



State of Ohio Environmental Protection Agency

Northeast District Office

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

July 15, 2009

Jeff Henes  
Vice President  
MIRK Incorporated  
7629 Chippewa Road  
Orrville, OH 44667

**RE: MIRK INCORPORATED, EPA ID NO. OHD 987 053 634, WAYNE COUNTY  
CESQG COMPLIANCE INSPECTION, RETURN TO COMPLIANCE (RTC)  
COMPLAINT NUMBER 7183**

Dear Mr. Henes:

Thank you for your correspondence received on July 7, 2009, and your email received on July 13, 2009, responding to Ohio EPA's NOV letter dated June 10, 2009.

MIRK Incorporated submitted documentation including: statement that MIRK Incorporated would no longer transport used oil offsite but will use a commercial recycler instead, photos of drains and tank manhole labeled "Used Oil", and order confirmation for recycling boxes for used fluorescent lamps.

My review of this documentation indicates MIRK Incorporated has adequately demonstrated abatement of the violations from the May 12, 2009 inspection cited in my letter of June 10, 2009, specifically:

**1. OAC Rule 3745-52-11 Waste Evaluation**

**2. Used Oil Marketer Rules**

**OAC Rule 3745-279-72(A) Analysis of used oil fuel.**

**OAC Rule 3745-279-72 (B) Used Oil Marketer Must Retain Records For At Least Three Years.**

**OAC Rule 3745-279-74(B)(1-4) Used Oil Marketer Must Maintain Records of On-Spec Used Oil Delivery.**

**OAC Rule 3745-279-74(C) Used Oil Marketer Must Retain Records For At Least Three Years.**

**3. Used Oil Transporter Rules**

**OAC Rule 3745-279-46(A)(1) Used Oil Transporter Must Maintain Records Of Name And Address Of Party That Provided Used Oil**

**OAC Rule 3745-279-46(A)(2) Used Oil Transporter Must Maintain Records Of USEPA Id Number (If Applicable) Of Party That Provided Used Oil**

**OAC Rule 3745-279-46(A)(3) Used Oil Transporter Must Maintain Records Of Quantity Of Used Oil Accepted**

**OAC Rule 3745-279-46(A)(4) Used Oil Transporter Must Maintain Records Of Date Used Oil Was Accepted**

**OAC Rule 3745-279-46(A)(5)(a) Used Oil Transporter Must Maintain Records Of Signature Of Party That Provided Used Oil**

**OAC Rule 3745-279-46(B)(1) Used Oil Transporter Must Maintain Records Of Name And Address Of Used Oil Receiving Facility**

**OAC Rule 3745-279-46(B)(2) Used Oil Transporter Must Maintain Records Of USEPA Id Number Of Used Oil Receiving Facility**

**OAC Rule 3745-279-46(B)(3) Used Oil Transporter Must Maintain Records Of Quantity Of Used Oil Delivered**

**OAC Rule 3745-279-46(B)(4) Used Oil Transporter Must Maintain Records Of Delivery Date To Receiving Facility**

**OAC Rule 3745-279-46(B)(5)(a) Used Oil Transporter Must Maintain Records Of Delivery Signature Of Receiving Facility**

**OAC Rule 3745-279-46(D) Used Oil Transporter Must Retain Records For At Least Three Years**

4. **Fill pipe to Underground Storage Tank not labeled as required by OAC 3745-279-22 (C)(2).**

Should you have any questions regarding this letter, please contact me at (330) 963-1165.

Sincerely,



Neil J. Wasilk  
Environmental Specialist  
Division of Hazardous Waste Management

NJW:ddw

ec: Nyall McKenna, Ohio EPA, DHWM, NEDO

**NOTICE:**

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your facility from its obligation to comply with all applicable regulations.