

**Environmental
Protection Agency**

_____, Governor
_____, Lt. Governor
_____, Director

January 6, 2011

Mr. Raymond Duke
State Road Auto Body/
Automotive Service Technicians, Inc.
5387 State Road
Parma, OH 44134

**RE: STATE ROAD AUTO BODY/AUTOMOTIVE SERVICE TECHNICIANS, INC., OHD 982 211 773,
CUYAHOGA COUNTY, CONDITIONAL EXEMPT SMALL QUANTITY GENERATOR,
COMPLIANCE EVALUATION INSPECTION, NOV/PARTIAL RETURN TO COMPLIANCE**

Dear Mr. Duke:

Thank you for your December 2, 2010 response to Ohio EPA's September 30, 2010 Notice of Violation (NOV) letter. The documentation you submitted included material data safety sheets (MSDSs) for paint products used, invoices for the removal and disposal of waste, and waste data sheets (waste profiles). I also received photographic documentation for the violations listed below represented by citation numbers 2., 3., 3.a., and 4.

Letter Citation Number	Rule Citation
1.	OAC Rule 3745-52-11, Waste Evaluation
2.	OAC Rule 3745-279-22(C)(1), Used oil storage requirements - labeling
3.	OAC Rule 3745-273-13(D)(1), Universal waste lamps – containers*
3.a	OAC Rule 3745-273-14(E), Universal waste lamps - labeling
4.	OAC Rule 3745-273-14(A), Universal waste batteries - labeling

*In the NOV dated 9/30/10, this rule was incorrectly cited as OAC Rule 3745-273-13(D)(2). The correct citation is OAC Rule 3745-273-13(D)(1) as listed above.

My review of the documentation submitted reveals you have **returned to compliance** with the following cited rule.

3. **OAC Rule 3745-273-13(D)(1), Universal waste lamps – containers.** The photographs you submitted document your spent lamps are now being properly stored in closed containers.

The following violations remain.

1. **OAC Rule 3745-52-11, Waste Evaluation.** Based on the MSDS information submitted, it appears your paint booth filters would not be considered hazardous waste. Please confirm in writing that you have determined your spent filters are not a hazardous waste, if that is the case.

2. **OAC Rule 3745-279-22(C)(1), Used oil labeling.** You submitted photographs showing you have added "waste oil" labels to your used oil tanks. Although they are now labeled, please note the rules require the specific words, "used oil". Please acknowledge in writing that you have properly labeled all containers and tanks of used oil with the specific words, "Used Oil".
3. **OAC Rule 3745-273-14(E), Universal waste lamps – labeling.** You submitted photographs showing you have added universal waste labels to your containers of spent lamps. Although they are now labeled, please note the rules require the specific wording on the labels to include the type of waste, for example, "Universal Waste - Lamps", "Waste Lamps", or "Used Lamps". Please acknowledge in writing that you have properly labeled all containers of universal waste lamps with the specific words, "Universal Waste Lamps".
4. **OAC Rule 3745-273-14(A), Universal waste batteries – labeling.** You submitted photographs showing you have added universal waste labels to your containers of batteries awaiting recycling. Although they are now labeled, please note the rules require the specific wording on the labels to include the type of waste, for example, "Universal Waste - Batteries", "Waste Batteries", or "Used Batteries". Please acknowledge in writing that you have properly labeled all containers of universal waste lamps with the specific words, "Universal Waste Batteries".

Comments

1. With regard to the drains in the building, you reported the drains are connected to the city sewer system and do not drain into the storm drain system.
2. A concern raised during the inspection, tracking the time universal waste (e.g., spent bulbs) is onsite, was not addressed. Please include in your response a description as to how you will track the universal waste storage time.

Please submit the information requested within fifteen days of the date of this letter. Should you have any questions, please feel free to contact me at (330) 963.1279.

Sincerely,



Patricia M. Natali
Environmental Specialist
Division of Hazardous Waste Management

PMN:ddw

ec: Frank Popotnik, DHWM, NEDO
Harry Sarvis, DHWM, CO
Natalie Oryshkewych, DHWM, NEDO
Erm Gomes, 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 applicable regulations.