponding pages found in the July 11, 2003 renewal permit.

A handwritten signature in black ink, appearing to read "C. Korleski", written over a horizontal line.

Chris Korleski, Director

OHIO EPA DHWM

AUG 26 2008

OHIO ENVIRONMENTAL PROTECTION AGENCY

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

Permittee: INEOS ABS (USA) Corporation

Mailing Address: 356 Three Rivers Parkway
Addyston, Ohio 45001-0039

Owner: INEOS ABS (USA) Corporation
2600 South Shore Boulevard, Suite 250
League City, Texas 77573

Operator: INEOS ABS (USA) Corporation
356 Three Rivers Parkway
Addyston, Ohio 45001-0039

Location: 356 Three Rivers Parkway
Addyston, Ohio 45001-0039

Ohio Permit No.:	05-31-0604
US EPA ID:	OHD 004 233 003
Issue Date:	July 11, 2003
Effective Date:	July 11, 2003
Expiration Date:	July 11, 2013

AUTHORIZED ACTIVITIES

In reference to the application of **INEOS ABS (USA) Corporation** for an Ohio Hazardous Waste Facility Installation and Operation Renewal Permit under Ohio Revised Code (ORC) Chapter 3734 and the record in this matter, you are authorized to conduct at the above-named facility the following hazardous waste management activity:

- ◆ **Address Corrective Action Requirements per OAC 3745-54-101**

OHIO EPA DHWM

AUG 26 2008