



State of Ohio Environmental Protection Agency

Northwest District Office

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Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.ohio.gov

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

Re: Childress Collision, LLC
Fulton County
ID# OHD987023181
Hazardous Waste
Return to Compliance

June 7, 2010

Mr. Tom Childress, Owner
Childress Collision, LLC
909 Main Street
Delta, Ohio 43515

Dear Mr. Childress:

Thank you for your May 11, 2010, and June 3, 2010, responses to Ohio EPA's April 12, 2010, Notice of Violation (NOV) letter. The information you submitted included waste analysis documentation that was completed for the spent paint booth filters and universal waste documentation. My review of the documentation submitted reveals that Childress Collision, LLC (Childress) has adequately demonstrated abatement of all of the violations cited in the April 12, 2010, NOV.

The following is a summary of the violations cited in the April 12, 2010, NOV as a result of our March 25, 2010, inspection and your compliance with respect to each:

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.

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

Childress must obtain a representative sample of the spent paint booth filter waste stream and have it analyzed for Toxic Characteristic Leaching Procedure (TCLP) Resource Conservation and Recovery Act (RCRA) metals (SW-846 Method 1311/6010) and volatile organics (SW-846 Method 1311/8260). You must notify me at least seven days prior to the sampling event date so that a representative from Ohio EPA can be present to observe the sampling and to split samples if necessary. To abate this violation, Childress must submit a copy of the analytical results to Ohio EPA. Once analytical results have been reviewed, Ohio EPA will advise you on proper disposal options as well as plans for the future management of this waste stream.

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Ohio EPA will review the submitted waste evaluation information and determine Childress' generator status. Additional violations may be cited based upon waste evaluation results or your determined generator status. You will be notified of any additional violations in a separate letter.

On May 11, 2010, Childress submitted the waste analysis results for the paint booth filters. The submitted analytical results indicate that the spent paint booth filters are a non-hazardous waste. These filters may be managed as a solid waste.

With this information, this violation has been abated.

2. OAC Rule 3745-273-15(A): Accumulation Time for Universal Waste Batteries and Lamps:

A small quantity handler of universal waste may accumulate universal waste for no longer than one year from the date the universal waste is generated, or received from another handler.

Childress had one box of universal waste bulbs that was labeled with the accumulation start date of 3/3/05.

In order to correct this violation, Childress must immediately ship off-site for recycling the spent fluorescent bulbs that have been in storage for greater than one year. Childress must submit a copy of the receipt for the shipment of spent fluorescent bulbs sent off-site for recycling.

On May 11, 2010, Childress submitted documentation for the spent fluorescent bulbs that were picked up on April 7, 2010, for recycling.

With this information, this violation has been abated.

3. OAC Rule 3745-273-16: Universal Waste Employee Training:

A small quantity handler of universal waste shall ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures, relative to their responsibilities during normal facility operations and emergencies.

Childress has not ensured that all employees are thoroughly familiar with proper waste handling and emergency procedures.

In order to correct this violation, Childress must describe, through a training outline, how it will thoroughly familiarize (train) its universal waste fluorescent bulb handlers in proper handling and emergency procedures. Childress must submit some form of documentation demonstrating that this training has been accomplished (i.e. sign-in sheet, training memo). Copies of two universal waste guidance documents were given to you at the time of our inspection. Please review this information and contact me if you have any questions.

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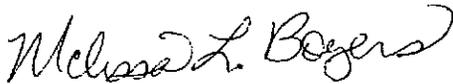
On June 3, 2010, I spoke with you regarding the universal waste employee training. You stated that you have reviewed the fact sheets provided by Ohio EPA and that you will be the only one responsible for the management of universal waste at your facility. Childress plans to manage all spent fluorescent bulbs as universal waste.

With this information, this violation has been abated.

Ohio EPA has helpful information about compliance assistance and pollution prevention at the following web address: <http://www.epa.ohio.gov/ocapp>. In addition, you can find copies of the rules and other information on the division's web page at: <http://www.epa.ohio.gov/dhwm/>.

Should you have any questions or if I can be of assistance, please contact me at (419) 373-3066.

Sincerely,



Melissa L. Boyers
Division of Hazardous Waste Management

/cs

pc: Cindy Lohrbach, DHWM, NWDO
Colleen Weaver, DHWM, NWDO
~~DHWM, NWDO, Fulton County General File~~

ec: Melissa Boyers, DHWM, NWDO