CERTIFIED MAIL™

OhioEPA

State of Ohio Environmental Protection Agency
Southeast District Office

2195 Front St.
Logan, OH 43138-9031

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Ms. Regina Gregory
14161 US Route 23 North
Waverly, Ohio 45690

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Environmental Protection Agency

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

CERTIFIED MAIL: 7010 1060 0001 7896 3508

December 5, 2011

PIKE COUNTY
GENERAL COUNTY FILE
(PLATEAU TRUCK STOP)
RCRA/UOG
NON-NOTIFIER

Ms. Regina Gregory
14161 US Route 23 North
Waverly, Ohio 45690

Dear Ms. Gregory:

On July 26, 2011, I conducted a complaint investigation of the Plateau Truck Stop to determine the validity of a complaint that was received by this office on July 25, 2011 and to determine the company's compliance with Ohio's hazardous waste laws and regulations, as found in the Ohio Revised Code and the Ohio Administrative Code (ORC and OAC, respectively). I sent you a Notice of Violation (NOV) letter on August 1, 2011 and October 3, 2011 specifying the violations observed during the complaint investigation. To date, Plateau Truck Stop has failed to respond to the NOV letters and remains in violation of the following:

(1) **Used oil storage requirements for generators, OAC rule 3745-279-22(C)**: Containers and aboveground tanks used to store used oil at generator facilities shall be labeled or marked clearly.

During the complaint investigation, containers of used oil were not labeled as required by this rule. To demonstrate compliance with this rule, these containers must be labeled appropriately and photographic documentation must be sent to this office for review.

(2) **Used oil storage requirements for generators, OAC rule 3745-279-22(D)**: Upon detection of a release of used oil to the environment a generator shall clean up and manage properly the release used oil and other materials.

During the site visit, used oil contaminated soil was observed around leaking from a 55-gallon container behind the facility. As required by this rule, the used oil release must be cleaned up. To demonstrate compliance with this rule, photographic documentation must be submitted to Ohio EPA demonstrating that the contaminated soil has been cleaned up properly.

Southeast District Office
2195 Front Street
Logan, OH 43138-8637

740 | 385 8501
740 | 385 6490 (fax)
www.epa.ohio.gov

Within fourteen (14) days of receipt of this letter, you are requested to provide documentation to this office verifying abatement of the aforementioned violations. Failure to redress listed violations and respond within this timeframe may result in escalated enforcement against you for violation of Chapter 3734. (or 3714.) of the Ohio Revised Code, which carries a civil penalty of up to $10,000 per day for each violation. If you are unable to return to compliance within the fourteen (14) day timeframe, please contact me at (740) 380-5256.

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator, or others, from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act for remedying conditions resulting from any release of contaminants to the environment.

During the complaint investigation, approximately 100 tires were scattered across the property, containers of restaurant grease were leaking onto the ground behind the facility and other solid waste was observed. The Pike County Health Department has been contacted regarding this issue and you may be contacted by the Health Department in the future. If you have any questions regarding this letter, please call me at (740) 380-5256.

Sincerely,

Melody Stewart
District Representative
Division of Materials and Waste Management

MS/mlm

cc: Kevin Astin, Pike County Health Department
Dan Bergert, DMWM-SEDO