



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

February 18, 2011

**RE: CABLELINE AUTO RECYCLING
COMPLAINT # 7353
PORTAGE COUNTY
CESQG
SECOND NOV**

CERTIFIED MAIL

Mr. Terry Tomer
3115 State Rt. 14
Rootstown, Ohio 44272

Dear Mr. Tomer:

On September 20, 2010, Ed D'Amato and I of the Ohio EPA Division of Hazardous Waste Management conducted a hazardous waste complaint investigation at your business located at 9755 Cable Line Road, Diamond, Ohio. On October 14, 2010, you were sent a Notice of Violation Letter outlining the violations that we saw and what you need to do to return to compliance with the violations cited in the letter. I have not received a response from you.

Cableline Auto Recycling remains out of compliance with the following violations cited in the October 14, 2010 NOV letter:

1. OAC 3745-279-22(D); Generator must respond to used oil releases and perform clean up steps.

We observed three areas of soil/gravel that were heavily stained with used oil and several puddles with oil sheen on them.

OAC rule 3745-279-22(D) requires that a generator of used oil, upon detection of a release of used oil, must stop the release, contain the release, and clean up and properly manage the used oil and other materials generated during clean up.

As we discussed during the site visit, contaminated soil and debris from the clean up may be managed as solid waste in a trash dumpster, provided that this is acceptable to your trash hauler.

Ohio EPA uses a visual standard when determining whether a clean up of released used oil and any media absorbing that used oil is adequate. Ohio EPA does not require confirmatory soil sampling and analysis to demonstrate that the release has been cleaned up.

To return to compliance with this violation you must:

- a. clean up and remove all releases of used oil and contaminated soils identified by me and any additional releases you may find;
- b. contain all used oil in a closed container that is in good condition and labeled with the words used oil; and

- c. provide photos of the areas before and after clean up.

The puddles with oil sheen can be cleaned up by throwing spill dry or peat in them and then shoveling the absorbent mixture into the dumpster for disposal.

2. **OAC 3745-279-74(B)(1-4); The generator, transporter, processor/re-refiner, or burner who first claims that the used oil meets the fuel specifications under rule 3745-279-11 must keep a record of each shipment of used oil to an on-spec used oil burner.**

When asked how Cableline manages its used oil, I was told that it is sold to local people to burn in their used oil burners. I discussed with you how that Cableline must stop selling its used oil unless you wish to become a used oil marketer. You stated that you didn't want to become a used oil marketer and you will stop selling your used oil. The used oil must be transported off site by an authorized used oil transporter, or, if you choose to install a used oil burner to heat the facility's office, you may burn your own used oil. Please note that the used oil burner must have a heating capacity of 500,000 BTU/hr or less and be vented to the outside.

To abate this violation, please respond in writing with a narrative describing how Cableline will begin managing its used oil.

Concern:

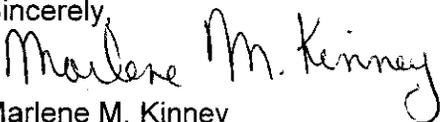
To document that the lead-acid batteries that are being recycled, please submit a copy of the paperwork that verifies that batteries are being recycled.

Please respond in writing to this letter by March 17, 2011. Failure to list specific deficiencies and/or violations in this communication does not relieve you from the responsibility of complying with all applicable laws, rules and regulations.

You can find copies of the rules and other information on the division's web page at <http://www.epa.ohio.gov>.

Should you have any questions, please feel free to call me at (330) 963-1162, or e-mail me at marlene.kinney@epa.state.oh.us.

Sincerely,



Marlene M. Kinney
Environmental Specialist
Division of Hazardous Waste Management

MMK/cl

ec: Harry Sarvis, DHWM, CO
Nyall McKenna, DHWM, NEDO
Natalie Oryshkewych, DHWM, NEDO