



Environmental
Protection Agency

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

RTC'd 1 violation

December 7, 2011

Re: Chuck Fries Paint & Body Shop (CFP&BS)
OHR000165316
Conditionally Exempt Small Quantity Generator (CESQG)
Miami County
Return to Compliance (RTC)

Mr. Travis Hickerson
Chuck Fries Paint & Body Shop
805 Garbry Rd.
Piqua, OH 45356

Dear Mr. Hickerson:

On November 25, 2011 Ohio EPA received CFP&BS' response to our September 16, 2011 NOV. This documentation demonstrated that your paint booth filters are not hazardous waste. Therefore, CFP&BS determination **abated the violation** listed below:

Letter Citation #	Rule Citation
1	OAC Rule 3745-52-11, Hazardous Waste Determination

This documentation also resulted in CFP&BS determining that Ohio EPA's recommendation (made in our September 16, 2011 NOV letter) regarding digging up the dirt surrounding the previous outside location of your hazardous waste drums is not necessary. Additionally, in CFP&BS' letter dated November 22, 2011, you provided information regarding proof of hazardous waste disposal (via copy of an invoice dated 8/23/10 from Safety Kleen). This information along with your determination that your paint booth filters are not hazardous made the **complaint allegation regarding potential improper filter and solvent disposal unfounded**. RAPCA will need to address the other part of the complaint regarding paint odors & clouds of paint drifting into area yards.

CFP&BS also addressed the other 2 recommendations Ohio EPA made in our September 16, 2011 NOV letter:

- 1) "label your small used gun solvent container and 2 - 55 gallon drums as either "hazardous waste" or with a description of its contents". CFP&BS will label all solvent waste drums as "hazardous waste"

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- 2) "move your drums of hazardous waste inside the building". CFP&BS will move all waste drums inside.

Finally, CFP&BS acknowledged as a CESQG that you can never store more than four 55 gallon drums of hazardous waste at any given time.

In the future, please feel free to call me or Jim Pellegrino regarding any questions you have regarding hazardous waste requirements. Jim provides free and confidential environmental regulation assistance to small businesses.

Should you have any questions, please feel free to call me at (937) 285-6091 or contact me via e-mail at pam.hull@epa.state.oh.us.

Sincerely,



Pam Hull
District Representative
Division of Materials and Waste Management

cc: Robyn Fox, SWDO-DMWM/SWDO Facility File
Facility File: Chuck Fries Paint & Body Shop, CESQG, OHR000165316, Miami County

ec: Jennifer Riley, Regional Air Pollution Control Agency

PH/ca

NOTICE:

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with applicable regulations.