

6130 Hill Ave. Marathon Station
RTC Memo
3-25-08

A NOV was first sent to the property owner, Mr. Sam Gabrail, on September 23, 2005. Three violations were cited:

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

I observed two 55-gallon drums labeled fuel/water. Tim Miller of DISC explained that they have worked with the tank testing company, the Oscar W. Larson Company. He said that the waste is typically burned for energy recovery. It was picked up on or about 9-1-05. On January 4, 2006, I returned to the site and confirmed that the two drums had been removed from the site. **Therefore, this violation has been corrected.**

2. Container Labeling - OAC Rule 3745-279-22(C)

I observed one drum that appeared to contain used oil filters and required Mr. Gabrail to label it with the words "Used Oil". It was later determined that the drum contained fuel filters from the gasoline pumps. **Therefore, this violation is no longer valid.**

3. Condition of Container - OAC Rule 3745-279-22(B)

The drum that appeared to contain used oil filters was not closed. I required Mr. Gabrail to seal the drum with a solid lid. It was later determined that the drum contained fuel filters from the gasoline pumps. **Therefore, this violation is no longer valid.**

4. Waste Evaluation - OAC Rule 3745-52-11

However, another violation of 3745-52-11 was cited since the filters were determined to be gasoline filters from the pumps. Mr. Gabrail was required to determine the benzene concentration of the liquid in the drum. He never responded to the NOV. The Post Office was not able to deliver this certified mail, presumably since Mr. Gabrail sold the property and left no forwarding address. When I returned on 3-14-07 this drum was gone. There is no way to verify what was done with it. **Therefore, I recommend returning this violation to compliance.**

5. However, on 3-14-07 I observed what appeared to be new waste at the property: about 10 one-gallon cans of paint. I had difficulty finding an owner for the property. But on 3-18-08 I was able to determine that Mr. Nick Hasan was the owner of the site. Mr. Hasan has said that the paint was there for a while, but it could still be used. Mr. Dan Dessum of Canaan Construction said he got permission to take the paint to their warehouse to use in the future on station islands, etc. Therefore, the paint in cans at this site is not waste.

End Memo
Don North