



State of Ohio Environmental Protection Agency

Southwest District Office

401 E. Fifth St.
Dayton, Ohio 45402

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

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

July 30, 2007

Mr. Chris Ostendorf
Service Manager
Car X Auto Service
6725 Montgomery Road
Cincinnati, Ohio 45236

Re: Car X Auto Service #51; Hazardous Waste; Hamilton County

Dear Mr. Ostendorf:

I received a response from Car X Auto Service to my May 14, 2007 Notice of Violation (NOV) letter on July 19, 2007. The documentation submitted included a laboratory analysis of the waste soil generated from the excavation of soils behind the used oil tank. Additionally, I conducted a follow-up inspection of Car X Auto Service #51 on July 27, 2007. During this inspection I noted that the store has been closed, and that the used oil tank was properly labeled, "Used Oil."

Based upon my observations during the follow-up inspection and my review of the documentation submitted, Car X Auto Service #51 has adequately demonstrated abatement of the following violation discovered during the May 8, 2007 inspection:

OAC 3745-279-22(C)(1), Used oil storage requirements for generators, Labels.

In my May 14, 2007 NOV letter, in order to return to compliance with violation #2, you were instructed to clean up the released used oil. The oil sludge material on the pavement near the used oil tank, and all visibly stained soil behind the used oil tank were to be removed and properly disposed. During the follow-up inspection on July 27, 2007, I observed that some soil had been removed, but not all visibly stained soil had been removed. Also, the oil sludge material remained on the pavement. Car X Auto Service #51 has failed to clean up the released used oil and therefore remains in violation of the following hazardous waste laws:

Mr. Chris Ostendorf
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OAC 3745-279-22(D)(2) & (D)(3), Used oil storage requirements for generators, Response to releases: Upon detection of a release of used oil to the environment that is not subject to the requirements of Chapter 1301:7-9 of the Administrative Code, a generator must contain the released oil, and clean up and manage properly the released used oil and other materials.

→ To abate these violations Car X must clean up all released used oil. The oil sludge material on the pavement, and all visibly stained soil must be removed and properly disposed. The information submitted on July 19, 2007 indicates the excavated soil is not a hazardous waste and can be disposed of as solid waste. All removed material and excavated soils must be properly disposed.

Please submit documentation demonstrating abatement of the above outstanding violations to this office **within 15 days** of your receipt of this letter.

If you should have any questions, please feel free to call me at (937) 285-6081.

Sincerely,



Steven Roth, P.E.
Environmental Specialist
Division of Hazardous Waste Management

cc: Prema Govind, Car X Auto Service
Dinah Crawford, SWDO, DHWM-SWDO File

SR/bp

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.



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October 29, 2007

Ms. Prema Govind
Car X Auto Service
11843 Kemper Springs Drive
Cincinnati, Ohio 45240**Re: Car X Auto Service #51; Hazardous Waste; Hamilton County**

Dear Ms. Govind:

On October 24, 2007 I received the H.C. Nutting report you forwarded regarding the waste oil spill remediation at Car X Auto Service #51 at 6725 Montgomery Road. My review of this report reveals that Car X Auto Service #51 has now abated all violations discovered during our May 8, 2007 inspection. If you should have any questions, please feel free to call me at (937) 285-6081.

Sincerely,

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

Steven Roth, P.E.
Environmental Specialist
Division of Hazardous Waste Management

cc: Dinah Crawford, SWDO-DHWM/SWDO File

SR/bp

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