



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.  
Twinsburg, Ohio 44087

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www.epa.state.oh.us

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

June 3, 2008

RE: MICHAEL J. BILAS, INC.  
MAHONING COUNTY  
COMPLAINT NO. 6858  
FIFTH NOTICE OF VIOLATION

Mr. Michael J. Bilas  
13985 Grant Street  
P.O. Box 2188  
New Springfield, OH 44443

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Dear Mr. Bilas:

To date, you have failed to provide a complete response to this office. Your response must contain documentation that the area in question has been cleaned. In a phone conversation on June 4, 2007, you indicated that operations were no longer conducted at the Columbiana Road location. If operations remain inactive at this location, please indicate this in writing and the need to establish written procedure(s) for the management of oils and cleanup response will be waived. If the facility is no longer active, all accumulated wastes and fluids should have been sent offsite.

On March 29, 2008, I visited to the PM Trucking location on Beard Road. No one was at the site at the time of my visit. It was observed that there were two burn drums onsite that were filled with ash and waste. Be advised that such open burning of waste is prohibited. Additionally, there is a concern about how waste waters from this office location are being managed or discharged at this location.

**NOTICE OF VIOLATIONS**

The following violation of Ohio's hazardous waste regulations remain:

1. **OAC 3745-279-22(D) Response to Releases of Used Oil:** "Upon the detection of a release of used oil to the environment, a generator shall...clean up and manage properly the released used oil..."

There was observed areas of oil released to the ground where drums were stored. You must remove all oil stained ground and properly characterize and dispose of this waste. Contamination containing only "Used Oil" can typically be disposed as a solid waste at a licensed solid waste facility. Proper clean up requires all visually stained ground be removed and properly disposed.

**To abate this violation and demonstrate proper cleanup and management of oil:**

1. Provide written documentation **and photographs** that show the stained areas have been cleaned up and document how the waste was disposed.
2. As an inactive facility, provide documentation that all oils and fluids have been properly managed or sent offsite.
3. Provide a written "**checklist**" or "**facility procedures**" that used oil containers are inspected and kept closed, labeled and without leaks and releases.

MICHAEL J. BILAS, INC.  
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**You must submit** the requested documentation to my attention **within 30 days** of receipt of this letter. Failure to respond to this and past Notices of Violations within 30 days will result in referral to our Central Office Enforcement Section for consideration of escalated enforcement. If you have any questions, please contact me at (330) 963-1146 or at [ron.shadrach@epa.state.oh.us](mailto:ron.shadrach@epa.state.oh.us).

Sincerely,



Ronald J. Shadrach  
Environmental Specialist II  
Division of Hazardous Waste Management

RJS:ddw

ec: Frank Popotnik, Ohio EPA, DHWM, NEDO  
Harry Sarvis, Ohio EPA, DHWM, CO Enforcement  
Jana Gannon, OhioEPA, DAPC, NEDO  
John Kwolek, Ohio EPA, DSW, NEDO

**NOTICE:** 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.