



State of Ohio Environmental Protection Agency

Northwest District Office

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

Re: Advantage Ford Lincoln Mercury
OHR 000 030 502
Hazardous Waste
Sandusky County
Return to Compliance

February 29, 2008

Mr. John McGlynn, Service Director
Advantage Ford Lincoln Mercury
885 Hagerty Drive
P.O. Box 1167
Fremont, Ohio 43420

Dear Mr. McGlynn:

Thank you for your responses to Ohio EPA's January 21, 2005, Notice of Violation letter (NOV). The following occurred on the dates below:

- September 20, 2005 - I received via mail a letter stating that you are managing your fluorescent bulbs as universal waste including setting up a yearly removal of bulbs for recycling to Environmental Recycling.
- October 11, 2007 - Eric Weiss from Vesco Oil Corporation faxed me on your behalf the analytical data from the sampling of your spent paint booth filters. The filters were sampled on 2-06-07, for Toxicity Characteristic Leaching Procedure (TCLP) metals. This analytical indicated your paint booth filters were non-hazardous for metals.

In addition the following occurred on the following dates:

- January 29, 2008 - Site visit from Ohio EPA. Ed Pulido, Kara Reynolds, Janis Kielczewski and I conducted sampling of your spent paint booth filters. We sampled the paint booth filters to determine the TCLP results for metals as well as volatile organic compounds (VOCs).
- On February 25, 2008 - I received the analytical from Ohio EPA's 1-29-08, sampling event indicating your paint booth filters are non-hazardous.

My review of this documentation reveals that Advantage Ford Lincoln Mercury (Advantage) has adequately demonstrated abatement of the following violations discovered during the January 12, 2005, compliance evaluation inspection (CEI) as listed below:

1. OAC Rule 3745-52-11, Waste Evaluation.
A.) This portion of the violation was abated with your October 11, 2007, response (submittal of analytical) and Ohio EPA's analytical received on February 25, 2008.
B.) This portion of the violation was abated with your September 20, 2005, response.
2. OAC Rule 3745-279-22 (C) (1), Used oil storage requirements - proper labels. *This violation was abated during the January 12, 2005, CEI.*

Compliance Issues

- ⇒ As part of the proper waste evaluation for your spent paint booth filters, I specifically stated in the NOV that Advantage should sample for methyl ethyl ketone (MEK) (D039) since this is an ingredient in the paint

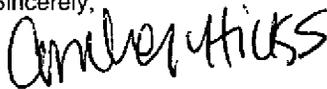
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utilized at your facility. Advantage did not sample for MEK. This constituent should have been analyzed for as part of a proper waste evaluation.

- ⇒ Please note that in the future Advantage should ensure to properly evaluate all waste streams generated at the facility by ensuring that their evaluations consider all possible hazardous characteristics and concentrations of the Resource Conservation and Recovery Act (RCRA) constituents that may be present in light of the materials or the processes used to generate the waste stream as listed in the Ohio Administrative Code Rule 3745-51-24. I have enclosed the fact sheet entitled Identifying your Hazardous Waste which you may find useful in evaluating your waste streams.
- ⇒ I attempted repeatedly to get the waste evaluation information for the paint booth filters from you. I am not sure why you did not properly respond with this information. I secured the analytical for the paint booth filters from Vesco Oil Corporation only after I called this facility. You told me many times that you had performed sampling of the paint booth filters but the sampling did not occur until February 6, 2007, two full years after we conducted the CEI. Then, Advantage only sampled for metals and did not analyze for MEK as stated in the NOV. Thus, Ohio EPA was forced to conduct sampling for MEK (VOCs) for your facility.
- ⇒ In the future, if Advantage has questions and / or compliance issues to rectify for Ohio EPA please ensure to contact Ohio EPA to discuss any problems and / or issues, thus ensuring to respond in a more timely fashion.

No response to this letter is necessary. If you should have any questions, please feel free to call me at (419) 373-3082.

Sincerely,



Amber M. Hicks
Division of Hazardous Waste Management

/lb

Enclosure

pc: Colleen Weaver, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
~~DHWM, NWDO File: Advantage Ford Lincoln Mercury~~

ec: Amber Hicks, 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.