



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

November 5, 200~~6~~⁷

**RE: ROWE TOWING AND SALVAGE
LORAIN COUNTY
NOV/RTC**

Mr. Walter Rowe
Rowe Towing and Salvage
792 Infirmary Road
Elyria, Ohio 44035

Dear Mr. Rowe:

On October 22 and November 1, 2007, I conducted an inspection of your facility located at 792 Infirmary Road, Elyria, Ohio. This investigation was in follow-up to an inspection done by Adrienne LaFavre of Ohio EPA on June 22, 2004, concerned with possible mismanagement of used oil at the property.

Your facility collects scrap autos, on a small scale, partially dismantles them to recover aluminum, and sells the scrap to the neighboring company, Elyria Recycling. The process of dismantling the engines and transmissions generates small quantities of used oil. This used oil is collected in 55 gallon drums. You indicated that all used oil generated at the facility is burned in a used oil heater located off-site at a poll barn you own. You further indicated that the facility does not generate any hazardous waste.

I inspected the area where the engines are dismantled and where the engines are stored and found evidence of oil spillage/contamination as a result of your operations. During this inspection, the following violations of Ohio's used oil regulations were identified:

1. Used Oil Generator Standards, OAC 3745-279-22(C):

Used oil is accumulated in a 55 gallon drum located adjacent to the engine tear down table. This drum was not labeled with the words, used oil. This is a violation of OAC 3745-279-22 C which requires containers, above ground tanks, and fill pipes used for underground tanks clearly labeled or marked "used oil." During my November 1, 2007 follow-up inspection you painted the words "used oil" on this container. Rowe Towing is therefore returned to compliance with this rule. As a reminder, all future drums used for used oil accumulation must be labled with the words "used oil."

2. Used Oil Generator Standards, OAC 3745-279-22(D):

During my inspection of October 22, used oil was observed spilled on the ground surrounding the engine tear down table. This appeared to be a result of sloppy procedures when handling the oily parts rather than from a damaged used oil storage container. Additional spilled used oil was seen on the ground in the

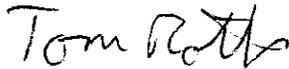
Mr. Walter Rowe
Rowe Towing and Salvage
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engine/transmission storage pile area. This poor management of used oil is a violation of OAC 3745-279-22 (D), which requires, upon detection of a release of used oil, that the release be stopped, contained, and cleaned up. You had cleaned up both of these areas, through oily soil removal and management as solid waste, by the time of my follow-up inspection of November 1. In addition, you indicated that you have changed procedures to improve used oil management practices at the facility to better prevent future spillage. In light of the above efforts, your facility is hereby returned to compliance with this regulation pertaining to this inspection and violation 1 from Adrienne LaFavre's notice of violation letter dated August 9, 2004.

For your reference, I have enclosed a copy of Ohio's guidance document for the management of used oil and a copy of the used oil inspection checklist completed during the inspection.

Should you have any questions, please feel free to contact me at (330) 963-1231.

Sincerely,



Thomas J. Roth
Environmental Specialist
Division of Hazardous Waste Management

TJR/cl

ec: Harry Courtright, DHWM, NEDO

cc: Natalie Oryshkewych, DHWM, NEDO

USED OIL INSPECTION CHECKLIST (Short version)

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 and 3745-205 or 3745-65 to 3745-69 and 3745-256? [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 and 3745-205 or 3745-65 to 3745-69 and 3745-256? [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# ___
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 U.S. 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# ___

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REMARKS

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