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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

October 16, 2007

Re: Knights Towing
Shelby County
Used oil

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

Dear Mr. Knight,

On October 4, 2007 Ohio EPA investigated a complaint at Knights Towing and Transport located at 2000 Fair Rd. in Sidney, Ohio. The complaint alleged that automotive fluids were mismanaged at the facility. A comprehensive inspection to determine compliance with **all** of Ohio's hazardous waste laws and regulations, as found under the Ohio Revised Code (ORC) and the Ohio Administrative Code (OAC) was not conducted. You represented Knights Towing and Transport. Pam Hull and I represented Ohio EPA.

Based on our investigation the following violations were found.

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

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 30 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.

This concludes the results of our complaint investigation. 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 any questions relative to this letter or about how to comply with other hazardous waste regulations please contact me at (937)285-6082.

Sincerely,



Brian Gitzinger
District Representative
Division of Hazardous Waste Management

cc: Dinah Crawford, DHWM, SWDO

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