



State of Ohio Environmental Protection Agency

**Southeast District Office**

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Logan, Ohio 43138

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

August 24, 2009

**LAWRENCE COUNTY  
FEECORP INDUSTRIAL SERVICES, INC  
DHWM/SEDO  
OHD051364461**

Mr. Dave Kelley  
FeeCorp Industrial Services  
1120 Wyanoke Street  
Ironton, Ohio 45638

Dear Mr. Kelley:

On August 12, 2009, Rich Stewart and I inspected FeeCorp Industrial Services, Inc., located in Ironton, Ohio, to investigate a complaint received by Ohio EPA on August 10, 2009. The complaint alleged that used oil was leaking or being spilled onto the ground at your facility. This letter will summarize the conclusions of the complaint investigation, and explain any violations of Ohio's hazardous waste laws (Ohio Revised Code (ORC) Chapter 3734 and Ohio Administrative Code (OAC) Chapter 3745 discovered during the inspection and what you need to do to correct them.

We found the following violations of Ohio's hazardous waste laws. In order to correct these violations, please do the following and send me the required information **within 30 days** of your receipt of this letter:

- (1) **OAC Rule 3745-279-22 (C) (1), Used Oil Storage Requirements for Generators - Labeling.** Containers and above ground tanks that are used to store used oil must be labeled with the words "Used Oil."

At the time of the inspection, several 55-gallon drums that contain used oil located outside the Maintenance Shop, and one used oil tank located inside the Maintenance Shop, were not labeled with the words "Used Oil". Please label all drums holding used oil, and the used oil tank inside the Maintenance Shop, with the words "Used Oil", and send me a photograph showing the properly labeled drums and tank.

- (2) **OAC Rule 3745-279-22 (D) (3), Used Oil Storage Requirements for Generators - Response to Releases.** Upon detection of a release of used oil to the environment, a generator must clean up the released used oil and properly manage the used oil and the materials used in clean up.

During the inspection, oil-stained soil was observed in the areas behind the Maintenance Shop where used oil is being stored in 55-gallon drums. Please clean up all areas of oil-stained soil behind the Maintenance Shop, and send me a photograph showing that these areas have been cleaned up. The oil-contaminated soil and any materials generated from the clean up can be placed in a garbage bag and disposed of along with your regular trash by your solid waste hauler.

## GENERAL COMMENTS

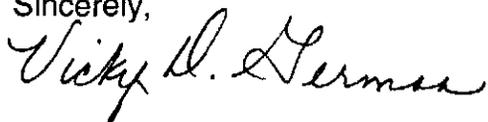
- **Spent Fluorescent Bulbs.**  
I have enclosed information regarding management of spent fluorescent lamps under Ohio's Universal Waste Rule (UWR). Because all fluorescent lamps contain mercury, Ohio EPA recommends that you manage your spent lamps under the UWR, if you are not already doing so. The UWR eliminates many regulatory requirements such as waste evaluation, manifesting and record keeping. If you manage your spent lamps as universal waste and they will be recycled, you do not have to determine if they are hazardous waste. If you do not have your spent fluorescent lamps recycled, then you must evaluate the lamps to determine if they are hazardous prior to their disposal.
- **Used Oil Filters.**  
During the inspection, you indicated that used oil filters generated from oil changes on the truck fleet are drained and then disposed of in the regular trash. As we discussed, Ohio EPA recommends that used oil filters be recycled or taken to a scrap metal facility once they are drained. I have enclosed a list of used oil filter recycling facilities for your reference. You may also wish to check with local recycling facilities in your area to see if they take drained used oil filters.
- **Parts Washer Solvent.**  
You indicated that although there is a parts washer in the Maintenance Shop, it has never worked properly and is not used. If you should decide to get rid of the parts washer, any cleaning solvent that remains in the parts washer must be evaluated to determine if it is a hazardous waste prior to its disposal.

Enclosed, you will find a copy of the checklists that were completed during the inspection. You can find copies of the hazardous waste rules and other information on our division's web page at <http://www.epa.state.oh.us/dhwm>. Compliance assistance and pollution prevention information is available at <http://www.epa.state.oh.us/ocapp/ocapp.html>.

Mr. Dave Kelley  
FeeCorp Industrial Services, Inc.  
August 24, 2009  
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Should you have any questions or require assistance, please feel free to call me at 740-380-5237.

Sincerely,



Vicky D. German  
Environmental Specialist  
Division of Hazardous Waste Management  
Ohio EPA, Southeast District Office

VDG/mlm

Enclosures

cc (with attachments): Aaron Messerly, FeeCorp Environmental Services, Inc.

**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.***

## RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM

E-mail this completed form to  
kristina.durnell@epa.state.oh.us or mail  
it to Kristina Durnell, Central Office

<b>Site EPA ID No.:</b>	EPA ID Number: <b>OHD051364461</b>								
<b>Site Name</b>	Name: <b>FeeCorp Industrial Services, Inc.</b>				Website (Optional):				
<b>Site Location Information</b>	Street Address: <b>1120 Wyanoke Street</b>								
	City, Town, or Village: <b>Ironton</b>				State: <b>OH</b>				
	County Name: <b>Lawrence</b>				Zip Code: <b>45638</b>				
<b>Site Land Type</b> <i>(check only one)</i>	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"/>	
<b>NAICS code(s)</b> <a href="http://www.census.gov/epcd/www/naics.html">www.census.gov/epcd/www/naics.html</a>									
<b>Facility Representative</b>  <i>Additional names can be recorded in number 12.</i>  <i>Only provide address information if it is different than the site address.</i>	First Name: <b>Dave</b>		MI:		Last Name: <b>Kelley</b>				
	Phone Number: <b>740-533-1445</b>				Phone Number Extension:				
	E-Mail Address:								
	Fax Number: <b>740-533-1463</b>				Fax Number Extension:				
	Mailing Address, Street or P.O. Box: <b>same as above</b>								
	City, Town or Village:				State:				
	State:				Zip Code:				
<b>Legal Owner and Operator of the Site</b>  <i>List Additional Owners and/or Operators in the Comment Section or on another copy of this form page.</i>	Name of Site's Legal Owner: <b>FeeCorp</b>				Date Became Owner (mm/dd/yyyy):				
	Owner Type:	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"/>
	Street or P.O. Box: <b>7995 Allen Road</b>								
	City, Town or Village: <b>Canal Winchester</b>				Owner Phone #: <b>614-837-3010</b>				
	State: <b>OH</b>				Country: <b>USA</b>		Zip Code: <b>43110</b>		
	Name of Site's Operator: <b>FeeCorp Industrial Services, Inc.</b>				Date Became Operator (mm/dd/yyyy):				
	Owner Type:	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"/>
	Street or P.O. Box: <b>1120 Wyanoke Street</b>								
	City, Town or Village: <b>Ironton</b>				Operator Phone #:				
	State: <b>OH</b>				United States		Zip Code: <b>45638</b>		

**VIOLATIONS CITED?**     Yes     No

<b>TYPE OF HANDLER-- A MINIMUM OF ONE BOX MUST BE CHECKED.</b>		
<input type="checkbox"/> Not a HW Generator	<input type="checkbox"/> UNKNOWN: (Cited for violation of 3745-52-11)	<input type="checkbox"/> Large Quantity Generator (LQG)
		<input type="checkbox"/> Small Quantity Generator (SQG)
		<input checked="" type="checkbox"/> Conditionally Exempt Small Quantity Generator (CESQG)
		<input type="checkbox"/> U.S. Importer of Hazardous Waste
		<input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator

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 TYPE OF ACTIVITY)	
<input type="checkbox"/> Small Quantity Handler of Universal Waste	<input type="checkbox"/> Destination Facility for Universal Waste
<input type="checkbox"/> Large Quantity Handler of Universal Waste (accumulates 5,000 kg. or more)	

MARK ALL BOXES BELOW THAT APPLY FOR THE TYPES OF UNIVERSAL WASTE THE FACILITY MANAGES

<input type="checkbox"/> Batteries
<input type="checkbox"/> Pesticides
<input type="checkbox"/> Mercury containing equipment
<input type="checkbox"/> Lamps

USED OIL ACTIVITIES (INDICATE TYPE OF ACTIVITY)	
<input checked="" type="checkbox"/> Used Oil Generator	
<input type="checkbox"/> Used Oil Transporter	
<input type="checkbox"/> Used Oil Transfer Facility	
<input type="checkbox"/> Used Oil Processor	
<input type="checkbox"/> Used Oil Re-refiner	
<input type="checkbox"/> Off-Specification Used Oil Burner	
<input type="checkbox"/> Used Oil Fuel Marketer Who Directs Shipment of Off-Spec. Oil	
<input type="checkbox"/> Used Oil Fuel Marketer to Off-Specification Used Oil Burner	

**Waste Codes for Federally Regulated Hazardous Wastes.** Please list the codes for the federally regulated hazardous waste handled at the site, 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.

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**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:	Aaron Messerly, FeeCorp Environmental Services, Inc. (Corporate Office, Canal Winchester OH)
Tanks	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Other Comments: Used oil containers, used oil tank.	
Containers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No		

<b>Name of Inspector(s):</b> Vicky German, DHWM-SEDO	<b>Name of Inspector(s):</b> Rich Stewart, DHWM-SEDO	<b>Date of Inspection/Time:</b> (mm/dd/yyyy) (hh:mm) 8/12/2009
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**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.

<b>Signature of Owner, Operator, or Authorized Representative</b>	<b>Name and Title (Print)</b>	<b>Date (mm/dd/yyyy)</b>

Revised 11.03.08

# CONDITIONALLY EXEMPT SMALL QUANTITY (CESQG) GENERATOR REQUIREMENTS

CESQG: <100Kg. (Approximately 25-30 gallons) of waste in a calendar month.

SQG: Between 100 and 1,000 Kg. (About 25 to under 300 gallons) of waste in a calendar month.

LQG: >1,000 Kg. (~300 gallons) of waste in a calendar month or >1 Kg. of acutely hazardous waste in a calendar month.

## WASTE EVALUATION

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

## GENERATOR CLASSIFICATION

2. Does the generator produce <100 kg. of hazardous waste per month? (CESQG - Conditionally Exempt Small Quantity Generator) Yes  No  NA

**NOTE: If quantities of hazardous waste accumulated on-site at any one time exceed 1,000 Kg. - or the generator produces between 100 and 1,000 Kg. of hazardous waste per month, it is operating as a Small Quantity Generator (SQG).**

## OFF-SITE SHIPMENT OF HAZARDOUS WASTE

3. Does the CESQG ensure delivery of hazardous waste(s) to an off-site permitted TSD? [ORC §3734.02(F)] Yes  No  NA

## TREATMENT OF HAZARDOUS WASTE

4. Does the generator treat hazardous waste in a:
- a. Container that meets 3745-66-70 to 3745-66-77? Yes  No  NA
  - b. Tank that meets 3745-66-90 to 3745-66-101 except 3745-66-97(C)? Yes  No  NA
  - c. Drip pad that meets 3745-69-40 to 3745-69-45? Yes  No  NA
  - d. Containment building that meets 3745-256-100 to 3745-256-102? Yes  No  NA

**NOTE: If the CESQG conducts treatment they are subject to the LQG requirements.**

**NOTE: If waste is treated to meet LDRs, use the LDR checklist.**

## USED OIL GENERATOR COLLECTION CENTER, AND AGGREGATION POINT REQUIREMENTS

**NOTE:** A facility is subject to the federal SPCC regulations (40 CFR 112) if it is non-transportation related (e.g., fixed) and has an aggregate above ground storage capacity greater than 1,320 gallons or a total underground storage capacity greater than 42,000 gallons of oil (including used oil), and there is reasonable expectation of a discharge to navigable waters.

### PROHIBITIONS

1. Does the generator manage used oil in a surface impoundment or waste pile?  
If yes: Yes  No  N/A
- a. Is the surface impoundment or waste pile regulated as a hazardous waste management unit? [3745-279-12(A)] Yes  No  N/A
2. Is used oil used as a dust suppressant? [3745-279-12(B)] Yes  No  N/A
3. Is off-specification used oil fuel burned for energy recovery in devices specified in 3745-279-12(C)? Yes  No  N/A

**NOTE:** Multiple used oil checklists may be applicable if used oil handler is performing multiple tasks (e.g., if generating used oil and shipping directly to a burner, complete generator and marketer checklists at a minimum).

### GENERATOR STANDARDS

4. Does the generator mix hazardous waste with used oil? If so, Yes  No  N/A 
  - a. Is the mixture managed as specified in 3745-279-10(B)? [3745-279-21(A)] Yes  No  N/A

**NOTE:** Used Oil mixed with listed (3745-51-30 to 3745-51-35) or characteristic (3745-51-20 to 3745-51-24) hazardous waste are subject to regulation as a hazardous waste, unless the listed hazardous waste is listed solely because it exhibits a hazardous characteristic, and the resultant mixtures do not exhibit a characteristic. Mixtures of used oil and CESQG hazardous waste are subject to OAC Chapter 3745-279.

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  N/A

**NOTE:** If used oil contains greater than 1000 ppm total halogens, it is presumed to be listed hazardous waste until the presumption is successfully rebutted.

6. Does the generator store used oil in tanks; or containers; or a unit(s) subject to regulation as a hazardous waste management unit? [3745-279-22(A)] Yes  No  N/A
7. Are containers and aboveground tanks used to store used oil in good condition with no visible leaks? [3745-279-22(B)] Yes  No  N/A
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  N/A   
*Several 55-g drums that contain used oil located outside the Maintenance Shop, and one used oil tank located inside the Maintenance Shop, were not labeled "Used Oil".*
9. Has the generator, upon detection of a release of used oil, done the following: [3745-279-22(D)]
  - a. Stopped the release? Yes  No  N/A

- b. Contained the release? Yes  No  N/A
- c. Cleaned up and properly managed the used oil and other materials? Yes  No  N/A   
*Oil-stained soil was observed in the areas behind the Maintenance Shop where used oil is being stored in 55-G drums.*
- d. Repaired or replaced the containers or tanks prior to returning them to service, if necessary? Yes  No  N/A

### ON-SITE BURNING IN SPACE HEATER

10. Does the generator burn used oil in used-oil fired space heaters? [3745-279-23]  
 If so: Yes  No  N/A
- 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  N/A
- b. Is the heater designed to have a maximum capacity of not more than 0.5 million BTU per hour? Yes  No  N/A
- c. Are the combustion gases from heater vented to the ambient air? Yes  No  N/A

### GENERATOR TRANSPORTATION

11. If the generator self-transport used oil to an approved collection site or to an aggregation point owned by the generator: [3745-279-24]
- a. Does the generator transport used oil in a vehicle owned by the generator or an employee of the generator?[3745-279-24] Yes  No  N/A
- b. Does the generator transport more than 55 gallons of used oil at any time? [3745-279-24] Yes  No  N/A

**NOTE:** *Used oil generators may arrange for used oil to be transported by a transporter without a U.S. EPA ID # if the used oil is reclaimed under a contractual agreement (i.e., tolling arrangement).*

### 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  N/A
13. Is the non-DIY used oil collection center registered with Ohio EPA? [3745-279-31] Yes  No  N/A
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  N/A

**NOTE:** *Complete Used Oil Generator and any other applicable used oil handler checklist (e.g., marketer, burner, etc.) for used oil collection centers and aggregation points.*

## WASTE ACTIVITIES SUMMARY

FeeCorp Industrial Services, Inc.

OHD051364461

CESQG / UOG

Description of Waste				On-Site Management			Off-Site Management
Process Generating Waste	Waste Generated	EPA Waste Code	Amount Generated per Month	Type of Accumulation or Storage	Type of On-Site Treatment	Waste Location	Name, state, and type of activity
TRUCK FLEET MAINTENANCE	USED OIL SPENT ANTIFREEZE	NA	½ - 1 DRUM	55-G DRUMS USED OIL TANK	NA	DRUMS OUTSIDE MAINTENANCE SHOP TANK INSIDE MAINTENANCE SHOP	BURNED IN ON-SITE USED OIL FURNACE FOR HEATING  EXCESS /NOT BURNABLE OIL TAKEN OFF-SITE BY PERMA-FIX DAYTON OH OR CENTRAL OIL - RECYCLED
TRUCK FLEET MAINTENANCE	USED OIL FILTERS	NA	VARIES	NA	NA	NA	DRAINED AND MANAGED AS SOLID WASTE
TRUCK FLEET MAINTENANCE	SPENT LEAD-ACID BATTERIES	NA	VARIES	INSIDE MAINTENANCE SHOP	NA	INSIDE MAINTENANCE SHOP	THE BATTERY TERMINAL CATTLETSBURG KY OR CARQUEST IRONTON OH  CORE EXCHANGE/RECYCLED
TRUCK FLEET MAINTENANCE	SPENT PARTS CLEANER	NA – TBD UPON DISPOSAL	NA – NONE CURRENTLY DISPOSED	NA	NA	NA	NA – MUST BE ANALYZED PRIOR TO DISPOSAL

## ***PROCESS DESCRIPTION***

FeeCorp Industrial Services, Inc., located at 1120 Wyanoke Street in Ironton, occupies the former Matlack Trucking terminal. FeeCorp has been in operation at this location for approximately six years. The company conducts high pressure cleaning/blasting services, oil-water separator cleaning, and other industrial cleaning services at major industrial facilities in the tri-state area, including power plants and chemical manufacturing facilities. Wastes generated at this location are related to routine maintenance performed on FeeCorp's tanker truck fleet.

A truck washing bay is located at the facility that is not currently in use. Fee Corporation indicated they had applied for and received a permit with Ohio EPA's Division of Surface Water to use the wash bay in the future.

FeeCorp also has a facility in Canal Winchester that performs environmental-related services for businesses.

## ***REGULATORY HISTORY***

The company was inspected by Ohio EPA's Division of Hazardous Waste Management (DHW) when it was Matlack Trucking; and also on 10/12/2005, approximately one year after FeeCorp took over the business. FeeCorp abated violations discovered during the 10/12/2005 inspection and returned to compliance on 2/3/2006.