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State of Ohio Environmental Protection Agency

Northeast District Office

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Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

June 17, 2008

**RE: LUCAS AUTO CENTER  
CUYAHOGA COUNTY  
COMPLAINT #7097  
NOTICE OF VIOLATION/  
PARTIAL RETURN TO COMPLIANCE**

Jim Lucas  
Lucas Auto Center  
14005 Madison Avenue  
Lakewood, OH 44412

Dear Mr. Lucas:

On May 23, 2008, Ohio EPA, represented by Ed D'Amato, conducted a complaint inspection at Lucas Auto Center. Lucas Auto Center was represented by you.

Lucas Auto Center is an auto service and repair business. The complaint alleged that automotive fluids have been mismanaged at the facility. No evidence was found to substantiate the allegations; however, Lucas Auto Center was found to be in violation of the following hazardous waste rules found in Chapter 3745 of the Ohio Administrative Code. To abate the violation, you must do the following and submit all requested information **within 30-days** of the date of this letter:

**1. Used Oil Storage Requirements for Generators (Labels)  
OAC 3745-279-22(C)**

*Containers and above ground tanks used to store used oil at generator facilities shall be labeled or marked clearly with the words "Used Oil".*

The containers and tank used by Lucas Auto Center were not labeled per this rule. This violation was abated at the time of the inspection when a Lucas Auto Employee labeled the containers and tank.

**2. Evaluation of Waste  
OAC 3745-52-11**

*Any person who generates a waste in the state of Ohio...shall determine if the waste is a listed hazardous waste...*

You explained that you dispose of spent fluorescent lamps with your solid waste (regular trash). Fluorescent lamps are often hazardous due to mercury content. To abate this violation, you must evaluate your lamps prior and dispose of them appropriately, or you must begin recycling your spent lamps.

Jim Lucas  
Lucas Auto Center  
June 17, 2008  
Page 2

As we discussed, low mercury "green-tipped" lamps are commercially available. Currently, these lamps may be disposed as solid waste.

Enclosed is a list of fluorescent lamp recyclers to assist you. Also included is a list of companies accepting hazardous waste in Ohio, most of which will accept fluorescent lamps for recycling.

Failure to list specific deficiencies in this communication does not relieve Lucas Auto Center from the responsibility of complying with all applicable Ohio EPA laws and regulations. Please be advised that present or past instances of non-compliance can continue as subjects of pending or future enforcement actions.

Enclosed is a copy of the checklist used for the inspection.

Please feel free to contact me at (330) 963-1170 if you have any questions about the inspection or this letter.

Sincerely,



Edward J. D'Amato  
Environmental Specialist  
Division of Hazardous Waste Management

EJD:cl  
Enclosure

ec: Frank Popotnik, DHWM, NEDO

cc: Natalie Oryshkewych, DHWM, NEDO