



State of Ohio Environmental Protection Agency

Northeast District Office

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Twinsburg, Ohio 44087

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

October 3, 2007

**RE: AUTO REPAIR, INC.
COMPLAINT # 6978
NON-NOTIFIER
CUYAHOGA COUNTY**

Marty DiMichele
Auto Repair, Inc.
6601 Smith Road
Brookpark, Ohio 44130

Dear Mr. DiMichele:

On August 30, 2007, Paul Dolensky and I investigated a complaint at Auto Repair, Inc. in Brookpark, Ohio. The complainant alleged that used oil was leaking into the sewers, that oil burning heaters were venting into the shop, and that oil is stored in an old truck behind the building. This letter will explain the validity of the complaint.

We observed that used oil is being stored in tanks, drums, and totes. One tank was labeled, "used oil." The other containers of used oil were not labeled. If any used oil is on the floor, it enters the floor drains and is captured in an oil interceptor before entering the main sanitary sewer. This interceptor sump is pumped out by Environmental Specialists. There was a cut and crimped supply line that ran from an old oil burner. Therefore, the old oil burner was nonfunctional. A new oil burner was along the back wall and not installed yet. There was a truck at the back of the property that did not contain oil.

Auto Repair, Inc. is in violation of the following rule: Ohio Administrative Code Rule 3745-279-22(C) states that containers and above-ground tanks used to store used oil at generator facilities are to be labeled or marked clearly with the words, "Used Oil."

Auto Repair, Inc. violated this rule by not labeling all used oil containers as "used oil." The containers need to be labeled with the words, "used oil." To abate this violation, please document that an appropriate label has been added to the containers of used oil by submitting a photo or a written confirmation that all used oil containers have been appropriately labeled with the words, "used oil."

Ohio EPA informed you that if you have used batteries, they must be labeled as used batteries, contained if leaking, and not stored for more than one year. The storage time should be documented in some manner. Please refer to the web pages listed below to learn more about universal waste batteries and lamps.

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.

Marty DiMichele
Auto Repair, Inc.
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You may be able to reduce the waste your company generates. If you find ways to recycle, reduce or eliminate the amount of waste that your company generates, you may be able to reduce treatment and disposal costs as well as regulatory requirements. If you would like a free, non-regulatory on-site pollution prevention assessment, or if you would like more information about pollution prevention, please contact Adrienne LaFavre at (330) 963-1250. Ohio EPA has helpful information about this at the following web address: <http://www.epa.state.oh.us/ocapp/ocapp.html>.

The Division of Hazardous Waste Management has created an electronic news service to provide you with updates on events and news related to hazardous waste activities in Ohio. You can find more information at: <http://www.epa.state.oh.us/dhwm/listserv.html>.

If you should have any questions, please do not hesitate to contact me at (330) 963-1214.

Sincerely,



Kim Gallagher
Environmental Specialist
Division of Hazardous Waste Management

KG:cl

ec: Frank Popotnik, DHWM, NEDO
Paul Dolensky, DHWM, NEDO

cc: Natalie Oryshkewych, DHWM, NEDO