

SENDER: COMPLETE THIS SECTION

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

JUDY FILSON
S&H ASSISTANT MANAGER
AMERICAN SHOWA INC
960 CHERRY ST
BLANCHESTER OH 45107

2. Article Number
(Transfer from service label)

7006 2760 0003 0780 8424

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x Deb Baker

 Agent Addressee

B. Received by (Printed Name)

DEB Baker

C. Date of Delivery

7/28/08

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No E

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

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7
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28 JUL 2005 PM 3 1

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STATE OF OHIO EPA
SOUTHWEST DISTRICT OFFICE
ATTN BRIAN GITZINGER - HAZ WASTE DIV
401 EAST FIFTH ST
DAYTON OH 45402-2911

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Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

FROM: BRIAN
GITZINGER

Postmark HAZ
Here WASTE
DIV.

Total Postage & F

JUDY FILSON
S&H ASSISTANT MANAGER
AMERICAN SHOWA INC
960 CHERRY ST
BLANCHESTER OH 45107

Sent To

Street, Apt. No.;
or PO Box No.

City, State, ZIP+4

7006 2760 0003 0780 8424

PSN 7525 0001 0001 0001

See Reverse for Instructions

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may **ONLY** be combined with First-Class Mail® or Priority Mail®.
- Certified Mail is *not* available for any class of international mail.
- **NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.



State of Ohio Environmental Protection Agency

Southwest District

401 East Fifth Street
Dayton, Ohio 45402-2911

TELE: (937)285-6357 FAX: (937)285-6245
www.epa.state.oh.us

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

July 25, 2008

CERTIFIED MAIL

Re: **3rd Notice of Violation**
American Showa
OHD 084 746 932
Clinton County

Judy Filson
S & H Assistant Manager
American Showa Inc.
960 Cherry Street
Blanchester, Ohio 45107

Dear Ms. Filson:

The purpose of this letter is to inform American Showa (Showa) of an ongoing violation and general concern related to Ohio's used oil management standards at the Blanchester, Ohio facility.

The following series of events have preceded this letter. On October 19, 2007 Ohio EPA performed a site visit to investigate a complaint received by this agency. Based on this visit Ohio EPA issued a notice of violation (NOV) letter dated November 2, 2007. Showa responded to Ohio EPA in writing on November 27, 2007. On January 30, 2008 Ohio conducted a second visit to the facility during which it was determined that the violation and general concern had not been abated. This resulted in a second NOV to Showa dated February 26, 2008. Showa responded to Ohio EPA in writing on March 26, 2008. On July 1, 2008 Ohio EPA conducted a third inspection to determine compliance. As a result Ohio EPA has determined that Showa has not complied with Ohio EPA's November 2, 2007 and February 26, 2008 NOVs and remains in violation of the following.

Used oil storage requirements
Ohio Administrative Code (OAC) 3745-279-22 (B) (2)

This rule requires that containers and aboveground tanks used to store used oil at a generator facility must not be leaking.

Judy Filson
July 25, 2008
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In the dock area of Showa's facility there are two roll offs that store metal turnings. Based on our observations of used oil on the concrete near and down gradient of the roll offs and used oil accumulated in the dock's lower trench drain on July 1, 2008 the roll off containers are still leaking used oil. Therefore Showa remains in violation of OAC 3745-279-22 (B) (2) because the roll offs are leaking used oil. To abate this violation, take whatever action necessary to prevent the roll containers from leaking used oil.

Based on the July 1, 2008 inspection Ohio EPA has determined that Showa has not addressed the following concern which was noted within Ohio EPA's November 2, 2007 and February 26, 2008 NOVs. Failure to address general concern may lead to the identification of additional violations.

During each visit to the facility Ohio EPA has noted that Showa is utilizing the dock area and lowest trench drain to accumulate used oil that is leaking from the roll offs.

When the trench drain is used to accumulate used oil, Ohio EPA considers the drain to be an underground storage tank (UST) subject to underground storage tank (UST) standards found in OAC Chapter 1301:7-9 (see OAC 3745-279-22). These regulations include requirements for permits, registration, design, construction, installation, operation, closure, and corrective action. It is unlikely that the drains are currently operated in compliance with these regulations.

To address this concern Showa must prevent the dock and trench area from accumulating any used oil. If this concern is not addressed Showa may be cited for additional violations.

As a result of the inspection July 1, 2008 Ohio EPA found the following additional violation which was not cited in the previous NOVs.

Response to Releases
OAC 3745-279-22 (D)

This regulation requires that upon detection of a release of used oil to the environment a generator must perform the following clean up steps: Stop the release, contain the release, clean up and properly manage the released used oil, and repair or replace any leaking used oil storage containers prior to returning them to service.

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At the time of inspection July 1, 2008 Ohio EPA found the dock area was contaminated with used oil which had been released and had not been cleaned up, therefore on July 1, 2008 Showa was in violation of OAC 3745-279-22 (D) for not cleaning up used oil which had leaked from the roll offs.

To abate this violation Showa must remove all used oil from the surface of the dock area and lower trench drain by an effective method for example by a detergent wash and rinse. In the future immediately clean up and properly manage any oil which has leaked from the roll offs or other containers, rather than allowing it to remain.

This concludes our findings. Both violations and the concern cited in this NOV must be abated within 30 days. Showa must also demonstrate compliance and provide a written explanation how they have complied within 30 days. If Showa does not abate the violations and general concerns noted within this NOV or previous NOVs, the district will consider referring this matter to our central office for formal enforcement action.

If you have any questions about this letter please contact Brian Gitzinger at (937)285-6082. Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve you from having to comply with all applicable regulations.

Sincerely,



Brian Gitzinger
District representative
Division of Hazardous Waste Management

cc: Dinah Crawford, DHWM, SWDO

BG\bp

