



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

Re: Buckeye Truck Center, Inc.
Hazardous Waste
Complaint # 2684
Hancock County
NOV/RTC

March 14, 2008

Mr. David E. Mack, Manager
Buckeye Truck Center, Inc.
1120 Lima Avenue
Findlay, Ohio 45840

Dear Mr. Mack:

Thank you for your responses to Ohio EPA's September 12, 2007, Notice of Violation letter (NOV). The following occurred on the dates below:

- ❖ October 11, 2007- I received a Used Oil Management Plan from your facility (dated October 9, 2007).
- ❖ September 26, 2007 – I received the 30-day response activities report for your facility which included how you managed and disposed of the wastes generated from the 7-17-07, oil discharge from your facility, including waste evaluation information pertaining to these wastes.
- ❖ November 20, 2007 – I received additional waste evaluation information for the wastes generated from the 7-17-07, oil discharge from your facility.
- ❖ March 11, 2008 – I received via email additional waste evaluation information.

Return to Compliance

My review of this documentation reveals that Buckeye Truck Center, Inc. (Buckeye) has adequately demonstrated abatement of the following violation discovered during the August 29, 2007, investigation as listed below:

1. OAC 3745-279-22 (C) (1), Used oil storage requirements - proper labels. ***This violation was abated during the August 29, 2007, investigation.***

Area of Concern:

In addition, Buckeye has also satisfied the housekeeping and management of used oil, area of concern noted in the September 12, 2007, NOV, with the October 11, 2007, response.

Notice of Violation / Return to Compliance

On September 26, 2007, November 20, 2007, and March 12, 2008, TTL associates, inc. submitted on your behalf additional information pertaining to the cleanup of the oil spill which occurred from your facility, the management and the disposal of the wastes created from this cleanup, and the waste evaluation documentation for these wastes.

Based on this information, I found the following additional violation of Ohio's used oil regulations:

**1. Off-site shipments of used oil by generators.
OAC Rule 3745-279-24**

Generators shall ensure that their used oil is transported only by transporters who have obtained U.S. EPA identification numbers.

Approximately 2,450 gallons of used oil went to NAT Transportation, Inc. (NAT) to burn in their used oil furnace. NAT does not have an U.S. EPA identification number as a licensed used oil transporter. You could be considered a used oil marketer (see general comment number 1 below) if this activity continued. Used oil generators have three options for handling their used oil: 1) Generators must have their used oil transported by an entity that has a U.S. EPA identification number and ensure their used oil is recycled; 2) Generators may transport less than 55-gallons of their own used oil to a registered used oil collection center; or 3) You may burn your own used oil in an on-site space heater as long as all applicable requirements are met.

On October 11, 2007, you submitted a Used Oil Management Plan stating Buckeye has signed a contract with Safety Kleen in Toledo, Ohio, for monthly pick-ups of your used oil for recycling.

Thus, this violation is considered abated based on your October 11, 2007, response.

General Comment:

1. Shipping used oil off-site to burn.

A used oil generator could be considered a used oil marketer if they allow their used oil to be burned off-site. As a used oil marketer, the facility would be required to determine if their used oil was on or off specification, notify Ohio EPA of their marketing activities, and retain records of the analysis of the used oil.

Mr. David E. Mack, Manager

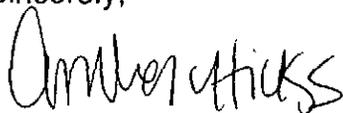
March 14, 2008

Page 3

Based on whether the used oil was determined to be on or off specification, other requirements such as ensuring the used oil burner has a U.S. EPA identification number and ensuring delivery of the used oil to the burner may apply. The specific requirements can be found in OAC Rule 3745-279-70 through 3745-279-74 at the following web address: http://www.epa.state.oh.us/dhwm/l_ruom.html. In addition, for more information, please consult the: the Ohio EPA Fact Sheet: The Regulation of Used Oil: An Overview for Ohio Businesses, Used Oil Generators given to you during the investigation.

No response to this letter is necessary. If you should have any questions, please feel free to call me at (419) 373-3082.

Sincerely,



Amber M. Hicks
Division of Hazardous Waste Management

//lr

pc: Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
~~DHWM, NWDO File: Buckeye Truck Center~~
ec: Amber Hicks, 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.