



State of Ohio Environmental Protection Agency

Southeast District Office

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

June 1, 2007

**JACKSON COUNTY
GENERAL FILE
(BILL'S AUTO SERVICE)
DHWM/SEDO
NON-NOTIFIER**

Mr. Bill Belcher
Bill's Auto Service
State Route 93
Wellston, Ohio 45692

Dear Mr. Belcher:

On April 3, 2007, I performed a compliance inspection at your facility to determine its compliance with Ohio's hazardous waste and solid waste laws and regulations as found in Chapter 3734. of the Ohio Revised Code (ORC) and Chapter 3745. of the Ohio Administrative Code (OAC). I sent you a notice of violation letter (NOV) on April 10, 2007 specifying the violations observed during the inspection. To date, Bill's Auto Service has not responded to the April 10, 2007 NOV letter and remains in violation of the following:

- (1) ***OAC Rule 3745-52-11, Evaluation of Wastes:*** Any person who generates a waste in the State of Ohio, as defined in rule 3745-51-02 of the Administrative Code, ...shall determine if that waste is a hazardous waste using the following method: (A) He shall first determine if the waste is excluded from regulation under rule 3745-51-04 of the Administrative Code; (B) He shall then determine if the waste is listed as a hazardous waste in rules 3745-51-30 to 3745-51-35 of the Administrative Code; and (C) For purposes of compliance with Chapter 3745-270 of the Administrative Code, or if the waste is not listed as a hazardous waste in rules 3745-51-30 to 3745-51-35 of the Administrative Code, the generator shall then determine whether the waste is identified in rules 3745-51-20 to 3745-51-24 of the Administrative Code by either: (1) Testing the waste according to the methods set forth in rules 3745-51-20 to 3745-51-24 of the Administrative Code, or according to an equivalent method approved by the Region V Administrator of U.S. EPA pursuant to 40 CFR 260.21; or (2) Applying knowledge of the hazardous characteristic of the waste in light of the materials or the process used.

Spent fluorescent lamps generated at Bill's Auto Service have not been evaluated to determine if they are a hazardous waste. In order to demonstrate compliance with this rule, Bill's Auto Service must evaluate spent fluorescent lamps and manage them accordingly. As we discussed during the inspection, spent fluorescent lamps can be managed as a universal waste. Universal waste rules can be found on Ohio EPA's web page at <http://www.epa.state.oh.us/dhwm/guidancedocs.html#UW>. Please contact Ohio EPA with information as to the selected management of spent lamps that Bill's Auto Service intends to pursue.

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Please feel free to contact me at (740) 380-5262 with any questions you may have.

Sincerely,



John Rochotte
District Representative
Division of Hazardous Waste Management

JR/mlm

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.