



State of Ohio Environmental Protection Agency

Northwest District Office

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www.epa.state.oh.us

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

Re: Sprint Auto Sales
Hancock County
DHWM ~~Compliance Evaluation~~
~~Inspection/Complaint~~
Investigation (2874)
Notice of Violation

June 11, 2009

Mr. Paul D. Wasson, Owner
Sprint Auto Sales
104 South Blanchard Street
Findlay, Ohio 45840

Dear Mr. Wasson:

On June 1, 2009, I investigated a complaint (2874⁷⁴) at the above mentioned facility for the Ohio Environmental Protection Agency. The complainant expressed concerns regarding several containers of unknown material located behind outside the facility building. Sprint Auto Sales (SAS) ceased operation several months ago and the containers are easily accessible by the public and are within the Blanchard River flood plain. I contacted you by telephone while on-site. You stated that the facility ceased operations during September of 2008. You added that several totes left behind at the facility contained used oil which was used to heat the building in a used oil furnace. Now that the business is closed, you were planning to properly dispose of the remaining used oil but you haven't done so yet. I observed dark stained soil around the used oil containers.

Based on my observations, I found the following violations of Ohio's hazardous waste laws. You must provide me the requested information within 30 days of receipt of this letter:

1. **OAC Rule 3745-279-22 (D): Used oil storage requirements for generators -- Response to releases.**

Generators shall clean up and properly manage a release of used oil.

SAS did not clean up the oil released from several containers located outdoors behind the auto service garage.

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SAS shall immediately clean up all visible contamination around containers used to store used oil. This material shall be placed in containers in good condition prior to disposal. In order for SAS to determine whether the used oil contaminated soil exhibits any hazardous waste characteristics, SAS must obtain a chemical analysis of a representative sample of the used oil contaminated soil.

SAS will need to contract the services of an environmental laboratory to analyze this material. SAS must determine, at least, the concentrations of the RCRA metals: cadmium, chromium, and lead (OAC Rule 3745-51-24).

SAS may run total concentrations for the RCRA metals as a screening tool. If concentrations are detected for the RCRA metals at or above regulatory limits, a

TCLP may be required to ensure these constituents are not present above Ohio EPA regulatory levels.

Please notify me at least five days prior to taking the sample(s) so that I or another Ohio EPA representative may be present.

Based on the results of the analytical, SAS shall label the container(s) appropriately and dispose of the material at a proper disposal facility.

To abate this violation, SAS shall submit to me the analytical results indicating the proper evaluation of the used oil contaminated soil, appropriate manifest documents or shipping papers indicating proper disposal of the used oil contaminated soil, and pictures indicating the release has been cleaned up. Your results must document if the waste is hazardous or not and whether it is restricted from land disposal. If it is hazardous, you must explain what treatment, storage, or disposal facility you will send it to. If the waste is hazardous, I will determine the status of your compliance with other hazardous waste laws and notify you of my findings in a separate letter.

Ohio EPA will use the data you provide, in addition to other documentation, to make regulatory decisions concerning the wastes tested. The data you submit should be reviewed using a data review process, referred to as data validation, to confirm the validity of your data prior to submission.

Data validation includes a review of the following components: laboratory test methods, laboratory data completeness, documentation of holding time(s), chain(s) of custody, and quality assurance/quality control (QA/QC) data. To confirm the validity of your data, you may use Ohio EPA's tier 1 data validation plan review form which can be obtained from Ohio EPA's web page:

http://www.epa.state.oh.us/dhwm/tier_i_data_validation_manual.html.

Ohio EPA may request the documentation needed to confirm the validity of the data submitted. *Please submit a brief narrative of each sampling event which includes: process generating the waste, point in the process the sample was obtained, sampling techniques used to obtain the sample and a description of how this sample was determined to be a representative sample of the waste tested.*

2. **OAC Rule 3745-279-22(C)(1): Labeling**

Containers, aboveground tanks and fill pipes used for underground storage tanks shall be labeled or marked clearly with the words "Used Oil."

Totes and additional containers storing used oil within and outside the facility were not properly labeled with the words "used oil".

To abated this violation SAS must label the containers with the words "Used Oil" and send me photographic documentation of the labeled container.

General Concerns:

Since the facility has ceased operations, SAS must document the proper recycling or disposal of the used oil stored on-site. SAS must not ship the used oil directly to another used oil burner unless a proper evaluation of the used oil has occurred. Ohio EPA recommends that SAS arrange for the shipment of the used oil stored on-site to a used oil recycler listed in the enclosed document. SAS must send to me documentation demonstrating that the used oil was sent off-site to a used oil recycler.

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 activities in Ohio. If you haven't already, we encourage you to sign up for this free service. You can find more information at <http://www.epa.state.oh.us/dhwm/listserv.html>. Please feel free to share this information with your colleagues.

Paul D. Wasson
June 10, 2009
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As we discussed during the inspection, you may be able to reduce the waste your company generates. If you find ways to recycle, reduce or altogether eliminate the amount of waste that your company generates you may be able to reduce your treatment and disposal costs. Thus, you may possibly reduce your regulatory requirements. Ohio EPA has helpful information about pollution prevention at the following web address: www.epa.state.oh.us/ocapp/ocapp.html.

I am enclosing the following documents for your assistance: The Regulation of Used Oil: An Overview for Ohio Businesses Who Generate Used Oil, April 2006; Used Oil Recyclers; and Registered Used Oil Collection Centers, May 2005;

Should you have any questions or if I can be of any assistance, please contact me at (419) 373-3015.

Sincerely,



Edgar V. Pulido
Division of Hazardous Waste Management

/lr

Enclosures

pc: Cindy Lohrbach, DHWM, NWDO
Colleen Weaver, DHWM, NWDO
DHWM; NWDO File: Sprint Auto Sales, Hancock County (New File) }
ec: Ed Pulido, 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.