



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.  
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769  
www.epa.state.oh.us

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

August 21, 2007

RE: CAR CRAFT  
NON-NOTIFIER  
SUMMIT COUNTY  
COMPLAINT # 6954  
NOTICE OF VIOLATION

Kurt Nissel  
Car Craft Collision and Towing  
192 E. Steels Corners Rd.  
Cuyahoga Falls, OH 44224

Dear Mr. Nissel:

On August 8, 2007, the Ohio EPA, represented by Ed D'Amato and Shirley Phillips, conducted a complaint inspection at Car Craft. The complaint alleged that used oil had been used to kill weeds along the fence lines at the facility. The allegations in the complaint were found to be true. Used oil staining was observed along the north and east sections of fence line. In addition, used oil had been poured along timbers that have been placed along the access road on the west side of the fenced area. Some of the used oil had spilled from the timbers onto the ground.

Car Craft is a towing and auto body repair shop. Bill Jarvis represented Car Craft during the inspection.

Car Craft was found to be in violation of the following provisions of the Ohio Administrative Code. To abate the violations, you must do the following and submit all requested information **within 30-days** of the date of this letter:

1. **Response to Releases of Used Oil**  
**OAC 3745-279-22(D)**

*Upon the detection of a release of used oil to the environment, a generator shall...clean up and manage properly the released used oil...*

To abate this violation, you must excavate the used oil contaminated soil along the fence line and along the access road as indicated above. It is acceptable to excavate to the visual extent of contamination. You must photograph the area to show that it has been excavated and photograph the used oil contaminated soil after it has been placed in a dumpster, roll-off box or other container. You must submit the photographs to this office. You must also submit copies of the disposal documentation showing that the material has been properly disposed.

CAR CRAFT  
AUGUST 21, 2007  
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**2. Used Oil Storage Requirements for Generators (Labels)  
OAC 3745-279-22(C)**

*Containers and above ground tanks used to store used oil at generator facilities shall be labeled or marked clearly with the words "Used Oil".*

There were two 55-gallon drums of used oil not labeled per this rule. This violation was abated during the inspection when Bill Jarvis labeled the drums with the words "Used Oil".

Failure to list specific deficiencies in this communication does not relieve Car Craft from the responsibility of complying with all applicable Ohio EPA laws and regulations. Please be advised that present or past instances of non-compliance can continue as subjects of pending or future enforcement actions.

Enclosed is a copy of the checklist used for the inspection.

Please feel free to contact me at (330) 963-1170 if you have any questions about the inspection or this letter.

Sincerely,



Edward J. D'Amato  
Environmental Specialist  
Division of Hazardous Waste Management

EJD:ddw

ec: Frank Popotnik, DHWM, NEDO  
Shirley Phillips, DHWM, NEDO

Ohio Environmental Protection Agency  
**RCRA SUBTITLE C SITE  
 IDENTIFICATION/VERIFICATION FORM**

For Ohio EPA use only

E-mail this completed form to  
[tammy.mcconnell@epa.state.oh.us](mailto:tammy.mcconnell@epa.state.oh.us) or mail it to Tammy  
 McConnell, Central Office

Site EPA ID No. Site Name Site Description Information	<b>EPA ID Number:</b> Name: <u>Car Craft Collision + Towing</u> Website: (Optional) Street Address: <u>192 E. Steels Corners Rd</u> City, Town, or Village: <u>Cuyahoga</u> State: <u>OH</u> County Name: <u>Summit</u> Zip Code: <u>44224</u> <table style="width: 100%; text-align: center;"> <tr> <td>Private</td> <td>County</td> <td>District</td> <td>Federal</td> <td>Indian</td> <td>Municipal</td> <td>State</td> <td>Other</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>	Private	County	District	Federal	Indian	Municipal	State	Other	<input checked="" type="checkbox"/>	<input type="checkbox"/>								
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	First Name: <u>Kurt</u> MI: Last Name: <u>Nissel</u> Phone Number: <u>(330) 929-0952</u> Phone Number Extension: E-Mail Address: Fax Number Extension: Fax Number: Street or P.O. Box: City, Town or Village: State: Country: Zip Code: Name of Site's Legal Owner: <u>Kurt Nissel</u> Date Became Owner (mm/dd/yyyy): <table style="width: 100%; text-align: center;"> <tr> <td>Owner Type:</td> <td>Private</td> <td>County</td> <td>District</td> <td>Federal</td> <td>Indian</td> <td>Municipal</td> <td>State</td> <td>Other</td> </tr> <tr> <td></td> <td><input type="checkbox"/></td> </tr> </table>	Owner Type:	Private	County	District	Federal	Indian	Municipal	State	Other		<input type="checkbox"/>							
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	Street or P.O. Box: Owner Phone #: City, Town or Village: Country: Zip Code: State: Date Became Operator (mm/dd/yyyy): Name of Site's Operator: Date Became Operator (mm/dd/yyyy): <table style="width: 100%; text-align: center;"> <tr> <td>Owner Type:</td> <td>Private</td> <td>County</td> <td>District</td> <td>Federal</td> <td>Indian</td> <td>Municipal</td> <td>State</td> <td>Other</td> </tr> <tr> <td></td> <td><input type="checkbox"/></td> </tr> </table>	Owner Type:	Private	County	District	Federal	Indian	Municipal	State	Other		<input type="checkbox"/>							
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	Street or P.O. Box: Operator Phone #: City, Town or Village: Country: Zip Code: State: <input type="checkbox"/> Yes <input type="checkbox"/> No																		
Hazardous Waste Activity (Mark 'X' in all of the appropriate boxes)																			
<input type="checkbox"/> Not Regulated	<input type="checkbox"/> Conditionally Exempt Small Quantity Generator																		
<input type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11	<input type="checkbox"/> United States Importer of Hazardous Waste																		
<input type="checkbox"/> Large Quantity Generator (LQG)	<input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator																		
<input type="checkbox"/> Small Quantity Generator (SQG)																			
<input type="checkbox"/> Hazardous Waste Transporter	<input type="checkbox"/> Exempt Boiler and/or Industrial Furnace																		
<input type="checkbox"/> Treater, Storer or Disposer of Hazardous Waste	<input type="checkbox"/> Small Quantity On-Site Burner Exemption																		
<input type="checkbox"/> Recycler of Hazardous Waste	<input type="checkbox"/> Smelting, Melting, Refining Furnace Exemption																		
<input type="checkbox"/> Underground Injection Control Facility																			

10B Universal Waste Activities (Indicate types of universal waste managed (check all boxes that apply):

Small Quantity Handler of Universal Waste       Large Quantity Handler of Universal Waste

Destination Facility for Universal Waste       Universal Waste Processor

Check all boxes below that apply for each of the three types of facilities above

	Managed	10C Used Oil Activities (Indicate Type(s) of Activity(ies))	
Batteries	<input type="checkbox"/>	<input checked="" type="checkbox"/> Used Oil Generator	<input type="checkbox"/> Off-Specification Used Oil Burner
Pesticides	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Transporter	<input type="checkbox"/> Used Oil Fuel Marketer Who Directs Shipment of Off-Spec. Oil
Mercury containing equipment	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Transfer Facility	<input type="checkbox"/> Used Oil Fuel Marketer to Off-Specification Used Oil Burner
Lamps	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Processor	
		<input type="checkbox"/> Used Oil Re-refiner	

10D Waste Codes: Federally Regulated Hazardous Wastes. Please list the waste codes for all hazardous waste materials that are present on the site. If space is needed, attach a separate sheet. If you have a manifest or other source record, you do not need to list them all. Use the appropriate code to indicate the waste's hazard.

11 Inspect this area to describe whether the inspection was announced, whether the waste is in tanks or containers.

Announced	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Additional Facility Representatives: Other Comments:
Tanks	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
Containers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	

12 Name of Inspectee: *D. Amato*      Name of Inspector(s): *Shirley Phillips*      Date of Inspection: *3/8/07*

13 Facility Description: (Indicate type of facility, whether it is a new or existing facility, and whether it is a manufacturing, processing, or other type of facility.)		
[Redacted]		
14 Other Information: (Indicate whether the facility is a new or existing facility, and whether it is a manufacturing, processing, or other type of facility.)		
[Redacted]		
[Redacted]		
[Redacted]		

**USED OIL INSPECTION CHECKLIST (Short Version)**

Company: Car Craft EPA I.D.: \_\_\_\_\_  
 Street: 192 E. Steels Corners Rd City: Cuyahoga Falls  
 County: Summit State: Ohio Zip: 44224

Mailing Address: \_\_\_\_\_  
 (IF DIFFERENT FROM ABOVE)

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

Owner/Operator: \_\_\_\_\_  
 (IF DIFFERENT FROM ABOVE)

Street: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Inspection Date(s): \_\_\_\_\_ Time(s): \_\_\_\_\_

Inspection announced? Yes \_\_\_\_\_ No \_\_\_\_\_ If so, how much advance notice given? \_\_\_\_\_

**Name                      Affiliation                      Telephone**

Inspectors: Ed D'Amato                      OEPA                      (330) 963-1200

Facility Rep(s): Bill Jarvis                      Car Craft                      (330) 929-0952

**USED OIL MANAGEMENT ACTIVITY**

<input checked="" type="checkbox"/> Generator/Collection Center/Aggregation	<input type="checkbox"/> Marketer
<input type="checkbox"/> Transporter/Transfer Facility	<input type="checkbox"/> Off-Spec Burner
<input type="checkbox"/> Processor/Re-Refiner	<input type="checkbox"/> Other (specify)
<input type="checkbox"/> No Generation	

**NOTE:** This checklist does not include requirements for used oil transporters and transfer facilities, processors and re-refiners, burners, and marketers.

**PROHIBITIONS**

- 1. Is used oil being managed in a surface impoundment or waste pile? If so: Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_  
Is the surface impoundment or waste pile being regulated under OAC 3745-54 to 3745-57 or 3745-65 to 3745-69? [3745-279-12(A)] Yes \_\_\_ No  N/A  RMK# \_\_\_
- 2. Is used oil being used as a dust suppressant? [3745-279-12(B)] Yes  No  N/A \_\_\_ RMK# \_\_\_
- 3. Is off-specification used oil fuel burned for energy recovery only in devices specified in 3745-279-12(C)? Yes \_\_\_ No  N/A  RMK# \_\_\_

**USED OIL GENERATOR STANDARDS**

- 4. Does the generator mix hazardous waste with used oil only as provided in 3745-279-10(B)? [2745-279-21(A)] Yes \_\_\_ No  N/A  RMK# \_\_\_
- 5. Does the generator of a used oil containing greater than 1,000 ppm total halogens manage the used oil as a hazardous waste unless the presumption is rebutted successfully? [3745-279-21(B)] Yes \_\_\_ No  N/A  RMK# \_\_\_
- 6. Does the generator only store used oil in tanks, containers, or units subject to OAC 3745-54 to 3745-57 or 3745-65 to 3745-69? [3745-279-22(A)] Yes  No  N/A \_\_\_ RMK# \_\_\_
- 7. Are containers and aboveground tanks used to store used oil in good condition with no visible leaks? [3745-279-22(B)] Yes  No  N/A \_\_\_ RMK# \_\_\_
- 8. Are containers, above ground tanks, and fill pipes used for underground tanks clearly labeled or marked "Used Oil?" [3745-279-22(C)] Yes \_\_\_ No  N/A \_\_\_ RMK# 1  
*① Abated during inspection*
- 9. Has the generator, upon detection of a release of used oil, done the following: [3745-279-22(D)]
  - a. Stopped the release? Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_
  - b. Contained the release? Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_
  - c. Cleaned up and properly managed the used oil and other materials? Yes \_\_\_ No  N/A \_\_\_ RMK# \_\_\_
  - d. Repaired or replaced the containers or tanks prior to returning them to service, if necessary? Yes \_\_\_ No  N/A  RMK# \_\_\_

10. Does the generator burn used oil in used fired space heaters? [3745-279-23] If so: Yes  No  N/A  RMK#
- a. Does the heater burn only used oil that owner/operator generates or used oil received from household do-it-yourself (DIY) used oil generators? Yes  No  N/A  RMK#
- b. Is the heater designed to have a maximum capacity of not more that 0.5 million BTU per hour? Yes  No  N/A  RMK#
- c. Are the combustion gases from heater vented to the ambient air? Yes  No  N/A  RMK#
11. Does the generator have the used oil hauled only by transporters that have obtained an EPA ID#, unless the generator qualifies for an exemption pursuant to 3745-279-24 (self transportation or tolling agreements)? [3745-279-24] Yes  No  N/A  RMK#

**USED OIL COLLECTION CENTERS AND AGGREGATION POINTS**

12. Is the DIY used oil collection center in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-30] Yes  No  N/A  RMK#
13. Is the non-DIY used oil collection center registered with Ohio EPA? [3745-279-31] Yes  No  N/A  RMK#
14. Is the used oil aggregation point in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-32] Yes  No  N/A  RMK#

**WASTE EVALUATION**

15. Have all wastes generated at the facility been evaluated? [3745-52-11] Yes  No  N/A  RMK#

C:\Documents and Settings\EDamato\My Documents\Folder\Forms\inspection forms\USED OIL.SHORT.2001.wpd

**REMARKS**