



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  
Notice of Violation

September 12, 2007

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

Dear Mr. Mack:

On August 29, 2007, Ed Pulido and I investigated a complaint at Buckeye Truck Center, Inc. (Buckeye) located at 905 Lima Avenue, Findlay, Ohio. The complaint was received by the Division of Hazardous Waste Management (DHWM) on July 30, 2007. This complaint was received due to an Ohio EPA emergency response to a used oil spill that occurred at your facility on July 17, 2007. DHWM was following up on the spill report received from Ohio EPA's Division of Emergency and Remedial Response. This letter will explain the violation we found as a result of our investigation, one area of concern; what you need to do to satisfy this area of concern; and one general comment.

Buckeye sells and services trucks (authorized International Truck dealer). Buckeye generates parts washing solvent and used oil.

Upon arriving at Buckeye, we spoke with you and Miranda Garlock of TTL Associates, Inc. about the spill incident, what you have done in terms of the clean-up of this spill, and your old and current used oil management practices. You stated the following:

- On July 17, 2007, the City of Findlay discovered an oil sheen in a downstream ditch after a heavy rain and tracked this oil sheen to Buckeye.
- Buckeye did not realize that the drains from the entire building drained directly into the storm sewer.
- Thus, there is a drain in the used oil storage area which then drains directly into the storm sewer.
- Buckeye stored all used oil generated on-site from the servicing of their trucks to burn in their on-site used oil burner.
- There was not one large spill or a large release of used oil from the facility.
- Due to poor housekeeping (spills and sloppy storage of used oil) there was used oil spilled in the used oil storage area. This oil spilled onto the floor then went down the drain into the storm sewer.
- During the heavy rain, this oil then traveled down to where it was discovered by the City of Findlay.

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- The facility immediately cleaned up all areas of used oil contamination. Clean-up began in mid-July and ended on August 27, 2007.
- All drains from the building were pumped out and sealed. The concrete storage area was power-washed. All contaminated soil was dug up and disposed of. All wastes generated were properly evaluated and disposed of properly.
- All the oil that was being stored in the used oil storage area was picked up and recycled by NAT Transportation, Inc.
- Buckeye generates approximately 300-400 gallons of used oil per month.
- Buckeye had to that point burned their used oil on-site in a used oil burner.
- Buckeye is moving to another location and will not be burning their used oil in a used oil burner. All used oil generated at the facility will be picked up by a licensed transporter for recycling.
- Buckeye will be submitting a spill response report to the Division of Emergency and Remedial Response. Included in this report will be all the waste evaluations for the wastes generated from this clean-up. Buckeye will forward me a copy of this report.

We walked around the facility. We observed your used oil storage area. The area was cleaned (no spills or staining) and contained totes of used oil and two portable oil drains. We also observed your used oil burner. In addition, you showed us the areas where drains had been sealed and where oil contaminated soil had been cleaned up. I also reviewed the non-hazardous waste manifests for the pick-up of the remaining used oil being stored on-site after the release. NAT Transportation, Inc. picked up 1500 gallons of used oil on July 19, 2007, and 950 gallons of used oil on July 20, 2007.

During the investigation, I provided you with the following materials: the Ohio EPA Fact Sheet: The Regulation of Used Oil: An Overview for Ohio Businesses. Used Oil Generators, and a list of Used Oil Recyclers.

As a result of my investigation, I found the following violation of Ohio's used oil regulations:

1. **Used oil storage requirements - proper labels.**  
**OAC 3745-279-22 (C) (1)**

Containers used to store used oil shall be labeled or marked clearly with the words "Used Oil."

Buckeye failed to mark one 350-gallon tote and two portable oil drains storing used oil with the words "Used Oil".

"Used Oil" was written on the one 350-gallon tote and two portable oil drains during the investigation. *Thus, this violation was abated.*

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In addition, I noted the following area of concern:

**Area of Concern:**

1. **Housekeeping and management of used oil.**

Buckeye should submit to me a brief outline of their management and disposal plan for all used oil generated on-site to prevent this type of incident from occurring in the future.

To satisfy this area of concern, please submit this plan to me within 30 days of receipt of this letter.

**General Comment:**

1. I am waiting on the submittal of the spill response report from Buckeye to determine that all wastes generated from the spill clean-up were properly evaluated and disposed. Once I receive and conduct this review, please note that based on this information I will determine the status of your compliance with other hazardous waste laws and notify you of my findings in a separate letter.

I have enclosed the fact sheet Universal Waste Rules for Handlers of Lamps. Please refer to this for the proper management of fluorescent light bulbs and other lamps that may be generated at Buckeye.

Please be advised that a full compliance evaluation inspection was not conducted. Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve you from having to comply with all applicable regulations.

Ohio EPA will issue an EPA ID number to track our investigation activity at the property in question. You cannot use this number for manifesting hazardous waste shipments. If you want to use an EPA ID number for manifesting and other hazardous waste, used oil or universal waste activities, you must complete and submit a Notification of Regulated Waste Activity form (*EPA Form 9029 (Rev. 11/2002)*) to Ohio EPA. This form is available on our Web page at <http://www.epa.state.oh.us/dhwm/notiform.html> or you can call me or the Division of Hazardous Waste Management, Central Office, RIS at (614) 644-2977 and we will mail you a copy.

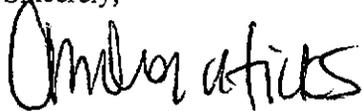
The Division of Hazardous Waste Management (DHWM) has created an electronic news service to provide you with quick and timely updates on events and news related to hazardous waste activities in Ohio. If you haven't already, we encourage you to sign-up for this free service. You can find more information at the following Web link <http://www.epa.state.oh.us/dhwm/listserv.html>. Please feel free to share this information with your colleagues.

Please address all correspondence to Amber Hicks, Ohio EPA, 347 N. Dunbridge Road, Bowling Green, Ohio 43402. Should you have any questions, please feel free to call me at (419) 373-3082.

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You can find copies of the rules and other information on the division's web page at <http://www.epa.state.oh.us/dhwm>. Ohio EPA has helpful information about pollution prevention at the following web address: <http://www.epa.state.oh.us/ocapp/ocapp.html>.

Sincerely,



Amber M. Hicks  
Division of Hazardous Waste Management

/lb

Enclosures

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

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.

Ohio Environmental Protection Agency  
RCRA SUBTITLE C SITE  
IDENTIFICATION/VERIFICATION FORM

For Ohio EPA use only

E-mail this completed form to [tammy.mcconnell@epa.state.oh.us](mailto:tammy.mcconnell@epa.state.oh.us) or mail it to Tammy McConnell, Central Office

2. Site EPA ID No.	EPA ID Number:								
3. Site Name	Name: Buckeye Truck Center, Inc.				Website: www.buckeyetruckcenter.com (Optional)				
4. Site Location Information	Street Address: 905 Lima Avenue								
	City, Town, or Village: Findlay				State: OH				
	County Name: Hancock				Zip Code: 45840				
5. Site Land Type (check only one)	Private <input checked="" type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>	
6. NAICS code(s) <a href="http://www.census.gov/epcd/www/naics.html">www.census.gov/epcd/www/naics.html</a>									
7. Facility Representative  Additional names can be recorded in number 12  Only provide address information if it is different than the site address	First Name: David		MI: E.		Last Name: Mack				
	Phone Number: 419-422-8966				Phone Number Extension:				
	E-Mail Address:								
	Fax Number: 419-422-5273				Fax Number Extension:				
	Street or P.O. Box: 1120 Lima Avenue								
	City, Town or Village: Findlay				State: OH		Country: USA	Zip Code: 45840	
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	Name of Site's Legal Owner:				Date Became Owner (mm/dd/yyyy):				
	Owner Type:	Private <input type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>
	Street or P.O. Box:								
	City, Town or Village:				Owner Phone #:				
	State:				Country:		Zip Code:		
	Name of Site's Operator:				Date Became Operator (mm/dd/yyyy):				
	Owner Type:	Private <input type="checkbox"/>	County <input type="checkbox"/>	District <input type="checkbox"/>	Federal <input type="checkbox"/>	Indian <input type="checkbox"/>	Municipal <input type="checkbox"/>	State <input type="checkbox"/>	Other <input type="checkbox"/>
	Street or P.O. Box:								
	City, Town or Village:				Operator Phone #:				
	State:				Country:		Zip Code:		
9. Violations Cited?	<input type="checkbox"/> Yes <input type="checkbox"/> No								
10A. Type of Regulated Waste Activity (Mark "X" in all of the appropriate boxes)									
<input type="checkbox"/> Not Regulated				<input type="checkbox"/> Conditionally Exempt Small Quantity Generator					
<input type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11				<input type="checkbox"/> United States Importer of Hazardous Waste					
<input type="checkbox"/> Large Quantity Generator (LQG)				<input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator					
<input type="checkbox"/> Small Quantity Generator (SQG)									
<input type="checkbox"/> Hazardous Waste Transporter				<input type="checkbox"/> Exempt Boiler and/or Industrial Furnace					
<input type="checkbox"/> Treater, Storer or Disposer of Hazardous Waste				<input type="checkbox"/> Small Quantity On-Site Burner Exemption					
<input type="checkbox"/> Recycler of Hazardous Waste				<input type="checkbox"/> Smelting, Melting, Refining Furnace Exemption					
<input type="checkbox"/> Underground Injection Control Facility									

10B. Universal Waste Activities (Indicate types of universal waste managed (check all boxes that apply))			
<input type="checkbox"/> Small Quantity Handler of Universal Waste		<input type="checkbox"/> Large Quantity Handler of Universal Waste (accumulates 5,000 kg. or more)	
<input type="checkbox"/> Destination Facility for Universal Waste			
Check all boxes below that apply for each of the three types of facilities above		10C. Used Oil Activities (Indicate Type(s) of Activity(ies))	
	Managed	<input checked="" type="checkbox"/> Used Oil Generator	<input type="checkbox"/> Off-Specification Used Oil Burner
Batteries	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Transporter	<input type="checkbox"/> Used Oil Fuel Marketer Who Directs Shipment of Off-Spec. Oil
Pesticides	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Transfer Facility	<input type="checkbox"/> Used Oil Fuel Marketer to Off-Specification Used Oil Burner
Mercury containing equipment	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Processor	
Lamps	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Re-refiner	
11. Waste Codes for Federally Regulated Hazardous Wastes. Please list the codes for the federally regulated hazardous waste handled at the 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.			
12. Comments: Use this area to describe whether the inspection was announced, whether the waste is stored in tanks or containers, etc.			
Announced	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Additional Facility Representatives: Miranda Garlock (consultant - TTL Associates, Inc.)
Tanks	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Other Comments: Facility at the time of investigation was at this address. Facility was moving within the week to 1120 Lima Avenue, Findlay, OH 45840
Containers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
13. Name of Inspector(s)		Name of Inspector(s)	Date of Inspection/Time (mm/dd/yyyy) (hh:mm)
Amber Hicks		Ed Pulido	8/29/2007 10:34-11:43
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)