17 Invertose Drive
Port Colborne, Ontario
Canada L3K 5V5
Tel: 905-835-1203
Toll Free: 888-We-Reduce
Fax: 905-835-6824
www.rawmaterials.com

RMC™ ISO14001
RAW MATERIALS COMPANY INC.

February 24, 2012

Via Courier

Mr. Joesph Martens, Acting Commissioner
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Division of Environmental Remediation
Hazardous Waste Manifest and Reporting Section
625 Broadway, 12th Floor
Albany, New York
12233-7252

Dear Mr. Martens:

Re: NYSDEC Annual Report for EPA I.D. Number NYR000100891 – Universal Waste Exports for 2011 Calendar Year

Please find enclosed a copy of Raw Materials Co. Inc. Annual Report for the 2011 calendar year as required by 6NYCRR 374-3.3(k) and 6NYCRR 372.5(f).

Also enclosed is a copy of a letter from NYSDEC dated October 15, 1998 stating the facilities reporting requirements.

If you require any additional information please feel free to contact me at our Toll Free number 1-888-937-3382.

Sincerely,

Raw Materials Co. Inc.

Renée Guay
Environmental Compliance Manager

Encl. Annual Report
NYSDEC letter dated October 15, 1998

Cc. Mr. Scott Nelson
Office of Enforcement and Compliance Assurance
Office of Compliance, Enforcement Planning, Targeting and Data (2222A)
ENVIRONMENTAL PROTECTION AGENCY
1200 Penn Avenue NW, Ste. 6144
Washington, DC
20004

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OFFICE OF COMPLIANCE/ENFORCEMENT
TARGETING AND DATA DIVISION (2222A)
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WASHINGTON DC 20004-2403
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Fax: 905-835-6824
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RAW MATERIALS COMPANY INC.

ANNUAL REPORT- UNIVERSAL WASTE EXPORTS – CALENDAR YEAR 2011

To: **New York State Department of Environmental Conservation**
Division of Environmental Remediation
Hazardous Waste Manifest and Reporting Section
625 Broadway, 12th Floor
Albany, New York
12233-7252

And;

U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Compliance, Enforcement Planning, Targeting and Data Division (2222A)
1200 Penn Avenue NW, Ste. 6144
Washington, DC
20004

Exporter: **Raw Materials Co. Inc.**

EPA I.D. Number:	NYR000100891
Exporting Address:	812 East Ferry Street Buffalo, New York, USA 14211

Importer: **Raw Materials Co. Inc.**

Receiving Address:	17 Invertose Drive Port Colborne, Ontario, Canada L3K 5V7
Mailing Address:	Same
Ontario MOE Certificate of Approval Number:	A120316

Importer: **Tonolli Canada Ltd.**

Receiving Address:	1333 Tonolli Road Mississauga, Ontario, Canada
Mailing Address:	Same
Ontario MOE Certificate of Approval Number:	A220129

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RAW MATERIALS COMPANY INC.

Certification

Under penalty of the law, I have personally examined and am familiar with the information submitted in this and all attached documents and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment.

Signed:

Steve Keyes
Raw Materials Co. Inc.

17 Invertose Drive
Port Colborne, Ontario
Canada L3K 5V5
Tel: 905-835-1203
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RAW MATERIALS COMPANY INC.

UNIVERSAL WASTE EXPORTS – SHIPMENT SUMMARY – CALENDAR YEAR 2011

Consignee for shipments:

Raw Materials Co. Inc., 17 Invertose Drive, Port Colborne, Ontario, Canada
Tonolli Canada Ltd., 1333 Tonolli Road, Mississauga, Ontario, Canada

Description of Hazardous Waste	EPA Haz. Waste No.	DOT Hazard Class No.	Total Shipments per Waste Stream 2011	Total Weight (lbs.) 2011	Total Weight (lbs.) 2010	Variance between years (+/-)
Waste Nickel Cadmium Batteries (Vented/Sealed)	D006	8	5	9,387	174,447	-165,060
Waste Lithium Batteries	D003	9	15	98,853	83,542	+15,311
Waste Alkaline Batteries	D002	8	24	848,730	2,429,971	-1,581,241
Waste Lead Acid Batteries	D008	8	6	80,932	81,468	-536
Waste Mercury, Contained in Manufactured Articles/Batteries	D009	8	1	3,765	1,816	+1,949
Air Depolarized Zinc (Non Toxic)	D002	8	2	26,210	0	+26,210
Total Weights				1,067,877	2,804,172	-1,703,367
Total number of shipments for waste streams			53	-	92	-39

Transporters for 2011 Shipments:

Transporter Name	Transporter Permit Number
Tonawanda Tank Transport Services Inc.	NYD097644801
Raw Materials Co. Inc.	CD-098
Tonolli Canada Inc.	N/A

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New York State Department of Environmental Conservation
Hazardous Waste Report
Site Identification Form
Calendar Year Being Reported - 2011

1. Site EPA ID Number	EPA ID Number NYR000108911		
2. Site Name	Name: Raw Materials Company Inc.		
3.Site Location Information	Street Address: 812 East Ferry Street		
	City, Town, Village: Buffalo	County Code: Erie	
	State: New York	Zip Code: 14211	
4. Site Land Type	☒ Private ☐ County ☐ District ☐ Federal ☐ Tribal ☐ Municipal ☐ State		
5. NAICS Codes for the Site: (enter at least a 5 digit code)	A. 335911	B.	
	C.	D.	
6. Site Mailing Address	Street or P.O. Box: 17 Invertose Drive		
	City, Town, Village: Port Colborne		
	State: Ontario	Country: Canada	Zip Code: L3K 5V5
7.Site Contact Person	First Name: Renee	MI:	Last: Guay
	Title: Compliance Manager		
	Street or P.O. Box: 17 Invertose Drive		
	City, Town, Village: Port Colborne		
	State: Ontario	Country: Canada	Zip Code: L3K 5V5
	Email: rguay@rawmaterials.com		
	Phone: 905-835-1203	Ext: 223	Fax: 905-835-6824
8. Legal Owner of the Site	Name of Site's Legal Owner: KBSD, LLC		Date Became Owner: March 8, 2001
	☒ Private ☐ County ☐ District ☐ Federal ☐ Tribal ☐ Municipal ☐ State		
	Street or P.O. Box: 1352 Genesee Street		
	City, Town, Village: Buffalo		Phone: 716-332-4068
	State: New York	Country: U.S.A.	Zip Code: 14211
9. Legal Operator of the Site	Name of Site's Operator Raw Materials Company Inc.		Date Became Operator:
	☒ Private ☐ County ☐ District ☐ Federal ☐ Tribal ☐ Municipal ☐ State		

10. Type of Regulated Waste Activity
Mark "Y" or "N" for all current activities (as of the date submitting this form); complete any additional boxes as instructed.

A. Current Hazardous Waste Activities; Complete all parts 1 -7.

Y ☐ N ☒ **1. Generator of Hazardous Waste**
If "Yes", mark only one of the following – a, b, or c.

☐ a. LQG: Generates, in any calendar month, 1,000 kg/mo (2,200 lbs/mo) or more of hazardous waste; **or** Generates, in any calendar month, or accumulates at any time, more than 1 kg/mo (2.2 lbs/mo) of acute hazardous waste; **or** Generates, in calendar month, **or** accumulates at any time, more than 100 kg/mo (220 lbs/mo) of acute hazardous spill cleanup material.

☐ b. SQG: 100 to 1,000 kg/mo (220 – 2,200 lbs/mo) of non-acute hazardous waste.

☐ c. CESQG: Less than 100 kg/mo (220 lbs/mo) of non-acute hazardous waste.

Y ☐ N ☒ d. United States Importer of Hazardous Waste

Y ☐ N ☒ e. Mixed Waste (hazardous and radioactive) Generator

Y ☐ N ☒ **2. Transporter of Hazardous Waste**
If "Yes", mark all that apply.

☐ a. Transporter

☐ b. Transfer Facility (at your site)

Y ☐ N ☒ **3. Treater, Storer, or Disposer of Hazardous Waste** Note: a hazardous waste permit is required for these activities.

Y ☐ N ☒ **4. Recycler of Hazardous Waste**

Y ☐ N ☒ **5. Exempt Boiler and/or Industrial Furnace**
If "Yes", mark all that apply

☐ a. Small Quantity On-site Burner Exemption

☐ b. Smelting, Melting, and Furnace Exemption

Y ☐ N ☒ **6. Underground Injection Control**

Y ☐ N ☒ **7. Receives Hazardous Waste from Off-Site**

B. Universal Waste Activities; Complete all parts 1 - 2

Y ☒ N ☐ **1. Large Quantity Handler of Universal Waste (you accumulate 5,000 kg or more of any universal wastes at any time) Indicate types of universal waste managed at your site. If "Yes", mark all that apply.**

☒ a. Batteries

☐ b. Pesticides

☒ c. Mercury containing equipment

☒ d. Lamps

Y ☐ N ☒ **2. Destination Facility for Universal Waste**
Note: A hazardous waste permit may be required for this activity.

C. Used Oil Activities; Complete all parts 1 -4

Y ☐ N ☒ **1. Used Oil Transporter**
If "Yes", mark all that apply.

☐ a. Transporter

☐ b. Transfer Facility (at your site)

Y ☐ N ☒ **2. Used Oil Processor and/or Re-refiner**
If "Yes", mark all that apply.

☐ a. Processor

☐ b. Re-refiner

Y ☐ N ☒ **3. Off-Specification Used Oil Burner**

Y ☐ N ☒ **4. Used Oil Fuel Marketer**
If "Yes", mark all that apply.

☐ a. Marketer Who Directs Shipment of Off-Specification used Oil to Off-Specification Used Oil Burner

☐ b. Marketer Who First Claims the Used Oil Meets the Specifications

11. Comments

12. Certification. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature of legal owner, operator, or their authorized representative	Name and Official Title (please print)	Date Signed (mm/dd/yyyy)
Renée Gray	Renée Gray, Compliance Manager	02/22/2012

New York State Department of Environmental Conservation
Division of Solid and Hazardous Materials
Bureau of Hazardous Waste Management, Room 448
50 Wolf Road, Albany, New York 12233-7251
Phone: (518) 457-9257 FAX: (518) 485-8769

John P. Cahill
Commissioner

OCT 15 1998

Mr. Rick Unyi
Raw Materials Corporation
P.O. Box 6
Invertose Drive
Port Collbone, Ontario Canada L3K5V7

Dear Mr. Unyi:

This is in response to your September 17, 1998 letter concerning a request for information on the regulatory applicability, to Universal Waste Handlers (UWH), of various reporting requirements of RCRA Subtitle C. Your letter asks for a determination of applicability to UWHs of regular annual reporting.

If the only wastes managed by Raw Materials Corp. are universal waste and exempt scrap metal, the reporting requirements for hazardous waste outlined at 6NYCRR 372.2(c)(2) are not applicable. The Universal Waste Rule is an alternative management regulation which manages hazardous waste independently of other, more standard hazardous waste regulations. Universal wastes are not subject to 6NYCRR Part 372 reporting requirements for generators. Scrap metal being recycled is not subject to 6NYCRR Part 372 requirements at all.

Reporting requirements that would be applicable to your activities are for universal waste exports. 6NYCRR 374-3.3(k) requirements for exports, and the reference to NYCRR 372.5(f) requirements for reporting those exports, remain applicable. No reporting is required for exports of hazardous scrap metal being recycled.

If you have any further questions, please contact John Miccoli of my staff at (518) 485-8988.

Sincerely,

Lawrence J. Nadler

Lawrence Nadler
Chief
Technical Determination Section
Bureau of Hazardous Waste Management
Division of Solid & Hazardous Materials

cc: J. Miccoli

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