



Environmental
Protection Agency

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

Re: Fulton County Processing
Fulton County
RTC

June 23, 2011

Mr. Jeff Kunkel
Fulton County Processing
7800 State Route 109
P. O. Box 67
Delta, Ohio 43515

Dear Mr. Kunkel:

Thank you for your May 18th, 2011 and June 3rd, 2011 responses to my June 1st, 2011, Notice of Violation letter. Fulton County Processing (FCP) submitted documentation that all containers have been properly labeled "Used Oil". FCP also submitted analytical results for the filter paper.

With this information, all violations cited during Ohio EPA's May 17, 2011, compliance evaluation inspection are considered abated. The following is a summary of the violations and FCP's response:

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, FCP did not have waste evaluation documentation for the filter paper used in the water recycle system. FCP has historically disposed of this spent material as a non-hazardous waste. FCP must immediately cease disposing of the filter paper as non-hazardous waste until a proper waste evaluation has been completed.

On June 3, 2011, you submitted, via email, analytical results from the sample of the filter paper. These results show that the filter paper is indeed a non-hazardous waste. Therefore, this violation is considered abated.

2. **Labeling of Used Oil, OAC 3745-279-22(C)(1):**

FCP had several containers labeled Waste Oil at the time of inspection. I advised you of the wording in the regulations and that they must be labeled "Used Oil".

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On May 18, 2011, you submitted, via email, photographs of the totes properly labeled "Used Oil". Therefore, this violation is considered abated.

Should you have any questions or if I can be of assistance, please contact me at (419) 373-3114.

Sincerely,



Wendy Miller
Division of Materials and Waste Management

/llr

pc: Cindy Lohrbach, DMWM, NWDO
Colleen Weaver, DMWM, NWDO
~~DMWM-HW, NWDO, Fulton County, Fulton County Processing File~~
~~(New File)~~