



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Rd.
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.ohio.gov

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

Re: Baumann Auto Group
OHD018033993
Small Quantity Generator
Sandusky County, NWDO
PRTC

April 23, 2010

Mr. Jon Frankart, Service Manager
Baumann Auto Group
2370 West State Street
Fremont, Ohio 43420

Dear Mr. Frankart:

I received your response to my February 8, 2010, Notice of Violation (NOV) letter on April 19, 2010. The documentation you submitted included pollution prevention information, universal waste lamp management, emergency coordinator information and several photographs.

My review of this documentation reveals that Baumann Auto Group has adequately demonstrated abatement of the following violations discovered during the January 28, 2010 inspection:

- 1(b). *OAC Rule 3745-52-11, Waste Evaluation (fluorescent lamps)*
2. *OAC Rule 3745-52-34(D)(5)(a), Emergency Coordinator*
3. *OAC Rule 3745-52-34(D)(5)(b), Emergency Information Posting*
4. *OAC Rule 3745-66-74, Hazardous Waste Storage Inspections*
5. *OAC Rule 3745-279-22(C)(1), Marking of Used Oil Containers*

Baumann Auto Group has failed to evaluate the spent paint filters used in the facility body shop as requested in Ohio EPA's February 8, 2010 NOV letter. Therefore, Baumann Auto Group remains in violation of the following hazardous waste laws:

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..."
 - a. Baumann Auto Group has failed to evaluate the paint filters from the facility paint booths to determine if they are hazardous waste. Baumann Auto Group currently manages the spent paint filters as solid waste and disposes of the spent filters in a solid waste dumpster.

On February 3, 2010, Ohio EPA obtained a sample of the spent filters generated at your facility. On March 31, 2010, Ohio EPA informed you through e-mail that the analytical results showed no detection of volatile organic compounds. However, total metals analysis indicated that the spent paint filters may contain hazardous amounts of metals. Ohio EPA contacted our laboratory which determined that there was not enough sample remaining to evaluate the spent paint filters using the toxicity characteristic leaching procedure (TCLP).



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Therefore, you were notified by email dated March 31, 2010, that Bauman Auto Group must have a representative sample of your paint filters analyzed for TCLP RCRA metals.

To abate this violation, Baumann Auto Group must analyze a representative sample of the spent paint filters for TCLP Resource Conservation and Recovery Act (RCRA) metals using methods as outlined in U.S. EPA's SW-846. Baumann Auto Group should not dispose of any spent paint filters until analysis of the samples has been received.

Please submit documentation demonstrating abatement of the above outstanding violation to this office *within 15 days* of your receipt of this letter.

Should you have any questions, please feel free to call me at (419-373-3056). You can find copies of the rules and other information on the division's web page at: <http://epa.ohio.gov/dhwm>

Sincerely,


Gary S. Deutschman
Environmental Specialist III
Division of Hazardous Waste Management

/lb

pc: Paqi Gill, Baumann Auto Group Body Shop Manager
Cindy Lohrbach, DHWM, NWDO
Colleen Weaver, Supervisor, DHWM, NWDO
~~DHWM, NWDO File - General file, Sandusky County~~

ec: Gary Deutschman, DHWM, NWDO

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.