OhioEPA
State of Ohio Environmental Protection Agency

Northwest District Office

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TELE: (419) 352-8461 FAX: (419) 352-8468
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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

Re: Central Avenue Strip Shop
OHD987052156
Lucas Co.
Complaint #2612
Return to Compliance

March 11, 2010

Mr. Dan McKie
Central Avenue Strip Shop
8035 West Central Avenue
Toledo, Ohio 43617

Dear Mr. McKie:

On December 2, 2009, Gary Deutschman and I visited your facility to determine the status of your remaining violations cited in my March 17, 2008, 2nd Notice of Violation letter.

2. Unpermitted Treatment, Storage and Disposal, ORC 3734.02(E)&(F):

Based on my site visit, review of your new process area on December 2, 2009, analytical and disposal records, **no further action is required at this time**.

Although no further action is being required by Ohio EPA at this time, be advised that due to the nature of the violation Ohio EPA may require clean up pursuant to OAC rules 3745-55-11 through 3745-55-20 and OAC rules 3745-55-42 through 3745-55-47 at this site.

Also, since you violated ORC §3734.02(E) and (F), be aware, as stated in the Notice of Violation dated March 17, 2008, Ohio EPA may assert its right to have you begin facility-wide cleanup pursuant to the Corrective Action process under Ohio law.

3. Tank Requirements, OAC Rules 3745-66-101(E)(1):

On October 1, 2009, you submitted a copy of the manifest which accompanied your hazardous waste off-site to Petro-Chem in Detroit, Michigan. You removed 4 drums (approximately 220 gallons) of hazardous waste. You have added floor grating to enlarge your process area and will begin using the tank to hold water from the water blasting process. The water will be continually reused. When you determine it is no longer usable, you are required to evaluate the waste in accordance with OAC rule 3745-52-11. Additionally, any solids which accumulate in the unit or filters that you remove will also be required to be evaluated in accordance with OAC rule 3745-52-11. On December 2, 2009, I visited your site and determined that you are now properly operating your sump and recirculation tank. The only suggestion I have is that you eliminate as much sawdust as possible from getting on the floor, into the sump, and into the recirculation tank. Although the sawdust is non-hazardous, when it builds up on your filter screen or in the bottom of the tank it may become a hazardous waste. Please call me with any questions.

This violation is considered abated.

10. Land Disposal Restrictions, OAC Rule 3745-270-07(A)(1), on October 1, 2009, you submitted a copy of the land disposal restriction which accompanied the manifest off-site. **Therefore, this violation is considered abated.**

11. Land Disposal Restrictions, OAC Rule 3745-270-07(A)(2), on October 1, 2009, you submitted a copy of the land disposal restriction which accompanied the manifest off-site. **Therefore, this violation is considered abated.**

12. Land Disposal Restrictions, OAC Rule 3745-270-07, on October 1, 2009, you submitted a copy of the land disposal restriction which accompanied the manifest off-site. **Therefore, this violation is considered abated.**

13. Land Disposal Restrictions, OAC Rule 3745-270-09(A), on October 1, 2009, you submitted a copy of the land disposal restriction which accompanied the manifest off-site. **Therefore, this violation is considered abated.**

14. Waste Evaluation, OAC Rule 3745-52-11, on September 24, 2009, CASS used generator knowledge and analytical previously run to determine that the paint chip debris and sludge from the dip tank were F002, D001 hazardous waste. **Therefore, this violation is considered abated.**

The following violations were previously abated in my July 22, 2008, letter to you:

1. Waste Evaluation, OAC Rule 3745-52-11, previously abated on 4/17/07.

4. Labeling of Tanks, OAC Rule 3745-52-34(A)(3), previously abated on 5/19/08.

5. Management of Satellite Containers, OAC Rule 3745-52-34(C)(1)(a), previously abated on 4/17/07.

6. Labeling of Containers, OAC Rule 3745-52-34(C)(1)(b), previously abated on 4/17/07.

7. Inspections of Containers, OAC Rule 3745-66-74(A), previously abated on 5/19/08.

8. Inspections of Containers, OAC Rule 3745-66-74(B), previously abated on 5/19/08.

9. Emergency Preparedness, OAC Rule 3745-52-34(D)(5)(b), previously abated on 5/19/08.

⇨ **All violations cited in my March 30, 2007 and March 17, 2008 NOV letters are considered abated.** If you have any questions, please contact me at (419)373-3114.

Sincerely,

Wendy Miller

Wendy Miller
Division of Hazardous Waste Management

/lb

pc: Colleen Weaver, DHWM, NWDO
Wendy Miller, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
Mitch Mathews, DHWM, CO
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Central Ave. Strip Shop File Copy, NWDO