OhioEPA

State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

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

Re Uppenkamp Paint and Body Shop
Auglaize Co.
OHD982617136
NOV

May 15, 2008

Mr. Paul Uppenkamp
Uppenkamp Paint and Body Shop, Inc.
704 North Street
Wapakoneta, Ohio 45895

Dear Mr. Uppenkamp:

On May 1, 2008, Melissa Boyers, Janis Kielczewski, and I inspected Uppenkamp Paint and Body Shop, Inc. (Uppenkamp) located in Wapakoneta, Ohio to determine Uppenkamp'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). This letter will explain the violation we found and what you need to do to correct the violation. We also discussed pollution prevention opportunities.

Uppenkamp does auto body painting. The facility generates approximately 5-10 gallons of spent solvent (D001, F003, F005) every 6 weeks. This solvent is generated from spray gun cleaner operations. In two years, Uppenkamp has generated two drums of hazardous waste which were disposed of by Veolia in January 2008. Uppenkamp has one paint booth and changes the filters one time approximately every six weeks. No maintenance work is performed on the vehicles and no used oil is generated. Universal waste lamps are collected by All-Phase and are recycled by Environmental Recycling. No bulbs were on-site at the time of our inspection. At the time of our inspection, you were operating as a conditionally exempt small quantity generator.

The following violations of Ohio's hazardous waste laws were noted during the inspection:

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

Any person who generates a waste must determine if that waste is a hazardous waste by using generator knowledge or by testing the waste.

a) At the time of the inspection, Uppenkamp did not have waste evaluation documentation for the spent paint filters. Uppenkamp has historically disposed of this spent material as a non-hazardous waste. Uppenkamp must immediately cease disposing of the waste paint filters as non-hazardous waste until a proper waste evaluation has been completed.

Uppenkamp must obtain a representative sample of the spent paint filters and have it analyzed for Toxic Characteristic Leaching Procedure (TCLP) Resource Conservation and Recovery Act (RCRA) metals (SW-846 Method 1311) and volatile organics (SW-846 Method 8260).

To abate this violation, Uppenkamp must submit a copy of the analytical results to Ohio EPA. Once analytical results have been reviewed, Ohio EPA will advise Uppenkamp on proper disposal options for this waste stream. There may also be additional violations if the waste filters are determined to be hazardous. If this is the case, you will be notified in a separate letter.

b) Uppenkamp failed to have waste evaluation documentation or an established recycling plan in place for the spent fluorescent lamps/bulbs generated at your facility. Uppenkamp has historically disposed of spent fluorescent lamps in the solid waste dumpster. During our inspection, I gave you a fact sheet explaining the universal waste rules and how you can manage fluorescent lamps as a "universal waste".

On May, 6, 2008, you contacted me regarding lamps and stated that in the future, your local lamp supplier, All-Phase Electric in Lima, Ohio, will be taking spent lamps from you and will recycle them at Environmental Recycling. You must ensure that spent lamps are recycled within 1 year and that you proper containerize and label them (see fact sheet).

Therefore, this portion (paragraph b) of the violation is abated.

As we discussed during the inspection, you may be able to reduce the waste your company generates. If you find ways to recycle, reduce or altogether eliminate the amount of waste that your company generates you may be able to reduce treatment and disposal costs. You may possibly reduce your regulatory requirements. Ohio EPA also has helpful information about pollution prevention at the following web address: http://www.epa.state.oh.us/ocapp/ocapp.html

Enclosed you will find a copy of the checklist completed during the inspection. Should you have any questions, please feel free to call me at (419)373-3114.

Sincerely,

Wendy Miller

Wendy A. Miller
Division of Hazardous Waste Management

/csl

Enclosure

cc: File Copy
Cindy Lohrbach, DHWM-NWDO
Colleen Weaver, DHWM-NWDO

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.

E-mail this completed form to tammy.mcconnell@epa.state.oh.us or mail it to Tammy McConnell, Central Office	Ohio Environmental Protection Agency RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM	For Ohio EPA use only

2. Site EPA ID No.	EPA ID Number: OHD982617136							
3. Site Name	Name: Uppenkamp Paint & Body Shop					Website (optional:)		
4. Site Location Information	Street Address: 704 North Street							
	City, Town, or Village: Wapakoneta				State: OH			
	County Name: Auglaize				Zip Code: 45895			
5. Site Land Type (check only one)	Private	County	District	Federal	Indian	Municipal	State	Other
	X							
6. NAICS code(s) www.census.gov/epcd/www/naics.html	A.			B.				
	C.			D.				
7. Facility Representative Additional names can be recorded in number 12.	First Name: Paul		MI:	Last Name: Uppenkamp				
	Phone Number: 419-738-9681			Phone Number Extension:				
	E-Mail Address:							
	Fax Number:			Fax Number Extension:				
Only provide address information if it is different than the site address.	Street or P.O. Box:							
	City, Town or Village:							
	State:		Country:		Zip Code:			
8. Legal Owner and Operator of the Site List Additional Owners and/or Operators in the Comment Section or on another copy of this form page.	A. Name of Site's Legal Owner: [redacted]			Date Became Owner (mm/dd/yyyy):				
	Owner Type: Mark with an X	Private	County	District	Federal	Indian	Municipal	State	Other
		x							
	Street or P.O. Box:							
	City, Town, or Village:			Owner Phone #:				
	State:			Country:		Zip Code:		
	B. Name of Site's Operator:			Date Became Operator (mm/dd/yyyy):				
	Operator Type: Mark with an X	Private	County	District	Federal	Indian	Municipal	State	Other
		x							
	Street or P.O. Box:							
	City, Town, or Village:			Operator Phone #:				
	State:			Country:		Zip Code:		
9. Violations Cited?	X Yes		No					

10. Type of Regulated Waste Activity (Mark "X" in all of the appropriate boxes:)

☐ Not Regulated

10. Type of Regulated Waste Activity (Mark in all of the appropriate boxes.)

A. Hazardous Waste Activities

(choose only one of the following categories)

- [X] UNKNOWN: Cited for violation of 3745-52-11
- [ ] a. Large Quantity Generator (LQG):
- [ ] b. Small Quantity Generator (SQG)
- [ ] c. Conditionally Exempt Small Quantity Generator
- [ ] d. United States Importer of Hazardous Waste
- [ ] e. Mixed Waste (hazardous and radioactive) Generator
- [ ] 3. Treater, Storer or Disposer of Hazardous Waste
- [ ] 4. Recycler of Hazardous Waste
- [ ] 5. Exempt Boiler and/or Industrial Furnace
  - [ ] a. Small Quantity On-site Burner Exemption
  - [ ] b. Smelting, Melting, Refining Furnace Exemption
- [ ] 6. Underground Injection Control Facility

B. Universal Waste Activities

- [X] 1. Small Quantity Handler of Universal Waste

  (Indicate types of universal waste generated and/or accumulated (check all boxes that apply):
- [ ] 2. Large Quantity Handler of Universal Waste

  (accumulates 5,000 kg or more).
- [ ] 3. Destination Facility for Universal Waste

(Check all boxes below that apply for each of the three types of facilities above.)

	Generated	Accumulated
A. Batteries	[ ]	[ ]
B. Pesticides	[ ]	[ ]
C.Thermostats	[ ]	[ ]
D. Lamps	[X]	[ ]

C. Used Oil Activities

- [ ] 1. Used Oil Generator
- 2. Used Oil Transporter Indicate Type(s) of Activity(ies)
  - [ ] Transporter
  - [ ] Transfer Facility
- 3. Used Oil Processor and/or Re-refiner
  Indicate Type(s) of Activity(ies)
  - [ ] Processor
  - [ ] Re-refiner
- [ ] 4. Off-Specification Used Oil Burner
- 5. Used Oil Fuel Marketer -
  Indicate Type(s) of Activity(ies)
  - [ ] a. Marketer Who Directs Shipment of Off- Specification Oil
  - [ ] b. Used Oil to Off-Specification Used Oil Burner

11. Waste Codes for Federally Regulated Hazardous Wastes. Please list the codes for the federally regulated hazardous waste handled at your site. List them in the order they are presented in the regulations (e.g., D001, D003, F007, U112). Use an additional page if more space is needed. If there are more than 7 waste codes and they are the same as listed in the most recent RCRAInfo source record, you do not need to list them all. Instead just indicate the date of the most recent source record.

D001	F003	F005				

12. Comments: Use this area to describe whether the inspection was announced, whether the waste is stored in tanks or containers, etc.

N	Announced ?	Additional Facility Representatives:	
N	Tanks?	Other comments:	
Y	Containers?		

13. Name of Inspector(s)	Name of Inspector(s)	Date of Inspection/ Time (mm-dd-yyyy) (HH:MM)
Wendy Miller, Janis Kielczewski	Melissa Boyers	

14. OPTIONAL CERTIFICATION. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature of owner, operator, or an authorized representative	Name and Title (Print)	Date (mm-dd-yyyy)

CONDITIONALLY EXEMPT SMALL QUANTITY GENERATOR REQUIREMENTS
COMPLETE AND ATTACH A PROCESS, WASTE, P2 SUMMARY SHEET

CESQG: ≤100Kg. (Approximately 25-30 gallons) of waste in a calendar month or < 1 Kg. of acutely hazardous waste.
SQG: Between 100 and 1,000 Kg. (About 25 to under 300 gallons) of waste in a calendar month.
LQG: ≥1,000 Kg. (~300 gallons) of waste in a calendar month or ≥1 Kg. of acutely hazardous waste in a calendar month.
NOTE: To convert from gallons to pounds: Amount in gallons x Specific Gravity x 8.345 = Amounts in pounds.

Safety Equipment Used:

WASTE EVALUATION

1. Have all wastes generated at the facility been adequately evaluated? [3745-52-11] Yes ☐ No ☒ N/A ☐

need to evaluate paint booth filters

GENERATOR CLASSIFICATION

2. Does the generator produce <100 kg. of hazardous waste per month? [conditionally exempt small quantity generator ("CESQG")] Yes ☒ No ☐ N/A ☐

*NOTE: If quantities of hazardous waste accumulated on-site at any one time exceed 1,000 Kg. - or the generator produces between 100 and 1,000 Kg. of hazardous waste per month, it is operating as a Small Quantity Generator ("SQG"). **If so**, complete the Small Quantity Generator Requirements checklist.*

OFF-SITE SHIPMENT OF HAZARDOUS WASTE

3. Does the CESQG ensure delivery of hazardous waste(s) to an off-site permitted TSD? [3734.02(F)] Yes ☒ No ☐ N/A ☐

TREATMENT OF HAZARDOUS WASTE

a.	Container that meets 3745-66-70 to 3745-66-77?	Yes	☐	No	☐	N/A	☒
b.	Tank that meets 3745-66-90 to 3745-66-101 except 3745-66-97(C)?	Yes	☐	No	☐	N/A	☒
c.	Drip pads that meet 3745-69-40 to 3745-69-45?	Yes	☐	No	☐	N/A	☒
d.	Containment building that meets 3745-256-100 to 3745-256-102?	Yes	☐	No	☐	N/A	☒

NOTE: Complete appropriate checklist for each unit.

NOTE: If the CESQG conducts treatment they are subject to the LQG requirements.

NOTE: If waste is treated to meet LDRs, use LDR checklist.

REMARKS