



State of Ohio Environmental Protection Agency

Northeast District Office

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

**CERTIFIED MAIL**

April 8, 2010

Tom Sikora, Owner  
Warren Truck Repair  
2421 W. Market St.  
Warren, OH 44485

**RE: WARREN TRUCK REPAIR, WARREN, TRUMBULL COUNTY, OHR000156802  
COMPLAINT INVESTIGATION, NOV #3**

Dear Mr. Sikora:

On February 8, 2010, I sent you a second letter notifying you of violations that remained unabated from our August 19, 2009 inspection. On March 22, 2010, we received a letter from Fred Troppe regarding your site. Attached to the letter were two hazardous waste manifests, two non-hazardous waste manifests, and an invoice for 'junk batteries'.

The following violations appear to have been adequately addressed.

1. Training in Universal Waste Management - OAC 3745-273-16  
We understand you have added the topic of proper waste management to your periodic safety meetings with your staff.
2. Waste Determination - OAC 3745-52-11

Drums under tarp

We understand the drum labeled 'hardened paint' and the drum labeled 'dried paint' that were located on the second floor of the four story building were manifested as hazardous waste to Ross Incineration Services on 1-15-10 on manifest #006219237 JJK.

The following violations of the hazardous waste rules remain unabated.

1. Universal Waste Battery Labeling - OAC 3745-273-14(A)  
An invoice submitted from Ohio Battery indicates 'junk batteries' were picked up on 9-23-2009. A photo from Mr. Troppe was received on 10-30-2009, which shows at least two pallets of used batteries without the proper labeling. This also suggests that there are at least these two pallets of used batteries currently accumulating onsite unless Mr. Troppe's picture was taken over a month before it was submitted. Each used battery or battery container must be labeled 'Waste Batteries', 'Used Batteries', or 'Universal Waste - Batteries'.

**For any used batteries currently on your site, please label each pallet of batteries or each individual battery with the proper labeling. Submit photos documenting proper labeling or confirm in writing that there are currently no used batteries onsite.**

2. Accumulation Time Limits for Universal Waste Batteries - OAC 3745-273-15(C)  
Invoices submitted indicate used batteries were picked up on 9-23-2009. We understand you will retain shipping documents to demonstrate used batteries are not accumulated longer than one year.

**Please confirm in writing that all used batteries were picked up on 9-23-2009 or submit photographs documenting that the accumulation start date is properly marked on any batteries that were not picked up on that date.**

3. Waste Determination - OAC 3745-52-11

Concrete sealer

Mr. Troppe stated the remaining concrete sealer was consolidated into two drums and was disposed at Ross Incineration via PennOhio Corp. **Please submit the hazardous waste manifest that documents this disposal.**

Please address each of the above violations immediately and submit the requested documentation and written responses to me within 20 days of the date of this letter. If you have any questions related to this letter, feel free to call me at (330) 963-1226.

Sincerely



Sheryl K. Slone, P.E.  
Environmental Engineer  
Division of Hazardous Waste Management

SKS:ddw

ec: Ron Fodo, OSI, NEDO  
Nyall McKenna, DHWM, NEDO  
Natalie Oryshkewych, DHWM, NEDO  
Harry Sarvis, DHWM, CO  
cc: Fred Troppe, TEC

**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.**