



Environmental
Protection Agency

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

Eval. 001

Ent. 001

November 17, 2011

Mr. Marc Prigozen, P.E.
Cohen Brothers, Inc.
P.O. Box 957
Middletown, Ohio 45044

QMR 000 1166 033

RE: QRP Inc. DBA Affordable Auto Parts complaint

5940 W. Third St.

Dear Mr. Prigozen:

Thank you for accompanying George Strobel and myself on November 1, 2011 during Ohio EPA's complaint investigation of QRP Inc. in Dayton Ohio. The investigation was conducted as the result of a complaint received at our office concerning the improper handling of automotive fluids at the site. During the investigation Ohio EPA did note the following violation of Ohio's hazardous waste laws:

1. **Used oil storage requirements for generators, Ohio Administrative Code (OAC) 375-279-22 (D)(1)(2)(3):** Response to releases. Upon detection of a release of used oil to the environment a generator must perform the following cleanup steps:
 - (1) Stop the release;
 - (2) Contain the released used oil;
 - (3) Clean up and manage properly;
 - (4) If necessary, repair or replace any leaking used oil storage containers or tank prior to returning them to service.

QRP Inc. failed to comply with this rule in that used oil was released to the ground at two locations on the property. The first area was the concrete pad used to break down motors. The soil area around the pad had a lot of staining and pooling of used oil and other automotive fluids. The second location was an area of piled motors and cars east of the automobile crusher and fluid draining rack. This area also had a lot of staining and pooling of used oil on the ground. **These areas need to be cleaned up to a visual standard.**

Under OAC rule 3745-279-10(C), the residue from the cleanup can be managed one of two ways:

- (1) As a used oil if the cleanup residue is burned for energy recovery;
- (2) As a waste, requiring the generator to comply with OAC rule 3745-52-11 (evaluation of waste), then manage the used oil/residue as appropriate based on the results of characterization.

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Cohen Brothers also needs to document how they are capturing their automotive fluids from vehicles prior to crushing and how they will cleanup any future releases to the environment.

General Comment

During the inspection you informed Ohio EPA that Cohen Brothers, Inc. had purchased Affordable Auto Parts. Cohen Brothers is in the process of cleaning up the yard and changing some of the business practices at the facility. Please find enclosed a copy a copy of "Environmental Compliance Guide for Auto Repair Shops". The document references auto repair shops, however, the information also applies to environmental concerns and requirements for salvage yards.

Please submit documentation to this office by December 30, 2011 resolving this violation. Should you have any questions, please feel free to call me at (937) 285-6070. You can find copies of the rules and other information on the division's web page at: <http://www.epa.state.oh.us/dhwm/>.

Sincerely



Jeff Smith

District Representative

Division of Materials and Waste Management

cc: DMWM/SWDO File