



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

Re: Discount Lube, Inc.
Lucas County
OHD987054780
Hazardous Waste
2nd Notice of Violation

October 22, 2010

CERTIFIED MAIL

Mr. Charlie Watson
Discount Lube, Inc.
6630 Centers Drive
Holland, Ohio 43528

Dear Mr. Watson:

On November 18, 2009, Wendy Miller and I conducted a compliance evaluation inspection at Discount Lube, Inc. (DLI) located at 6630 Centers Drive in Holland, Ohio. On December 3, 2009, you were sent a Notice of Violation (NOV) letter which outlined the violation we found and what you needed to do to correct this violation. On July 16, 2010, I spoke with you regarding the outstanding violation and your need to respond to our letter. In addition, a copy of the NOV was faxed to you since you stated that you did not receive it in the mail. On July 16, 2010, DLI faxed a response to the NOV; however it was not adequate to abate the violation. On July 19, 2010, I contacted you regarding your response and what was needed in order to return it to compliance. On September 30, 2010, Colleen Weaver, Hazardous Waste Supervisor, contacted you regarding the outstanding violation. On September 30, 2010, I faxed you a list of lamp recyclers in Ohio and asked for a response by October 8, 2010. To date, DLI has still failed to adequately respond to the initial NOV letter and the violation cited remains outstanding.

The following is a summary of the violation cited in the NOV which was sent to you on December 3, 2009:

1. Waste Evaluation, OAC Rule 3745-52-11:

Any person who generates a waste must determine if that waste is a hazardous waste by using generator knowledge or by testing the waste.

DLI failed to have waste evaluation documentation or an established recycling plan in place for the fluorescent bulbs generated at the facility.

Hazardous bulbs are considered "spent materials" and remain hazardous waste even when recycled. Hazardous waste lamp generators have the option of handling their lamps as hazardous waste or as universal waste. Managing hazardous waste lamps under the universal waste rules eases certain regulations imposed on generators of spent lamps.

Please be aware that incandescent, fluorescent, metal halide, neon, high-intensity discharge, high-pressure sodium and mercury-vapor lamps could be hazardous waste when discarded.

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Fluorescent lamps may contain up to 40 milligrams (mg) of mercury, depending on the brand and manufacturer. Lamps may also contain lead and cadmium. Many lamps exhibit a characteristic of toxicity for heavy metals when disposed. A copy of Fluorescent Lamps: What You Should Know, is enclosed. I recommend that you review this document and contact me if you have any questions.

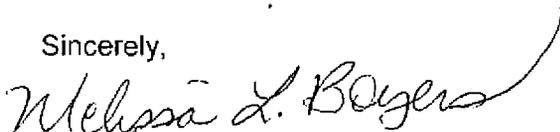
DLI must submit to Ohio EPA documentation to demonstrate how you plan to properly manage your fluorescent bulbs. If DLI plans to manage the spent fluorescent bulbs when generated as universal waste, please submit the name of the facility where you plan to recycle the bulbs. DLI must also properly train employees, who handle or have responsibility for managing universal waste, on waste handling and emergency procedures relative to their responsibilities. Please review the universal waste requirements with the appropriate employees and send me documentation that this has been completed.

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

Please note that Ohio EPA considers this violation serious in nature and the company's failure to respond to this and past Notices of Violations may result in referral of DLI's violations to our Central Office Enforcement Section for consideration of escalated enforcement.

Should you have any questions or if I can be of assistance, please contact me at (419) 373-3066.

Sincerely,



Melissa L. Boyers
Division of Hazardous Waste Management

//lr

pc: Cindy Lohrbach, DHWM, NWDO
Colleen Weaver, DHWM, NWDO
(DHWM, NWDO 2009 Lucas County General File (w/original enc.))
Certified Receipt Number 7009 1680 0002 4297 4111

ec: Melissa Boyers, DHWM, NWDO

Notice:

Ohio's 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.