



State of Ohio Environmental Protection Agency

Northeast District Office

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Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

October 7, 2008

**RE: Junkyard Dog, Inc.
Dba Affordable Auto Parts and Salvage
Complaint # 7048
Lake County
Non-Notifier
Notice of Violation**

Mr. Geoffrey C. Hanahan
Zanderland Properties LLC
8383 Mentor Ave.
Suite 101
Mentor, Ohio 44060

Dear Mr. Hanahan:

On February 29, 2008, Robert Almquist and I investigated a complaint at Junkyard Dog, Inc. dba Affordable Auto Parts and Salvage located at 1500 North Ridge Road, Painesville, Ohio 44077. The temperature was at or below freezing and the ground was snow covered. The complainant alleged that gasoline, coolant, and used oil is drained onto the ground. This letter will explain the validity of the complaint.

Mr. Bradley Alexander stated that the gasoline is drained out of the cars and the employees take it home. We observed a red metal can that was labeled, "gasoline". He also stated that the oil is only removed from the car if the engine is being removed. The oil is collected in a pan and then transferred to a used oil drum inside.

We found the following violations of Ohio's used oil regulations. In order to correct these violations you must do the following and send me the required information within 30 days of the date of this letter:

Violations

1. Containers labeled or marked "Used Oil"
OAC 3745-279-22(C)

We observed a drum of used oil inside the shop that was not labeled.

To abate this violation please document that an appropriate label has been added to the container of used oil by submitting a photo or a written confirmation that all used oil containers have been appropriately labeled with the words, "used oil." Please describe in writing what procedures have been instituted to ensure continued compliance with this rule.

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2. On-Spec Used Oil Marketer Ensure Used Oil Meets Specifications by Proper Documents
(OAC rule 3745-279-72(A))

The used oil manifests were not available during the inspection. On March 26, 2008, Ohio EPA sent an email requesting the used oil manifests. The manifests were received on April 11, 2008. The packet contained manifests dated February, September, and October 2007 indicating that used oil was picked up by Lake Towing in Painesville to be burned in their used oil burner. A note dated December 2007 indicated that the used oil was taken by Eastlake Body and Frame.

Junk Yard Dog cannot send the used oil that they generate to another facility unless the used oil is tested and shown to be on-specification per OAC rule 3845-279-11.

For used oil to be considered "on-specification," its constituent levels must be at or below (except for flash point) the following levels:

- 5 ppm or less of arsenic
- 2 ppm or less of cadmium
- 10 ppm or less of chromium
- 100 ppm or less of lead
- 100< F minimum flash point
- 4,000 ppm or less of total halogens*
- less than 2 ppm PCBs

The person who makes the claim that the used oil meets these specifications must keep all records of the analysis and a record of all shipments of the used oil.

Comments

We observed 4 drums outside to the right of the back bay door. The drums were slightly snow and ice covered. The contents/conditions of the drums could not be determined. We asked that the material in the drums be sampled and disposed of properly.

The April 11, 2008 submittal also contained antifreeze manifests for February, April, September, and October 2007. The manifests indicated that the antifreeze was taken by Lake Towing and recycled.

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During the inspection, Ohio EPA did not find evidence to support the complaint that gasoline, coolant, and used oil is drained onto the ground.

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.

Ohio EPA has attached a guidance document regarding Universal wastes management. Universal wastes includes batteries and florescent lamps. Universal wastes (UW) are specific hazardous waste streams that a generator can choose to manage in an alternative manner in place of the more complex hazardous waste requirements. These wastes are encouraged to be recycled rather than disposed of as hazardous waste.

You may be able to reduce the waste your company generates. If you find ways to recycle, reduce or eliminate the amount of waste that your company generates, you may be able to reduce treatment and disposal costs as well as regulatory requirements. If you would like a free, non-regulatory on-site compliance assistance or pollution prevention assessment, or if you would like more information about pollution prevention, please contact Adrienne LaFavre at (330) 963-1250. Ohio EPA has helpful information about this at the following web address: <http://www.epa.state.oh.us/ocapp/ocapp.html>.

The Division of Hazardous Waste Management has created an electronic news service to provide you with updates on events and news related to hazardous waste activities in Ohio. You can find more information at: <http://www.epa.state.oh.us/dhwm/listserv.html>.

If you should have any questions, please do not hesitate to contact me at (330) 963-1214.

Sincerely,



Kim Gallagher
Environmental Specialist
Division of Hazardous Waste Management

KG:cl
Attachments

ec: Frank Popotnik, DHWM, NEDO
Robert Almquist, DHWM, NEDO

cc: Natalie Oryshkewych, DHWM, NEDO
Chris Loxterman, Lake County General Health District

