



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6400
www.epa.state.oh.us

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

August 20, 2009

**GALLIACOUNTY
GENERAL FILE
(DAVIS BROTHERS CONSTRUCTION)
DHWM/SEDO
NON NOTIFIER**

Mr. Jim Davis
Davis Brothers Construction Co.
91 Flamingo Drive
Gallipolis, Ohio 45631

Dear Mr. Davis:

On July 9, 2009, Ohio EPA received a complaint alleging that used oil has been dumped on your property on Flamingo Drive. On July 9, 2009, Donna Goodman and I performed a complaint investigation of your property to determine the validity of the complaint and to determine its compliance with Ohio's hazardous waste laws and regulations as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC).

Based on this inspection, a Notice of Violation letter was sent to you on July 14, 2009. On August 17, 2009, you left me a voice message stating that the violations had been abated and I inspected your property. Based on my observations, you have returned to compliance with the following hazardous waste regulations:

- (i) Used oil storage requirements for generators, OAC Rule 3745-279-22(D);
- (ii) Used oil storage requirements for generators, OAC rule 3745-279-22(C).

A list of used oil recyclers that operate in Ohio can be found at:
<http://www.epa.state.oh.us/dhwm/formslistchklist.html#UsedOil>.

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Additional information on the hazardous waste rules, pollution prevention assessments and other useful information is available on Ohio EPA's website at www.epa.state.oh.us. If you have any questions regarding waste management or pollution prevention activities, please call me at (740) 380-5278.

Sincerely,



Richard Stewart
District Representative
Division of Hazardous Waste Management

RS/dh

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.