



State of Ohio Environmental Protection Agency

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Southwest District

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

December 20, 2007

Mr. Austin Knight
Knights Towing and Transport
2000 Fair Road
Sidney, Ohio 45365

RE: 2nd notice of violation,
Knights Towing and Transport, used oil, Shelby county

Dear Mr. Knight,

On October 4, 2007 Ohio EPA conducted a complaint investigation of Knights Towing and Transport. On October 16, 2007 Ohio EPA sent a notice of violation (NOV) letter to you documenting the violations found during the complaint investigation. Knights Towing and Transport has not responded to Ohio EPA's NOV and remains in violation of following rules. In order to abate these violations you must do the following and submit a written response describing your efforts **within 21 days** of receipt of this letter.

**1) Labeling of Used Oil Containers
OAC 3745-279-22 (C) (1)**

This rule requires that containers and aboveground tanks used to store used oil at generator facilities must be labeled or marked with the words "used oil".

At the time of the October 4, 2007 inspection Ohio EPA noted an above ground tank storing used oil which was located outside on the east wall of the shop south of the overhead door. The used oil tank was not marked or labeled with the words used oil. Therefore at the time of inspection October 4, 2007 Knights Towing and Transport was in violation of OAC 3745-279-22 (C) (1) for failing to mark or label a used oil tank with the words "used oil".

Within 21 days of this letter Knights Towing and Transport must abate this violation by marking or labeling all containers and tanks containing used oil with the words "used oil". Provide a letter to this office explaining how this violation was abated and include a photograph showing the labels.

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**2) Response to releases of used oil
OAC 3745-279-22 (D)**

This regulation requires that upon detection of a release of used oil to the environment, you must stop the release, contain the release, clean up the release, properly dispose of contaminated media, and repair or replace leaking containers.

During the investigation Ohio EPA observed used oil on the ground around the used oil tank. It appears the used oil was accidentally spilled while adding to the tank. The used oil had not been cleaned up. Therefore at the time of inspection October 4, 2007 Knights Towing and Transport was in violation of OAC 3745-279-22 (D) for failing to clean up a release of used oil.

To abate this violation Knights Towing must remove all visibly stained oil contaminated soil or gravel near the used oil tank. Removal effort should continue to a depth until all visibly stained gravel and soil is removed. The contaminated media must be properly disposed of. Check with your solid waste disposal contractor for proper disposal procedures. **Within 21 days** of your receipt of this letter Knights Towing and Transport must complete the removal, properly dispose of contaminated media, and provide this office with written notice describing how this violation was abated. Include a photograph of the cleaned area, and explain where the soil was disposed.

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. If you have questions please feel free to contact me at (937) 285-6082.

Sincerely,



Brian Gitzinger
District Representative
Division of Hazardous Waste Management

cc: Dinah Crawford, DHWM, SWDO

BG/plh