



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

Re: Complaint # 2759
Owens Painting & Sand Blasting
Wood County
Hazardous Waste
Notice of Violation

September 17, 2008

Mr. Curtis Owens
7450 Starcrest
Perrysburg, Ohio 43551

Dear Mr. Owens:

On September 8, 2008, I investigated a complaint at Owens Painting & Sand Blasting (Complaint #2759) located at 4390 Moline-Martin Road in Millbury, Ohio, near Metcalf Field. According to the complaint received by Ohio Environmental Protection Agency, the wind blows blasting media out the doors of the building you use to blast equipment in. This letter will explain the validity of the complaint, the violation I found and what you need to do to correct the violation. I also discussed with you a past complaint (#2741) I investigated at your former location, 205 West Alexis Road, Toledo, Ohio. I will address the past complaint in a separate letter.

You have two buildings at your Millbury location. Each of the buildings has a large overhead door on both ends. One building is used for blasting equipment in and the other is used for painting the blasted equipment. You explained that you work on things like semi trailers, scissor lifts and truck or car frames. The blasting agent is Black Beauty. You explained that the blasting media is swept up and reused. However, it is allowed to blow out both doors and has accumulated on the driveway and ground around the doors. I obtained photos of this contamination during my September 8, 2008, investigation. This blasting media has not been evaluated.

In the painting building you use lacquer thinner to thin your paints, wash your hands and a very small amount to clean the spray gun tip. You pour some thinner into a coffee can, soak the part and brush the paint off. You stated that you do not generate waste from this, you just add more thinner to the can when needed. I did not observe any waste thinner at your Millbury Road location.

Therefore, as a result of my investigation, I found the following violation of Ohio's hazardous waste laws. In order to correct this violation, you must do the following and send me the required information, **within 30 days** of your receipt of this letter:

1. Waste Evaluation
Ohio Administrative Code Rule 3745-52-11

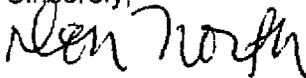
A generator must determine whether its waste is hazardous by first determining if the waste is listed as a hazardous waste in rules 3745-51-30 to 3745-51-35; by testing the waste according to the methods set forth in rules 3745-51-20 to 3745-51-24 or by applying knowledge of the hazardous characteristics of the waste in light of the materials or the processes used.

The blasting agent that is allowed to blow out the doors and accumulate on the driveway and ground is a waste. You have failed to evaluate this waste, generated by abrasive blasting, at Owens Painting & Sand Blasting in Millbury. You must obtain a representative sample of the waste (at least three samples) on the driveway and ground, according to OAC Rule 3745-51-20. You must evaluate all samples, through laboratory analysis, for all TCLP (Toxicity Characteristic Leaching Procedure) metals. You will need to give Ohio EPA a five day advance notice of sampling activities, in order for an inspector to make arrangements to view the sampling. Your analytical results must document if the waste is hazardous or not and if it is restricted from land disposal. You must submit the laboratory results to me as soon as they become available. If your waste is hazardous waste I will notify you of any other violations in a separate letter.

The Division of Hazardous Waste Management has created an electronic news service to provide you with quick and timely updates on events and news related to hazardous waste, used oil and universal waste activities in Ohio. If you haven't already, we encourage you to sign-up for this free service. You can find more information at the following Web link <http://www.epa.state.oh.us/dhwm/listserv.html>. Please feel free to share this information with your colleagues.

If you have any questions, please feel free to contact me at (419) 373-3074. You can find copies of the rules and other information on the division's web page at <http://www.epa.state.oh.us/dhwm>. Ohio EPA also has helpful information about pollution prevention at the following web address: <http://www.epa.state.oh.us/opp>.

Sincerely,



Don North
District Representative
Division of Hazardous Waste Management

/lr

pc: Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
DHWM, NWDO, Wood County, Owens Painting & Sand Blasting File
ec: Don North, 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.

E-mail this completed form to tammy.mcconnell@epa.state.oh.us or mail it to Tammy McConnell, Central Office

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

For Ohio EPA use only

2. Site EPA ID No. EPA ID Number:

3. Site Name: Name: *Owens Painting + Sand Blasting* Website (optional):

4. Site Location Information: Street Address: *4390 Moline-Martin Road*

City, Town, or Village: *Millbury* State: *OH*

County Name: *Wood* Zip Code: *43447*

5. Site Land Type (check only one)

Private	County	District	Federal	Indian	Municipal	State	Other
<input type="checkbox"/>							

6. NAICS code(s) www.census.gov/epcd/www/naics.html

A.	B.
C.	D.

7. Facility Representative: First Name: *Curtis* MI: Last Name: *Owens*

Phone Number: *419-514-0172* Phone Number Extension:

E-Mail Address:

Fax Number: Fax Number Extension:

Street or P.O. Box: *7450 Starcrest*

City, Town or Village: *Perrysburg*

State: *Ohio* Country: *USA* Zip Code: *43551*

8. Legal Owner and Operator of the Site List: A. Name of Site's Legal Owner: Date Became Owner (mm/dd/yyyy):

Owner Type: Mark with an X

Private	County	District	Federal	Indian	Municipal	State	Other
<input type="checkbox"/>							

Street or P.O. Box:

City, Town, or Village: Owner Phone #:

State: Country: Zip Code:

B. Name of Site's Operator: Date Became Operator (mm/dd/yyyy):

Operator Type: Mark with an X

Private	County	District	Federal	Indian	Municipal	State	Other
<input type="checkbox"/>							

Street or P.O. Box:

City, Town, or Village: Operator Phone #:

State: Country: Zip Code:

9. Violations Cited? Yes No

10. Type of Regulated Waste Activity (Mark "X" in all of the appropriate boxes):

Not Regulated

A. Hazardous Waste Activities
 (choose only one of the following categories)

UNKNOWN: Cited for violation of 3745-52-11

a. Large Quantity Generator (LQG):

b. Small Quantity Generator (SQG)

c. Conditionally Exempt Small Quantity Generator

d. United States Importer of Hazardous Waste

e. Mixed Waste (hazardous and radioactive) Generator

3. Treater, Storer or Disposer of Hazardous Waste

4. Recycler of Hazardous Waste

5. Exempt Boiler and/or Industrial Furnace

a. Small Quantity On-site Burner Exemption

b. Smelting, Melting, Refining Furnace Exemption

6. Underground Injection Control Facility

B. Universal Waste Activities

1. Small Quantity Handler of Universal Waste
 (Indicate types of universal waste generated and/or accumulated (check all boxes that apply):

2. Large Quantity Handler of Universal Waste
 (accumulates 5,000 kg or more).

3. Destination Facility for Universal Waste
 (Check all boxes below that apply for each of the three types of facilities above.)

	Generated	Accumulated
A. Batteries	<input type="checkbox"/>	<input type="checkbox"/>
B. Pesticides	<input type="checkbox"/>	<input type="checkbox"/>
C. Thermostats	<input type="checkbox"/>	<input type="checkbox"/>
D. Lamps	<input type="checkbox"/>	<input type="checkbox"/>

C. Used Oil Activities

1. Used Oil Generator

2. Used Oil Transporter Indicate Type(s) of Activity(ies)

Transporter

Transfer Facility

3. Used Oil Processor and/or Re-refiner Indicate Type(s) of Activity(ies)

Processor

Re-refiner

4. Off-Specification Used Oil Burner

5. Used Oil Fuel Marketer - Indicate Type(s) of Activity(ies)

a. Marketer Who Directs Shipment of Off-Specification Oil

b. Used Oil to Off-Specification Used Oil Burner

11. 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.

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12. Comments: Use this area to describe whether the inspection was announced, whether the waste is stored in tanks or containers, etc.

Y/N	Announced?	Additional Facility Representatives:
Y/N	Tanks?	Other comments:
Y/N	Containers?	

13. Name of Inspector(s) _____ Date of Inspection/Time (mm-dd-yyyy) (HH:MM) _____

Dan North _____ *9-8-08*

14. 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)