



State of Ohio Environmental Protection Agency

Northwest District Office

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

Re: International Tank Services
OHD982615684
Allen Co.
2nd NOV

December 13, 2007

Mr. Leo Merschman
International Tank Services
1085 S. Metcalf Road
Lima, Ohio 45804

Dear Mr. Merschman:

On March 20, 2006, Ed Pulido and I inspected International Tank Services (ITS) located at 957 Atlantic Street in Lima, Ohio. The compliance evaluation inspection was completed to determine ITS's compliance with Ohio's hazardous waste laws and regulations as adopted under chapter 3734 of the Ohio Revised Code (ORC) and chapter 3745 of the Ohio Administrative Code (OAC). On April 6, 2006, I sent a Notice of Violation letter to ITS outlining how to return to compliance.

The following violations cited in my April 6, 2007 NOV letter remain outstanding. You must respond to these violations within 21 days of receipt of this letter with all necessary information.

1) Used Oil Labeling, OAC Rule 3745-279-22(C):

ITS had one tank, six drums and one bucket, all containing used oil, that were not labeled with the words "used oil".

To abate this violation, ITS must submit to me photographic documentation that these containers and the tank have been labeled "used oil". ***If these used oil containers are still being used or are on-site, please send me photos as requested. If the oil is no longer being used and has been taken off-site, please let me know when the oil was taken off-site and where it went. If you have a bill of lading or supporting documentation you may send it as well.***

2) Waste Evaluation, OAC Rule 3745-52-11:

ITS did not have waste evaluation documentation or an established recycling plan in place for the fluorescent bulbs generated at the facility.

Mr. Leo Merschman
December 13, 2007
Page Two

ITS must immediately cease disposing of the fluorescent bulbs as non-hazardous waste until a proper waste evaluation has been completed. Fluorescent bulbs typically contain mercury.

Basically, you could run analytical or contact the manufacturer of the bulbs for analytical information. This will tell you if the bulbs contain mercury and if they are hazardous waste or not. If they are hazardous waste, you can choose to handle them through the **universal waste** rules by **recycling**. When the bulbs are recycled as a universal waste, they are no longer considered a hazardous waste. You must ensure that they are recycled within one year and that you keep documentation showing this. Also, you must label the box containing the burned out bulbs (prior to recycling) with the words "universal waste".

Additionally, you must evaluate the following wastes found on the property near the warehouse and maintenance garage.

- a) On the northeast side of the maintenance garage, there were 27 drums stacked in two rows of two high, one drum on the ground near the stack and out towards the driveway area and an additional two white drums of unknown material. Some of the stacked drums on the bottom row were closed and did contain liquid. The drums noted away from the stack also contained material.
- b) There were three drums (one of them which was labeled "diesel oil booms") on the north side of the warehouse.
- c) Near the fence line (closer to the railroad tracks) on the south side of the warehouse building there was one blue drum and a pallet of old containers (paint cans, small cans, etc.) near the insulation blanket trailers
- d) There were also two red drums containing liquid on the south side of the warehouse.

Mr. Clint Rolland of Interdyne was in contact with me throughout the sampling, analysis and disposal process, however, I have not received a copy of all of the analytical, manifests and other documentation (bill of lading, etc.) verifying the ultimate disposal of these items. I must receive this information as soon as possible.

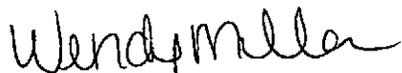
I would also like to know what specific containers and types of materials are left to be lab-packed and which area noted above (a,b,c or d) that these containers came from. Also, please let me know if any drums are not accounted for.

Mr. Leo Merschman
December 13, 2007
Page Three

Lastly, as stated above, I also need to know how you are managing your fluorescent bulbs. If you are recycling these, I must know where they are being taken for recycling as universal waste. Additionally, if any bulbs are being stored, you must send me a photograph showing they are properly stored and labeled.

Should you have any questions, please feel free to call me at (419) 373-3114.

Sincerely,



Wendy Miller
Division of Hazardous Waste Management

/lb

pc: Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO

~~NWDO/Ele~~

NOTE: Failure to list specific deficiencies in this communication does not relieve you from the responsibility of complying with all applicable regulations.