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File



State of Ohio Environmental Protection Agency

Southwest District

401 East Fifth Street
Dayton, Ohio 45402-2911

TELE: (937)285-6357 FAX: (937)285-6249
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

April 18, 2007

Mr. Grant Wilson
After Warranty Service
1253 Hwy. 28
Mt. Repose, OH 45150

Dear Mr. Wilson:

On March 20, 2007 Ohio EPA conducted a complaint investigation at After Warranty Service (AWS) located in Mt. Repose (Milford). The investigation performed by the Ohio EPA was the result of a complaint received by this Agency on January 19, 2007. The complaint alleged AWS rinses antifreeze, oil and gasoline into a drain that empties into a ditch on the property. Ohio EPA was represented by me. In this matter, you represented AWS.

You explained that AWS recycles antifreeze and used oil. You further explained that any gasoline collected while working on clients' cars is put back into their gas tanks. On March 27, 2007 I received a fax from New Era Environmental showing your recent antifreeze recycling. On March 27, 2007 I received a fax from New Era Environmental documenting your recent antifreeze recycling. On March 29, 2007 I received a fax from Vol Oil documenting your recent used oil recycling.

Also, on March 20, 2007, you showed me your used oil tank. It did have used oil staining on the ground surrounding it. Therefore, AWS should remove the soil surrounding the tank until it no longer is visibly stained with used oil. Also, Ohio EPA is recommending that some type of drip pan is placed under the tank to prevent further staining due to sloppy used oil handling practices. Finally, you explained that AWS does rinse the shop floor with a Zep cleaner (product 0723-33) and that the shop drains directly to a ditch on the property. You demonstrated that when the Zep cleaner gets wet, it has a greenish tint; you further explained that the more water that's added to it, the greener it gets. I observed that the ditch had an oily sheen. Regarding this matter, I'm enclosing a USEPA Fact sheet entitled Floor Cleanup that outlines the importance of keeping a dry shop.

Ohio EPA's Division of Hazardous Waste Management did not find any evidence that supported the allegations regarding improper disposal of used oil (or antifreeze and gasoline, which we don't regulate). However, Ohio EPA did refer the matter of the shop drain releasing to the on-site ditch to Clermont County's Office of Environmental Quality for their further investigation.

Mr. Grant Wilson
AWS
April 18, 2007
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Also, I found the following violation of Ohio's hazardous waste laws:

***Used Oil Storage Requirements for Generators
(OAC 3745-279-22(D))***

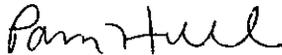
Upon detection of a release of used oil to the environment, a generator shall stop, contain and clean up/properly manage the released used oil described above.

AWS failed to clean up the used oil released to the soil surrounding the used oil tank.

AWS must develop and implement a plan to clean up and properly manage the used oil released to the environment. Ohio EPA is also recommending that AWS places some type of drip pan under the tank to prevent further staining due to sloppy used oil handling practices.

Please submit the information regarding your clean up of the used oil released to the soil surrounding the used oil tank and the prevention of further releases within 30 days upon your receipt of this letter. If you have any questions, please call me at (937) 285-6091.

Sincerely,



Pam Hull
Environmental Specialist 2
Division of Hazardous Waste Management

cc: ~~Dinah Crawford, SWDO-DHWM/SWDO file~~
SWDO-file: After Warranty Service, Used Oil Generator, Clermont County

PH/plh

NOTICE:

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with all applicable regulations.

USED OIL INSPECTION CHECKLIST (Short Version)

NOTE: *This checklist does not include requirements for used oil transporters and transfer facilities, processors and re-refiners, burners, and marketers.*

PROHIBITIONS

1. Is used oil being managed in a surface impoundment or waste pile? If so: Yes ___ No N/A ___ RMK# ___
Is the surface impoundment or waste pile being regulated under OAC 3745-54 to 3745-57 and 3745-205 or 3745-65 to 3745-69 and 3745-256? [3745-279-12(A)] Yes ___ No N/A RMK# ___
2. Is used oil being used as a dust suppressant? [3745-279-12(B)] Yes No N/A ___ RMK# ___
3. Is off-specification used oil fuel burned for energy recovery only in devices specified in 3745-279-12(C)? Yes ___ No N/A RMK# ___

USED OIL GENERATOR STANDARDS

4. Does the generator mix hazardous waste with used oil only as provided in 3745-279-10(B)? [2745-279-21(A)] Yes ___ No N/A RMK# ___
5. Does the generator of a used oil containing greater than 1,000 ppm total halogens manage the used oil as a hazardous waste unless the presumption is rebutted successfully? [3745-279-21(B)] Yes ___ No N/A RMK# ___
6. Does the generator only store used oil in tanks, containers, or units subject to OAC 3745-54 to 3745-57 and 3745-205 or 3745-65 to 3745-69 and 3745-256? [3745-279-22(A)] Yes No N/A ___ RMK# ___
7. Are containers and aboveground tanks used to store used oil in good condition with no visible leaks? [3745-279-22(B)] Yes No N/A ___ RMK# ___
8. Are containers, above ground tanks, and fill pipes used for underground tanks clearly labeled or marked "Used Oil?" [3745-279-22(C)] Yes No ___ N/A ___ RMK# ___
9. Has the generator, upon detection of a release of used oil, done the following: [3745-279-22(D)]
- a. Stopped the release? Yes ___ No N/A ___ RMK# 1
- b. Contained the release? Yes ___ No N/A ___ RMK# 1

- c. Cleaned up and properly managed the used oil and other materials? Yes ___ No N/A ___ RMK# 1
- d. Repaired or replaced the containers or tanks prior to returning them to service, if necessary? Yes ___ No N/A RMK# ___
10. Does the generator burn used oil in used fired space heaters? [3745-279-23] If so: Yes ___ No N/A ___ RMK# ___
- a. Does the heater burn only used oil that owner/operator generates or used oil received from household do-it-yourself (DIY) used oil generators? Yes ___ No N/A RMK# ___
- b. Is the heater designed to have a maximum capacity of not more than 0.5 million BTU per hour? Yes ___ No N/A RMK# ___
- c. Are the combustion gases from heater vented to the ambient air? Yes ___ No N/A RMK# ___
11. Does the generator have the used oil hauled only by transporters that have obtained U.S. EPA ID#, unless the generator qualifies for an exemption pursuant to 3745-279-24 (self transportation or tolling agreements)? [3745-279-24] Yes No N/A ___ RMK# ___

USED OIL COLLECTION CENTERS AND AGGREGATION POINTS

12. Is the DIY used oil collection center in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-30] Yes ___ No N/A RMK# ___
13. Is the non-DIY used oil collection center registered with Ohio EPA? [3745-279-31] Yes ___ No N/A RMK# ___
14. Is the used oil aggregation point in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-32] Yes ___ No N/A RMK# ___

WASTE EVALUATION

15. Have all wastes generated at the facility been evaluated? [3745-52-11] Yes No N/A ___ RMK# ___

C:\COMPLAIN\07awsUSED OIL.wpd

REMARKS

- 1 AWS has a used oil release that needs to be cleaned up surrounding its used oil tank.

E-mail this completed form to tammy.mcconnell@epa.state.oh.us or mail it to Tammy McConnell, Central Office	Of Environmental Protection Agency RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM		For Ohio EPA use only																		
2. Site EPA ID No.	EPA ID Number: None found on RCRAinfo for this site																				
3. Site Name	Name: After Warranty Service		Website (optional):																		
4. Site Location Information	Street Address: 1253 Hwy. 28																				
City, Town, or Village: Mt. Repose		State: OH																			
County Name: Clermont		Zip Code: 45150																			
5. Site Land Type (check only one)	<table border="1" style="width: 100%; text-align: center;"> <tr> <td>Private</td> <td>County</td> <td>District</td> <td>Federal</td> <td>Indian</td> <td>Municipal</td> <td>State</td> <td>Other</td> </tr> <tr> <td>X</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </table>			Private	County	District	Federal	Indian	Municipal	State	Other	X									
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X																					
6. NAICS code(s) www.census.gov/epcd/www/naics.html	A. 811111		B.																		
C.		D.																			
7. Facility Representative: Additional names can be recorded in number 12. Only provide address information if it is different than the site address.	First Name: Grant MI: Last Name: Wilson																				
Phone Number: (513) 722-1212		Phone Number Extension:																			
E-Mail Address:																					
Fax Number:		Fax Number Extension:																			
Street or P.O. Box:																					
City, Town or Village:																					
State:		Country:	Zip Code:																		
8. Legal Owner and Operator of the Site List Additional Owners and/or Operators in the Comment Section or on another copy of this form page.	A. Name of Site's Legal Owner:		Date Became Owner (mm/dd/yyyy):																		
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State:		Country:	Zip Code:																		
B. Name of Site's Operator:		Date Became Operator (mm/dd/yyyy):																			
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Street or P.O. Box:																					
City, Town, or Village:		Operator Phone #:																			
State:		Country:	Zip Code:																		
9. Violations Cited?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No																			
10. Type of Regulated Waste Activity (Mark "X" in all of the appropriate boxes.)																					
<input type="checkbox"/> Not Regulated																					

