



State of Ohio Environmental Protection Agency

Northwest District Office

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Bowling Green, OH 43402-9398

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www.epa.state.oh.us

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

**RE: Triple Diamond Plastics
Henry County
DHWM, NWDO
Complaint 2837
Notice of Violation**

April 2, 2009

Mr. Bill Richardson
Triple Diamond Plastics
405 North Pleasantview Drive
Liberty Center, Ohio 43532

Dear Mr. Richardson:

Please thank Chris Gottwald for accompanying Amy Heller and me during the Ohio Environmental Protection Agency's (Ohio EPA's) March 12, 2009, complaint investigation and compliance evaluation inspection of Triple Diamond Plastics' (TDP's) facility located at 405 North Pleasantview Drive, Liberty Center, Ohio. I investigated a complaint alleging that TDP is dumping oil and mop water onto the ground outside the door by the smoking area, down the drain by the truck loading dock, or back in the woods behind the facility. I also inspected TDP to determine its compliance with Ohio's hazardous waste laws as found in Chapter 3734. of the Ohio Revised Code (ORC) and Chapter 3745. of the Ohio Administrative Code (OAC). During the inspection, I helped you identify ways to prevent pollution by reducing waste.

This letter will explain the violations I found, what you need to do to correct the violations, other general concerns I have, what you need to do to respond to my general concerns, and the pollution prevention opportunities I identified.

TDP manufactures plastic collapsible containers. At the time of the inspection, TDP was a non-generator of hazardous waste. TDP generates used oil and spent lamps.

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Complaint:

During the inspection, Ohio EPA asked TDP if the floors of the facility are washed or mopped regularly. TDP told Ohio EPA that the floors are only mopped if there is a used oil spill or leak from a machine. This mop water is placed in the used oil tote to be filtered on site by an off-site company. However, TDP was unsure of the name of the company.

Upon further inspection of the facility, Ohio EPA found several areas outside that were heavily stained with used oil. This included the soil around the smoking area, soil south of the building where used oil totes were being stored, soil around the southwest corner of the facility, soil west of the facility where tubs were being stored, and soil/sludge around the drain by the truck loading dock. TDP did not know how most of the areas became stained. However, TDP stated that the southwest corner of the building was stained due to a large leak from one of the machines. TDP also stated that lids being stored outside are brought inside by the truck dock to melt any snow accumulated on the lids prior to use. The water from the snowmelt is pushed out the loading dock door. Violations resulting in the used oil management practices at TDP have been cited below.

Ohio EPA found the following violations of Ohio's hazardous waste laws. In order to correct these violations you must do the following and send me the required information ***within 30 days of receipt of this letter:***

Violations:

1. **OAC Rule 3745-279-22 (C)(1), Used Oil Storage Requirements for Generators:** "Containers and aboveground tanks used to store used oil at generator facilities must be labeled or marked clearly with the words 'Used Oil.'"

TDP failed to mark four used oil totes and one used oil tank located south of the building with the words "Used Oil."

In order to abate this violation, TDP must properly label the four totes and one tank with the words "Used Oil". At the time of the inspection, Ohio EPA did not know which blue COT-Puritech totes contained used oil and which COT-Puritech totes contained clean oil.

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Therefore, TDP must also label all blue totes with the words "Used Oil" that do not currently contain clean oil. **Within 30 days of receipt of this letter**, TDP must submit photographic documentation that all totes, tanks, and other containers holding used oil are properly labeled with the words "Used Oil."

2. OAC Rule 3745-279-24, Off-site Shipments of Used Oil by Generators:

"...generators must ensure that their used oil is transported only by transporters who have obtained U.S. EPA identification numbers." 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) Generators may burn its own used oil in an on-site space heater as long as all applicable requirements are met.

TDP gave used oil to an employee to burn for heating purposes. TDP failed to ensure that the used oil was transported by a transporter who had obtained a U.S. EPA identification number.

In order to abate this violation, TDP must choose one of the following and submit the required information to Ohio EPA **within 30 days of receipt of this letter**: **1)** Have the used oil picked up by a transporter which has a US EPA ID number. TDP must submit documentation (e.g., bill of lading or contract agreement), which includes the transporter and receiving facility information. Also, TDP must describe how the used oil is being recycled by the receiving facility (e.g., reconditioning, re-refining, reusing, or burning for energy recovery). **2)** Take the used oil to a collection center. TDP must submit documentation of the location of the collection center as well as receipt of the used oil by the collection center. TDP must also describe how much used oil is transported to the collection center, by whom, and the owner of the vehicle used in the transportation of the used oil. Or, **3)** burn the used oil on site in a space heater that complies with the requirements found in OAC rule 3745-279-23. TDP must submit documentation that demonstrates compliance with this rule.

For more information the fact sheets have been enclosed: The Regulation of Used Oil: An Overview for Ohio Businesses Who Generate Used Oil, dated April 2006; Registered Used Oil Collection Centers, dated August 25, 2008; Used Oil Burners- New Guidance for Rebuttable Presumption, dated April 2008; and Used Oil Recyclers, dated December 1, 2008.

3. OAC Rule 3745-279-22 (D), Used Oil Requirements for Generators:

"Response to releases. Upon detection of a release of used oil to the environment that is not subject to the requirements of Chapter 1301:7-9 of the Administrative Code and which has occurred after October 20, 1998, a generator must perform the following cleanup steps: (1) Stop the release; (2) Contain the released used oil; (3) Clean up and manage properly the released used oil and other materials; and (4) If necessary, repair or replace any leaking used oil storage containers or tanks prior to returning them to service."

TDP failed to clean up and properly manage used oil in the following locations: around the smoking area located west of the building; south of the building where used oil totes were being stored at the time of the inspection; around the southwest corner of the facility; west of the facility where tubs were being stored at the time of the inspection; and around the drain by the truck loading dock.

To abate this violation, TDP must immediately begin properly cleaning up used oil releases in a timely manner.

TDP must clean up all visible contamination located in each area described above. All contaminated soil, sludge, and liquid shall be placed in separate containers in good condition prior to disposal. TDP must scrape all used oil contamination off the southwest corner of the building and around the loading dock. All sludge and liquid must be removed from the drain area by the loading dock. The drain in this area should then be blocked and the whole area around the loading dock should be power washed. All liquid from cleaning the used oil stained areas should be containerized for disposal. **Ohio EPA must be present to verify that all visible used oil contamination has been removed from each area prior to sampling the material.**

In order for TDP to determine whether the contaminated soils, sludges, waste waters, and cleanup materials exhibit any hazardous waste characteristics, TDP must obtain a chemical analysis of a representative sample of the contaminated soil, sludge, and liquid from cleanup. TDP will need to contract the services of an environmental laboratory to analyze these materials. TDP must at least determine the concentrations of the Resource Conservation and Recovery Act (RCRA) metals in the waste.

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Due to the cost of sampling and analyzing this material, TDP has the option of analyzing the wastes for total RCRA metals. However, based on the results of this test, a Toxicity Characteristic Leaching Procedure (TCLP) test for RCRA metals may also be required.

Based on the results of the analytical test(s), TDP shall label the container(s) appropriately and dispose of the wastes at a proper disposal facility.

TDP shall submit the analytical results indicating the proper evaluation of the contaminated soil, sludge, and liquid and appropriate manifest documents or shipping papers indicating proper disposal of the wastes to Ohio EPA **within 30 days of receipt of this letter**. The results must document if the wastes are hazardous or not and, if hazardous, whether they are restricted from land disposal. If the wastes are hazardous, TDP must explain what treatment, storage, or disposal facility the wastes will be sent to.

If the waste is hazardous, I will determine the status of your compliance with other hazardous waste laws and notify you of my findings in a separate letter.

Please notify me at least five days prior to removal of the used oil contaminated soils and power washing of the loading dock so that I may be present.

For more information, the following fact sheets have been enclosed: Identifying Your Hazardous Waste, dated November 2006; Use of Generator Knowledge In Complying with OAC rule 3745-52-11 Hazardous Waste Evaluation, dated July 18, 2005; Violations Most Frequently Cited by Division of Hazardous Waste Management Inspectors, dated November 19, 2008; and Commercial Environmental Laboratories, printed February 2, 2009.

- 4. OAC Rule 3745-52-11, Hazardous Waste Determination:** "Any person who generates a waste, as defined in rule 3745-51-02 of the Administrative Code, must determine if that waste is a hazardous waste..."

TDP stores certain products outside for portions of time during the year. Prior to use, these products are brought inside the building near the loading dock to melt any snow accumulation. This snowmelt is then squeegeed out the loading dock door and into the drain/pit below. After observation of the drain/pit area located by the loading dock, it appears that used oil/water from processes other than snowmelt may also be disposed of in this fashion.

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TDP failed to evaluate the waste water being squeegeed out the loading dock door and into the drain below prior to disposal in this fashion.

TDP must immediately cease squeegeeing the waste water to the drain/pit for disposal. TDP must collect and containerize the waste water for waste evaluation prior to disposal.

TDP must obtain a chemical analysis of a representative sample of any waste water or waste water/used oil mixture that is disposed of through the drain/pit system. TDP will need to contract the services of an environmental laboratory to analyze this material. TDP must at least determine the concentrations of the RCRA metals in the waste.

Due to the cost of sampling and analyzing this material, TDP has the option of analyzing the waste for total RCRA metals. However, based on the results of this test a TCLP test for RCRA metals may also be required.

Based on the results of the analytical tests, TDP shall label the container(s) appropriately and dispose of the waste at a proper disposal facility.

Within 30 days of receipt of this letter, TDP must submit information that describes all types of waste water/used oil being disposed of through the drain/pit system and how this wastes water/used oil is generated. TDP must also submit a description of how each type of waste water/used oil will be analyzed the next time it is generated. This description should include how a representative sample of the waste stream will be taken and by whom, what chemical analyses will be run on the sample, and the name, address, and phone number of a laboratory that will analyze the sample. TDP must also submit information as to how the waste water will be disposed of if it is a hazardous waste or non-hazardous waste. TDP must include the name, address, and phone number of the receiving/destination facility for the waste and how it will be disposed.

General Concerns:

- A. Used Oil Tanks and Totes:** TDP should be aware that depending on how much used oil is stored on site at one time, TDP may be required to have a Spill Prevention, Control and Countermeasure Plan (SPCC).

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For more information the fact sheet titled Understanding the Spill Prevention, Control and Countermeasure (SPCC) Requirements, dated March 2007, has been enclosed. Ohio EPA's Division of Hazardous Waste Management (DHWM) does not have jurisdiction over SPCC plans. However, TDP is still required to comply with the SPCC requirements if TDP exceeds the quantities described in the fact sheet.

B. Spent Lamps: During the inspection, TDP was unsure how the spent lamps were being managed. It was unclear when the last spent lamp was generated. However, both TDP representatives that Ohio EPA has spoken to have told Ohio EPA that they are aware the spent lamps must be recycled and cannot be thrown into the trash. For more information on the proper management of spent lamps, the following fact sheets have been enclosed: Universal Waste Rules for Handlers of Lamps, dated June 2005; Fluorescent Lamps: What You Should Know, dated January 2007; Computer, Fluorescent Lamp and Ballast Recyclers, dated November 2008; and Universal Waste, dated December 2004.

C. COT-PURITECH: During the inspection, TDP told Ohio EPA that a company comes to the facility and filters the used oil through a truck system while on site. Clean oil is then released after filtration to be used again by TDP. TDP was unsure of the name of the company. However, Ohio EPA found the name COT-PURITECH and phone number located on the label of one of the blue totes. Ohio EPA called COT-PURITECH (COT) on March 25, 2009, and COT confirmed that used oil filtration has been conducted by COT at TDP. COT explained that all impurities from the used oil are filtered out of the used oil through the truck system while COT is on site. The cleaned oil is then deposited into a tote to be used again while the impurities from the used oil are deposited into a separate drum. These impurities are not taken off-site by COT but are left for TDP to dispose of properly through a different facility.

At this time it is unclear what TDP is doing with the used oil impurities after the filtration process has been completed by COT. **Within 30 days of receipt of this letter**, TDP must explain where the used oil impurities are being sent and what is being done with the used oil impurities by the destination/receiving facility. TDP should include an address, phone number, and any paperwork from the destination/receiving facility for the last three years. If the used oil impurities are being dumped on site or down the drain by the loading dock, then this must be described by TDP as well.

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- D. **Paint:** During the inspection, Ohio EPA noted 19 drums of PPG Olympic Canyon Latex Coating located in the northwest corner of the fenced lot. At the time of the inspection, TDP did not know what the paint was being used for. However, Ohio EPA later found out the paint was purchased in order to paint the building. However, the paint has not been used to paint the building and has been sitting outside for several years.

Since this paint has been exposed to the elements for several years, it may be unfit for painting the buildings at TDP and considered a waste. TDP must contact the manufacturer to research potential uses for this paint. It is possible that this paint can be shipped back to the manufacturer to be reworked and used to paint the TDP buildings or used as a raw product in other paint materials without further processing. Otherwise TDP may need to dispose of this paint as a hazardous waste if a use cannot be used without further processing the paint.

Within 30 days of receipt of this letter, TDP must submit information showing that TDP contacted the paint manufacturer to discuss options for the paint. If the paint can be reworked and used or used as a raw product in another material by the manufacturer, then TDP must submit information describing this process. If the manufacturer cannot rework or use the paint, then TDP must work closely with Ohio EPA to recycle or dispose of the paint.

- E. **Tubs located west of building:** During the inspection, Ohio EPA found 6 plastic tubs located west of the building. TDP did not know what was in the tubs. However, the contents appeared to have an oily sheen. **Within 30 days of receipt of this letter**, TDP must submit information that describes what is being stored in these tubs. If these tubs contain the used oil impurities from the filtration of used oil, then TDP must properly dispose of these impurities at a proper used oil recycling facility or dispose of these impurities as waste. If TDP disposes of this material as a waste, then a proper waste evaluation must be completed prior to disposal. This may include obtaining a chemical analysis of a representative sample of the waste being stored in the tubs. **Within 30 days of receipt of this letter**, TDP must submit bills of lading or manifests that show this material has been sent off site. TDP must describe how this waste will be recycled as used oil or disposed of as waste.

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F. **Loading Dock Drain/Pit:** During the inspection, TDP did not know if the drain/pit by the loading dock is tied into the Village sewer system or into the storm sewers. TDP should contact the Village of Liberty Center to determine if the drain/pit by the loading dock and any other drains in the facility are connected to the Village sewerage system. Ohio EPA is concerned that TDP has a potential pathway for contamination to reach the storm sewers and waters of the state.

If wastewater is discharging from TDP's drain into the storm sewers, then TDP is considered a Direct Discharger and will need to apply for a National Pollutant Discharge Elimination System (NPDES) permit. To meet the requirements of this permit, TDP would need to install a treatment system which will require the submittal of detailed plans and a Permit to Install (PTI) application.

Ohio EPA's DHWM does not have jurisdiction over discharges to the storm or sewer systems. However, DHWM does regulate the disposal of used oil and hazardous waste. TDP must immediately cease disposing of any waste or used oil through the drains/pits located at the facility. DHWM has notified DSW concerning the potential pathway for contamination through the drains at TDP. DSW may contact TDP in the future to discuss the drain system in more detail.

Ohio EPA will issue an EPA ID number to track our inspection activity at TDP. TDP cannot use this number for manifesting hazardous waste shipments. If TDP wants to use an EPA ID number for manifesting and other hazardous waste, used oil or universal waste activities, TDP 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 TDP can call the Division of Hazardous Waste Management, Central Office, RIS at (614) 644-2977 and a copy will be sent through the mail.

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. Ohio EPA also has helpful information about pollution prevention at the following web address:
<http://www.epa.state.oh.us/ocapp/ocapp.html>.

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The Division of Hazardous Waste Management 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 site: www.epa.state.oh.us/dhwm/listserv.html. Please feel free to share this with your colleagues.

Enclosed you will find a copy of the checklists that were completed during the inspection. Should you have any questions, please feel free to call me at (419) 373-3065. You can find copies of the rules and other information on the division's web page at <http://www.epa.state.oh.us/dhwm>.

Sincerely,

Kara Reynolds

Kara Reynolds
Environmental Specialist
Division of Hazardous Waste Management

/csf

Enclosures

cc: Colleen Weaver, DHWM, NWDO
Kara Reynolds, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
DHWM, NWDO Henry County File: Henry County General 2006-

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 kristina.durnell@epa.state.oh.us
 or mail it to Kristina Durnell, Central Office

Site EPA ID No.	EPA ID Number:		Website: www.tdplastics.com						
Site Name	Name: Triple Diamond Plastics		(Optional)						
Site Location Information	Street Address: 405 North Pleasantview Drive		State: OH						
	City, Town, or Village: Liberty Center		Zip Code: 43532						
	County Name: Henry								
Site Land Type (check only one)	Private	County	District	Federal	Indian	Municipal	State	Other	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
NAICS code(s) www.census.gov/epcd/www/naics.html									
Facility Representative	First Name: Chris		MI:	Last Name: Gottwald					
Additional names can be recorded in number 12	Phone Number: 419-533-0085		Phone Number Extension:						
Only provide address information if it is different than the site address	E-Mail Address:		Fax Number Extension:						
	Fax Number:								
	Street or P.O. Box:								
	City, Town or Village:		Zip Code:						
	State:								
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	County	District	Federal	Indian	Municipal	State	Other
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Street or P.O. Box:		Owner Phone #:						
	City, Town or Village:		Country:			Zip Code:			
	State:		Date Became Operator (mm/dd/yyyy):						
	Name of Site's Operator:								
	Operator Type:	Private	County	District	Federal	Indian	Municipal	State	Other
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Street or P.O. Box:		Operator Phone #:			United States			
	City, Town or Village:		Zip Code:						
	State:								

VIOLATIONS CITED? Yes No

TYPE OF HANDLER- A MINIMUM OF ONE BOX MUST BE CHECKED		
<input checked="" type="checkbox"/> Not a HW Generator	<input type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11	<input type="checkbox"/> Large Quantity Generator (LQG)
		<input type="checkbox"/> Small Quantity Generator (SQG)
		<input type="checkbox"/> Conditionally Exempt Small Quantity Generator
		<input type="checkbox"/> U.S. Importer of Hazardous Waste
		<input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator

TYPE OF REGULATED WASTE ACTIVITY (MARK "X" IN ALL OF THE APPROPRIATE BOXES)

- | | |
|---|--|
| <input type="checkbox"/> Recycler of Hazardous Waste | <input type="checkbox"/> Exempt Boiler and/or Industrial Furnace |
| <input type="checkbox"/> Underground Injection Control Facility | <input type="checkbox"/> Small Quantity On-Site Burner Exemption |
| <input type="checkbox"/> Hazardous Waste Transporter | <input type="checkbox"/> Smelting, Melting, Refining Furnace Exemption |
| <input type="checkbox"/> Treater, Storer or Disposer of Hazardous Waste | |

UNIVERSAL WASTE ACTIVITIES (INDICATE TYPES OF UNIVERSAL WASTE MANAGED)

(CHECK ALL BOXES THAT APPLY)

- | | |
|---|---|
| <input checked="" type="checkbox"/> Small Quantity Handler of Universal Waste | <input type="checkbox"/> Destination Facility for Universal Waste |
| <input type="checkbox"/> Large Quantity Handler of Universal Waste
(accumulates 5,000 kg. or more) | |

CHECK ALL BOXES BELOW THAT APPLY FOR THE TYPES OF UNIVERSAL WASTE THE FACILITY MANAGES

- Batteries
- Pesticides
- Mercury containing equipment
- Lamps

USED OIL ACTIVITIES (INDICATE TYPE(S) OF ACTIVITY(S))

- Used Oil Generator
- Used Oil Transporter
- Used Oil Transfer Facility
- Used Oil Processor
- Used Oil Re-refiner
- Off-Specification Used Oil Burner
- Used Oil Fuel Marketer Who Directs Shipment of Off-Spec. Oil
- Used Oil Fuel Marketer to Off-Specification Used Oil Burner

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 RCRA info source record, you do not need to list them all. Instead just indicate the date of the most recent source record.

COMMENTS: USE THIS AREA TO DESCRIBE WHETHER THE INSPECTION WAS ANNOUNCED, WHETHER THE WASTE IS STORED IN TANKS OR CONTAINERS, ETC.

Announced Yes No Additional Facility Representatives: **Bill Richardson**
 Tanks Yes No Other Comments:
 Containers Yes No

Name of Inspector(s)

Kara Reynolds

Name of Inspector(s)

Amy Heller

Date of Inspection/Time

(mm/dd/yyyy) (hh:mm)

3/12/2009 10:30 AM

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)

**USED OIL INSPECTION CHECKLIST
GENERATORS, COLLECTION CENTERS AND AGGREGATION POINTS**

NOTE: A facility is subject to the federal SPCC regulations (40 CFR 112) if it is non-transportation related (e.g., fixed) and has an aggregate above ground storage capacity greater than 1,320 gallons or a total underground storage capacity greater than 42,000 gallons of oil (including used oil), and there is reasonable expectation of a discharge to navigable waters.

PROHIBITIONS

1.	Does the generator manage used oil in a surface impoundment or waste pile? If yes:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
a.	Is the surface impoundment or waste pile regulated as a hazardous waste management unit? [3745-279-12(A)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>

NOTE: For example, used oil contaminated scrap metal stored in a pile.

2.	Is used oil used as a dust suppressant? [3745-279-12(B)]	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
3.	Is off-specification used oil fuel burned for energy recovery in devices specified in 3745-279-12(C)?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>

NOTE: Multiple used oil checklists may be applicable if used oil handler is performing multiple tasks (e.g., if generating used oil and shipping directly to a burner, complete generator and marketer checklists at a minimum).

GENERATOR STANDARDS

4.	Does the generator mix hazardous waste with used oil? If so,	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
a.	Is the mixture managed as specified in 3745-279-10(B)? [3745-279-21(A)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>

NOTE: Used Oil mixed with listed (3745-51-30 to 3745-51-35) or characteristic (3745-51-20 to 3745-51-24) hazardous waste are subject to regulation as a hazardous waste, unless the listed hazardous waste is listed solely because it exhibits a hazardous characteristic, and the resultant mixtures do not exhibit a characteristic. Mixtures of used oil and CESQG hazardous waste are subject to OAC Chapter 3745-279.

5.	Does the generator of a used oil containing greater than 1,000 ppm total halogens manage the used oil as a hazardous waste unless the presumption is rebutted successfully? [3745-279-21(B)]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
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NOTE: If used oil contains greater than 1000 ppm total halogens, it is presumed to be listed hazardous waste until the presumption is successfully rebutted.

6.	Does the generator store used oil in tanks; or containers; or a unit(s) subject to regulation as a hazardous waste management unit? [3745-279-22(A)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
7.	Are containers and aboveground tanks used to store used oil in good condition with no visible leaks? [3745-279-22(B)]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
8.	Are containers, above ground tanks, and fill pipes used for underground tanks clearly labeled or marked "Used Oil?" [3745-279-22(C)]	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
9.	Has the generator, upon detection of a release of used oil, done the following: [3745-279-22(D)]	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
a.	Stopped the release?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>
b.	Contained the release?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
c.	Cleaned up and properly managed the used oil and other materials?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
d.	Repaired or replaced the containers or tanks prior to returning them to service, if necessary?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/>

ON-SITE BURNING IN SPACE HEATER

10.	Does the generator burn used oil in used-oil fired space heaters? [3745-279-23] If so:	
a.	Does the heater burn only used oil that owner/operator generates or used oil received from household do-it-yourself (DIY) used oil generators?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
b.	Is the heater designed to have a maximum capacity of not more that	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>

	0.5 million BTU per hour?	
c.	Are the combustion gases from heater vented to the ambient air?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>

NOTE: Ash accumulated in a space heater must be managed in accordance with 3745-279-10(E).

GENERATOR TRANSPORTATION

11.	Does the generator have the used oil hauled only by transporters that have obtained a U.S. EPA ID#?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
12.	If the generator self-transported used oil to an approved collection site or to an aggregation point owned by the generator: [3745-279-24]	
a.	Does the generator transport used oil in a vehicle owned by the generator or an employee of the generator?[3745-279-24]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
b.	Does the generator transport more than 55 gallons of used oil at any time?[3745-279-24]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>

NOTE: Used oil generators may arrange for used oil to be transported by a transporter without a U.S. EPA ID # if the used oil is reclaimed under a contractual agreement (i.e., tolling arrangement).

COLLECTION CENTERS AND AGGREGATION POINTS

13.	Is the DIY used oil collection center in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-30]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
14.	Is the non-DIY used oil collection center registered with Ohio EPA? [3745-279-31]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
15.	Is the used oil aggregation point in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-32]	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>

NOTE: Complete Used Oil Generator and any other applicable used oil handler checklist (e.g., marketer, burner, etc.) for used oil collection centers and aggregation points.