



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

March 11, 2009

**MUSKINGUM COUNTY
GENERAL FILE
(RITCHEY SIGN COMPANY)
DHWM/SEDO
NON NOTIFIER**

Mr. Joe Ritchey, Sr.
Ritchey Sign Company
P.O. Box 2002
Zanesville, Ohio 43702-2002

Dear Mr. Ritchey:

On March 6, 2009, Ohio EPA received a complaint alleging that drums of chemicals or wastes had been abandoned at your property at 2055 Grief Road in Zanesville. On March 9, 2009, Melody Stewart and I performed a complaint investigation of your company with Joe Ritchey, Jr. 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).

During the investigation, we found that eight drums in poor condition are located at the property; some have evidently been there for some time since vegetation has grown up around them (see attached photographs). From one of the drums, used oil had been released to soil. Based on these observations, Ohio EPA has determined your facility is in violation of the following hazardous waste regulations. Please provide the requested information within thirty days of the date of this letter:

(1) OAC rule 3745-52-11 Hazardous waste determination.

Any person who generates a waste, as defined in rule 3745-51-02 of the Administrative Code, must determine if that waste is a hazardous waste using the following method...determine if the waste is listed as a hazardous waste in rules 3745-51-30 to 3745-51-35, and 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 processes used.

The drums of materials stored at this property are wastes because they have been "discarded" per the hazardous waste rules. You must determine if they are hazardous wastes. I understand that Ritchey Sign Company has not operated at this site since 2005 and the contents of these drums may be unknown. If that is the case, or you do not have documentation regarding these materials, you will have to have samples collected from these drums and have them analyzed to determine if they exhibit any hazardous characteristic. You will also need to have all the drums that are in poor condition (leaking or unsafe to transport) to be overpacked to prevent release. This should be done as soon as possible. Please contact me five days prior to the sampling/overpacking activities as I may need split samples and to ensure no additional releases occur.

- (2) **Used oil storage requirements for generators, OAC Rule 3745-279-22(D):** Upon detection of a release of used oil... a generator shall perform the following cleanup steps: (1) stop the release; (2) contain the released used oil; (3) clean up and properly manage the released used oil and other materials; and (4) if necessary, to prevent future releases, repair or replace any leaking used oil storage containers or tanks prior to returning them to service.

Used oil has been released to soil from one drum. Please provide photographs of this area once the drum and contaminated soils have been removed.

- (3) **Used oil storage requirements for generators, OAC rule 3745-279-22(C):** Paragraph (C): Containers and aboveground tanks used to store used oil at generator facilities shall be marked clearly with the words "Used Oil."

A 55-gallon drum of used oil is not labeled "Used Oil". This drum must be properly labeled until it is properly transported to a used oil recycler. Compliance with this rule can be demonstrated by a photograph of the properly labeled drum.

Other compliance issues:

Please provide documentation that the drum of used oil has been properly recycled. A list of used oil recyclers that operate in Ohio can be found at <http://www.epa.state.oh.us/dhwm/formslistchklist.html#UsedOil>.

I have also attached a photograph of solid waste that had been partially burned. As you may know, it is a violation of Ohio's Air Pollution rules to burn solid waste. The remaining solid wastes should be removed to a permitted solid waste facility for proper disposal.

Mr. Joe Ritchey Sr.
Ritchey Sign Company
March 11, 2009
Page 3

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. If you have any pollution prevention questions or would be interested in a pollution prevention assessment, please call Donna Goodman at (740) 380-5293.

Sincerely,



Richard Stewart
District Representative
Division of Hazardous Waste Management

RS/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.

Ohio Environmental Protection Agency
**RCRA SUBTITLE C SITE
 IDENTIFICATION/VERIFICATION FORM**

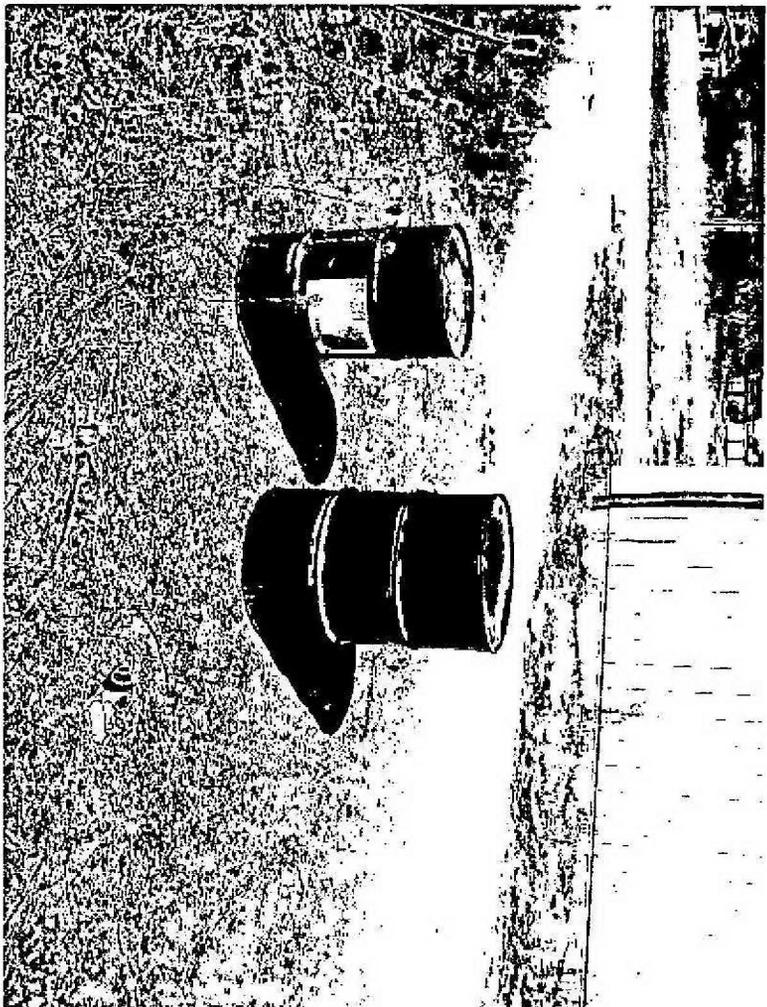
For Ohio EPA use only

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

Site EPA ID No.	EPA ID Number: Non-Notifier								
Site Name	Name: Ritchey Sign Company					Website: (Optional)			
Site Location Information	Street Address: 2055 Greif Road								
	City, Town, or Village: Zanesville					State: OH			
	County Name: Muskingum					Zip Code: 43701			
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) www.census.gov/epcd/www/naics.html									
Facility Representative Additional names can be recorded in number 12 Only provide address information if it is different than the site address	First Name: Joe			MI:	Last Name: Ritchey Jr.				
	Phone Number: 740-452-6384				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):				
	Joe Ritchey Sr.								
	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:								
	City, Town or Village:				Owner Phone #:				
	State: OH				Country:		Zip Code:		
	Name of Site's Operator:				Date Became Operator (mm/dd/yyyy):				
	Same								
	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 checked="" 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 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: Unknown wastes stored on-site		
Containers	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No			
Name of Inspector(s)		Name of Inspector(s)		Date of Inspection/Time (mm/dd/yyyy) (hh:mm)	
Rich Stewart		Melody Stewart		3/9/09 12:30	
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)	

MUSKINGUM COUNTY
RITCHEY SIGN COMPANY
MARCH 9, 2009 - RICH STEWART



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SP - 2001

CONTAINS: ETHANOL CAS# 64-17-5
N-BUTYL ALCOHOL CAS# 71-36-3

FLASH POINT: 50.00

HAZARDS: EYES - Contact with eyes may result in irritation. Prolonged contact with eyes may cause corneal injury.

INHALATION - May result in irritation of the eyes and respiratory tract. Oral exposure may result in severe irritation and unconsciousness.

INGESTION - May result in gastric disturbances, nausea, headache, and severe dizziness.

SKIN - Contact with skin may result in irritation. Prolonged contact with skin may cause dermatitis. Other disorders may be aggravated.

Keep container closed when not in use. This is a flammable liquid. DO NOT store in a cool, dry, or near sources of ignition.

Use proper grounding when transferring product, ensure proper grounding of containers. Vapors are heavier than air and will flow in low areas.

STORAGE

&

HANDLING:

FIRST AID: EYES - Immediately flush eyes with running water for 15 minutes. Get medical attention immediately.

INHALATION - Remove to fresh air. Aid breathing and get medical attention.

INGESTION - If swallowed, DO NOT INDUCE VOMITING. Dilute with water or milk and get medical attention. Give fluids to an unconscious person.

SKIN - Wash affected areas with soap and water. Get medical attention if irritation persists.

FLAMMABLE LIQUIDS,
N.O.S., 3, UN1993, PG II
(TOLUENE, N-BUTYL
ALCOHOL) EMERGENCY
GUIDE #128

MUSKINGUM COUNTY
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