



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

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[www.epa.state.oh.us](http://www.epa.state.oh.us)

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

March 5, 2007

**JEFFERSON COUNTY  
GENERAL FILE  
(EXPRESS AUTO)  
DHWM/SEDO  
NON-NOTIFIER**

Mr. Tim Robb  
Express Auto  
115 3<sup>rd</sup> Street  
Tiltonsville, OH 43963

Dear Mr. Robb:

On, February 20, 2007, I investigated a complaint regarding Express Auto's facility in Tiltonsville, Ohio. While at Express Auto I also conducted a used oil inspection to determine your compliance with the used oil regulations found in Ohio Administrative Code (OAC) Chapter 3745-279 and determined that Express Auto is not a generator of hazardous waste. This letter will explain the validity of the complaint, the violation found, and provide the information you requested about the disposal of vehicle gas tanks.

The complaint I responded to was received by US EPA's Wheeling, West Virginia office and forwarded to Ohio EPA. The complainant alleged that there were drums of used oil in your facility and behind it that were leaking into a storm drain.

At the time of my visit, Express Auto had two 55-gallon drums of used oil stored in the room located to the left of the service bays. Neither of these drums appeared to be leaking but there was some staining next to one drum where used oil had been spilled. The stain indicated that the oil had flowed along a joint in the concrete floor and stopped just short of entering a floor drain. Express Auto also had six drums of used oil behind the building. None of these drums showed any signs of leaking and no storm drain was observed in their immediate vicinity. My observations indicated that there was some basis for the complainant's concern about the oil staining near the floor drain but it did not appear that oil had entered the floor drain.

**Violation**

The following violation of Ohio's used oil rules was found:

- (1) **OAC Rule 3745-279-22(C), 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."

At the time of the inspection, Express Auto did not have any of their used oil containers labeled with the words "Used Oil." During the inspection, the containers were labeled, returning Express Auto to compliance with this rule.

### **General Comments**

- (a) At the time of the inspection, drums of used oil were being stored in a room with a floor drain. As noted above, staining indicated that spilled oil had nearly entered the floor drain. In order to avoid the possibility of oil going into your floor drain, I recommend that you either plug the floor drain or move the containers to another room in the building that does not have a floor drain.

It is important that you know where all floor drains in your building lead and are aware of Ohio EPA regulations that apply to their discharge. For more information on this, I have enclosed a fact sheet titled *Do You Know Where Your Floor Drains Go*. If you have questions about the fact sheet formation, please contact Ohio EPA's Division of Surface Water at (740) 385-8501.

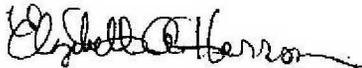
- (b) During the inspection, you indicated that you were interested in recycling or properly disposing of vehicle gas tanks. The Ohio Department of Natural Resources has a searchable web site for recyclables at <http://dnr.state.oh.us/recycling/locations/>. Using this web site, I located Six Recycling at 505 Maple Street, East Liverpool, Ohio (303) 385-1452. When I contacted them, they indicated that they do take gas tanks for a \$1 charge. Ohio EPA recommends that you recycle whenever possible. Ohio EPA does not endorse any particular recycling facility; the name of this business is provided only as a courtesy to you. Further research may reveal other businesses that also recycle gas tanks.

If the gas tank has been drained of all fuel, it would be considered a solid waste under Ohio law. An empty gas tank can be legally disposed as a solid waste. However, some waste removal companies and landfills may not wish to accept them. So, check with your waste hauler before including them in your regular trash.

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Express Auto  
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Enclosed you will find a copy of the checklist completed during the inspection. Should you have any questions, please feel free to call me at (740) 380-5248. 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,



Elizabeth A. Herron  
Environmental Specialist  
Division of Hazardous Waste Management

EAH/mlm

Enclosures

**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

Site EPA ID No.	EPA ID Number: non-notifier								
Site Name	Name: Express Auto					Website: (Optional)			
Site Location Information	Street Address: 115 3 <sup>rd</sup> Street								
	City, Town, or Village: Tiltonsville					State: OH			
	County Name: Jefferson					Zip Code: 43963			
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"/>	
NAICS code(s) <a href="http://www.census.gov/epcd/www/naics.html">www.census.gov/epcd/www/naics.html</a>									
Facility Representative  Additional names can be recorded in number 12  Only provide address information if it is different than the site address	First Name: Tim			MI:	Last Name: Robb				
	Phone Number:				Phone Number Extension:				
	E-Mail Address:								
	Fax Number:				Fax Number Extension:				
	Street or P.O. Box:								
	City, Town or Village:			State:		Country:		Zip Code:	
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:			
Violations Cited?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No								
Type of Generator									
<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)									
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 generated and/or accumulated (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)			Used Oil Activities (Indicate Type(s) of Activity(ies))		
	Generated	Accumulated	<input checked="" type="checkbox"/> Used Oil Generator	<input type="checkbox"/> Off-Specification Used Oil Burner	
Batteries	<input type="checkbox"/>	<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"/>	<input type="checkbox"/> Used Oil Transfer Facility	<input type="checkbox"/> Used Oil Fuel Marketer to Off-Specification Used Oil Burner	
Thermostats	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Processor		
Lamps	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Used Oil Re-refiner		
Waste Codes for Federally Regulated Hazardous Wastes. Please list the codes for the federally regulated hazardous waste handled at your 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.					
Comments: Use this area to describe whether the inspection was announced, whether the waste is stored in tanks or containers, etc.					
Announced	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Additional Facility Representatives:		
Tanks	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Other Comments:		
Containers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			
Name of Inspector(s)		Name of Inspector(s)		Date of Inspection/Time (mm/dd/yyyy) (hh:mm)	
Elizabeth		Herron		2/20/2007 1:00 PM	
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)	

## GENERAL FACILITY INFORMATION

### **Process Information:**

Express Auto is a vehicle service and repair business.

### **Waste Activities Summary:**

Express Auto generates used oil from their vehicle maintenance work. The amount of oil generated varies with fluctuations in business. At the time of the inspection two 55-gallon drums and a tank (estimated size 150-200 gallons) of used oil were being stored in the Express Auto building. Six drums of used oil were also located outside, behind the building. In the past Express Auto has fueled an on-site used oil burning space heater with their used oil. The business does not currently have a space heater but they are planning to install one again in the future. The used oil that is currently on-site is planned to be burned in their future space heater.

### **Regulatory/Enforcement History:**

This business has not been previously inspected by the Division of Hazardous Waste Management

### **Pollution Prevention Remarks and/or Other Information:**

Would this facility be interested in a P2 assessment?

Yes  No  NA

### **REMARKS**

*If yes, refer to Ohio EPA Southeast District Office Pollution Prevention Coordinator  
or to Ohio EPA's Office of Compliance Assistance and Pollution Prevention, at 1-800-329-7518,  
[p2mail@epa.state.oh.us](mailto:p2mail@epa.state.oh.us) or [www.epa.state.oh.us/ocapp/ocapp.html](http://www.epa.state.oh.us/ocapp/ocapp.html).*

# USED OIL GENERATOR REQUIREMENTS

**NOTE: (Short Version) - This checklist does not include requirements for used oil transporters and transfer facilities, processors and re-refiners, burners, and marketers.**

## PROHIBITIONS

1. Is used oil being managed in a surface impoundment or waste pile? If so:  Yes  No  NA
- Is the surface impoundment or waste pile being regulated under OAC 3745-54 to 3745-57 and 3745-205 or 3745-65 to 3745-69 and 3745-256? [3745-279-12(A)]  Yes  No  NA
2. Is used oil being used as a dust suppressant? [3745-279-12(B)]  Yes  No  NA
3. Is off-specification used oil fuel burned for energy recovery only in devices specified in 3745-279-12(C)?  Yes  No  NA

## USED OIL GENERATOR STANDARDS

4. Does the generator mix hazardous waste with used oil only as provided in 3745-279-10(B)? [2745-279-21(A)]  Yes  No  NA
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  No  NA
6. Does the generator only store used oil in tanks, containers, or units subject to OAC 3745-54 to 3745-57 and 3745-205 or 3745-65 to 3745-69 and 3745-256? [3745-279-22(A)]  Yes  No  NA
7. Are containers and aboveground tanks used to store used oil in good condition with no visible leaks? [3745-279-22(B)]  Yes  No  NA
8. Are containers, above ground tanks, and fill pipes used for underground tanks clearly labeled or marked "Used Oil?" [3745-279-22(C)]  Yes  No  NA
9. Has the generator, upon detection of a release of used oil, done the following: [3745-279-22(D)] **see remarks**
- a. Stopped the release?  Yes  No  NA
- b. Contained the release?  Yes  No  NA
- c. Cleaned up and properly managed the used oil and other materials?  Yes  No  NA
- d. Repaired or replaced the containers or tanks prior to returning them to service, if necessary?  Yes  No  NA

10. Does the generator burn use in used fired space heaters? [3745-279-]  Yes  No  NA  
 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  No  NA  
 see remarks
- b. Is the heater designed to have a maximum capacity of not more than 0.5 million BTU per hour?  Yes  No  NA
- c. Are the combustion gases from heater vented to the ambient air?  Yes  No  NA
11. Does the generator have the used oil hauled only by transporters that have obtained U.S. EPA ID#, unless the generator qualifies for an exemption pursuant to 3745-279-24 (self transportation or tolling agreements)? [3745-279-24]  Yes  No  NA

**USED OIL COLLECTION CENTERS AND AGGREGATION POINTS**

12. 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  No  NA
13. Is the non-DIY used oil collection center registered with Ohio EPA? [3745-279-31]  Yes  No  NA
14. Is the used oil aggregation point in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-32]  Yes  No  NA

**WASTE EVALUATION**

15. Have all wastes generated at the facility been evaluated? [3745-52-11]  Yes  No  NA

**REMARKS**

Express Auto was storing their used oil in 55-gallon drums inside their building and behind the building. The drums were not labeled "Used Oil." During the inspection Tim Robb labeled the all the drums, returning Express Auto to compliance with this rule.

Express Auto does not currently have a used oil burning space heater but they have used one in the past. Express Auto is planning to get another used oil burning space heater and is saving the oil they generate for future use.