



**Environmental
Protection Agency**

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

February 14, 2012

**WASHINGTON COUNTY
GENERAL FILE
(AIR HEATER SEAL)
DMWM/SEDO
NON NOTIFIER**

Mr. Kevin Stewart
Air Heater Seal Company
PO Box 8, Marietta Road
Waterford, OH 45786

Dear Mr. Stewart:

On February 7, 2012, Ohio EPA inspected Air Heater Seal ("AHS") in Waterford, Ohio to determine compliance with Ohio's hazardous waste laws as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC).

I found the following violations of Ohio's hazardous waste laws. In order to correct these violations, you must do the following within 21 days of the date of this letter:

1. **OAC Rule 3745-279-22,(C)&(D), Used Oil Storage Requirements for Generators:**
(C) Containers of used oil must be labeled with the words "Used Oil"; (D) Upon detection of a release of used oil to the environment, a used oil generator must stop the release, contain the released used oil, clean up and properly manage the released used oil and materials used to clean up the used oil, and if necessary, repair or replace any leaking used oil storage containers prior to returning them to service for used oil storage.
 - a. (C) A drum of used oil located behind the Shearing Room was not properly labeled. This was labeled during the inspection. Therefore, this violation has now been abated.
 - b. (D) Used oil had overflowed from the open bung of the drum onto the ground as a result of overfilling and because precipitation had entered the drum. To correct this, as instructed during the inspection, you were to immediately stop all used oil from spilling on the ground by placing a lid on the drum and moving the drum into an indoor location. Next you must excavate all visibly contaminated soil, containerize the excavated soil and send it for disposal to a licensed solid waste landfill. To demonstrate a return to compliance with this rule, please submit photographs of the excavated soils and the area where soils were excavated, and a receipt from the landfill for disposal of oil contaminated soils. If you disposed of soils in your dumpster, please let me know this. You should also submit a receipt for the proper recycling of the drum of used oil to a legitimate recycler. A list of used oil recyclers can be found at the link below. Also, please describe the steps you will take to prevent future used oil spills. In addition, during the inspection we noted two five gallon buckets outside the Shearing Room which appeared to contain used oil. Please transfer the contents of these two containers into your used oil drum.

<http://epawebapps.epa.state.oh.us/Recyclers/jsp/results.jsp?category=17>

GENERAL COMMENTS

- A. Your company generates spent fluorescent lamps. Spent lamps are a universal waste in Ohio. Information on proper management of universal waste lamps, as well as a list of recyclers of spent fluorescent lamps, can be found at the following link. Please immediately take steps to manage all spent lamps in accordance with the following information:
<http://www.epa.ohio.gov/dhwm/fluorescent.aspx>
- B. Approximately 10 scrap tires were observed behind one of the buildings. You stated that these would be taken to a scrap tire dealer. Please immediately do so and refrain from storing scrap tires in the future unless they are covered or under roof.
- C. A burn pile was observed onsite next to the office parking lot. Please note that it is illegal to burn solid waste in Ohio. All solid waste must be disposed of in a licensed solid waste landfill.

AHS must immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 21 days of the date of this letter, AHS is requested to provide documentation to this office including the steps taken to abate the violations cited above. Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may be submitted via the postal service or electronically to donna.goodman@epa.state.oh.us.

Please be advised that violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734. of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of violations, AHS is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

If you have any questions, please contact me by telephone at (740) 380-5293 or by e-mail at donna.goodman@epa.state.oh.us.

Sincerely,



Donna Goodman
Inspector
Division of Materials and Waste Management

DG/sb

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.