



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
www.epa.state.oh.us

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

Certified Mail: 7007 3020 0001 7884 8241

January 25, 2010

**JEFFERSON COUNTY
GENERAL COUNTY FILE
(DPC AUTOMOTIVE)
RCRA/UOG
NON-NOTIFIER**

Mr. Bob Damron
DPC Automotive
315 Two Ridge Road
Wintersville, Ohio 43953

Dear Mr. Damron:

On November 2, 2009, Rich Stewart and I conducted a complaint investigation to determine the validity of a complaint that was received by this office on October 26, 2009 and to determine your company's compliance with Ohio's hazardous waste laws and regulations, as found in the Ohio Revised Code and the Ohio Administrative Code (ORC and OAC, respectively). The complainant alleged that used oil was being disposed of on-site.

Based on the complaint investigation, I sent you Notice of Violation (NOV) letters on November 3, 2009 and December 29, 2009, specifying the violations observed during the complaint investigation. To date, DPC Automotive has failed to respond to these NOV letters and remains in violation of the following:

- (1) **Used oil storage requirements for generators, OAC rule 375-279-22(C):** Containers and aboveground tanks used to store used oil at generator facilities shall be labeled or marked clearly.

During the inspection, the used oil containers were not labeled as required by this rule. To demonstrate compliance with this rule, these containers must be labeled appropriately and photographic documentation must be sent to this office for review.

- (2) **Used oil storage requirements for generators, OAC rule 375-279-22(D):** Upon detection of a release of used oil to the environment a generator shall clean up and manage properly the release used oil and other materials.

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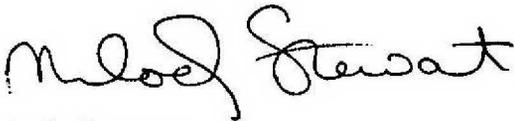
During the site visit, used oil contaminated soil was observed around leaking engine components and from a 55-gallon container behind the facility. As required by this rule, the used oil release must be cleaned up. To demonstrate compliance with this rule, photographic documentation must be submitted to Ohio EPA demonstrating that the contaminated soil has been cleaned up properly.

Please note that Ohio EPA considers these violations serious in nature and the company's failure to respond to this and past Notices of Violations may result in referral of DPC Automotive's violations to our Central Office Enforcement Section for consideration of escalated enforcement.

Please submit the above requested documentation to this office **within 15 days** of receipt of this letter demonstrating that all violations have been abated.

If you have any questions regarding this letter, please call me at (740) 380.5256.

Sincerely,



Melody Stewart
District Representative
Division of Hazardous Waste Management

MS/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 appropriate regulations.

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Karon Pasco</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Karon Pasco</i> <i>1-26-10</i></p>
<p>1. Article Addressed to:</p> <p><i>Mr. Bob Damron DPC Automotive 315 Two Ridge Rd. Wintersville, OH 43953</i></p>	<p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p><i>7007 3020 0001 7884 8241</i></p>
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

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Total Postage & Fees	\$ <i>5.54</i>
	
Sent To: <i>Bob Damron, DPC Automotive</i> Street, Apt. No., or PO Box No.: <i>315 Two Ridge Rd.</i> City, State, ZIP+4: <i>Wintersville, OH 43953</i>	
PS Form 3800, August 2006 See Reverse for Instructions	

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