



**Environmental
Protection Agency**

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

Re: DH Automotive & Self Storage
Auglaize County
OHR000165183
Hazardous Waste
Return to Compliance

January 9, 2012

Mr. Mike Hertenstein
DH Automotive & Self Storage
507 South Wayne Street
St. Marys, Ohio 45885

Dear Mr. Hertenstein:

Thank you for your November 30, 2011, response to Ohio EPA's September 2, 2011, Notice of Violation/Partial Return to Compliance (NOV/PRTC) letter. DH Automotive & Self Storage (DHA) submitted information regarding the management of your used oil and universal waste lamps. My review of the documentation submitted reveals that DHA has adequately demonstrated abatement of the violations cited in the September 2, 2011, NOV/PRTC letter.

The following is a summary of the violations cited in the September 2, 2011, NOV/PRTC letter as a result of my August 17, 2011, inspection and your compliance with respect to each:

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

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

DHA must immediately cease disposing of the fluorescent lamps as non-hazardous waste until a proper waste evaluation has been completed. Incandescent, fluorescent, metal halide, neon, high-intensity discharge, high-pressure sodium and mercury-vapor lamps could be hazardous waste when discarded. 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.

On November 30, 2011, DHA stated that the spent fluorescent lamps will be managed as universal waste. DHA stated that the spent lamps will be sent to Mesco Electric in New Bremen, Ohio. On December 29, 2011, I spoke with Ralph at Mesco Electric and he verified that they broker the bulbs and ship them to U.S.A. Lamp & Ballast Recycling in Cincinnati, Ohio, where they will be recycled.

With this information, this violation has been abated.

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."

DHA had thirteen 55-gallon drums, two portable carboys, and one 275-gallon storage tank that were not properly labeled.

At the time of my inspection, DHA properly labeled the thirteen 55-gallon drums, two portable carboys and one 275-gallon storage tank with the words "used oil".

This violation was previously abated on August 17, 2011.

3. **OAC Rule 3745-279-23(A): On-Site burning of used oil:**

Generators may burn used oil in used oil-fired space heaters provided that the heater burns only used oil that the owner or operator generates or used oil received from household do-it-yourself used oil generators.

DHA has been collecting used oil from other generators (i.e. Speckman Automotive) and burning it in the on-site furnace.

On November 30, 2011, DHA stated that they will only accept used oil from household do-it-yourself used oil generators. DHA will no longer accept used oil from businesses.

With this information, this violation has been abated.

Ohio EPA has helpful information about compliance assistance and pollution prevention at the following web address: <http://www.epa.ohio.gov/ocapp>. In addition, you can find copies of the rules and other information on the division's web page at: <http://www.epa.ohio.gov/dhwm>.

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

Sincerely,



Melissa L. Boyers
Division of Materials & Waste Management

/llr

pc: Cindy Lohrbach, DMWM, NWDO
Colleen Weaver, DMWM, NWDO
ec: Colleen Weaver, DMWM, NWDO (scanned e-copy)
Melissa Boyers, DMWM, 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.