



**Environmental  
Protection Agency**

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

April 3, 2012

**ROSS COUNTY  
RUMPKE RECYCLING  
DMWM/SEDO  
NON NOTIFIER**

Mr. David Murphy, P.E.  
Rumpke Sanitary Landfill, Inc.  
10795 Hughes Rd.  
Cincinnati, OH

Dear Mr. Murphy:

On March 28, 2012, Ohio EPA conducted a complaint investigation of Rumpke Recycling ("Rumpke") in Chillicothe, Ohio in response to a complaint received by this office. According to the complainant, Rumpke allegedly had not evaluated waste in a pit next to their steel recycling drop off area. Brett Imler, Jerry Peters and Bradley Justice, all of Rumpke, accompanied Fred Snell and me during the investigation.

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

- (1) OAC Rule 3745-279-22 (C), Used Oil Storage Requirements for Generators:**  
(C) Containers and tanks of used oil must be labeled with the words "Used Oil".

During the inspection, I observed that Rumpke had two containers of used oil in the car disassembly area, and one tank of used oil under the used oil-burning furnace in the warehouse, that were not properly labeled. Based on photographs submitted by Rumpke via email on March 28, 2012 following the investigation, these have now been properly labeled. Therefore, Rumpke has now abated this violation.

- (2) OAC rule 3745-273-14(D)(1), Waste Management-Standards for Small Quantity Handlers of Universal Waste:** A small quantity handler of mercury-containing equipment must label the equipment with the either the words "Universal Waste-Mercury-Containing Equipment" or "Waste Mercury-Containing Equipment" or "Used Mercury-Containing Equipment".

A container of mercury switches in the car disassembly area was not labeled during the inspection. Photographs submitted by Rumpke on March 28, 2012 following the investigation did not contain the proper labeling information. In order to abate this violation, please immediately label the container per the above-cited rule and submit a photograph of a properly labeled mercury switch container to me at this office.

## 1. GENERAL COMMENTS

- A. During the investigation, we observed a puddle of ponded liquid in the soils next to the concrete barrier in the scrap steel drop-off area. This ponded liquid appeared to contain rainwater mixed with oily residue which may have drained from scrap metal. Because the ponded liquid did not appear to be draining into a tank which leads to the POTW along with other site drainage in this area, Ohio EPA recommends that Rumpke evaluate the ponded liquid as a separate waste stream in order to determine if it is a hazardous waste per OAC rule 3745-52-11. Results should be submitted to this office for review. In addition, Rumpke should take steps to eliminate the collection of rainwater in this area, per recommendations made by Fred Snell of the Ohio EPA Division of Surface Water, during the investigation. Also, Rumpke should take steps to separately contain, evaluate and properly manage residues, if any, from accumulating scrap metals in the future.

Your company must immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 21 days of the date of this letter, your company is requested to provide documentation to this office including the steps taken to abate the violations and address comments 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](mailto: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, your company is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

Mr. David Murphy  
Rumpke Sanitary Landfill  
April 3, 2012  
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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](mailto:donna.goodman@epa.state.oh.us).

Sincerely,



Donna Goodman  
Inspector  
Division of Materials and Waste Management

DG/sb

cc: Fred Snell, DSW

**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.***

Send to Central Office <input checked="" type="checkbox"/>	<b>Ohio Environmental Protection Agency</b> <b>RCRA SUBTITLE C SITE</b> <b>IDENTIFICATION/VERIFICATION FORM</b>	For Ohio EPA use only
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Completed verification forms required to be submitted to CO should be e-mailed to [brad.hauser@epa.state.oh.us](mailto:brad.hauser@epa.state.oh.us).

<b>Site EPA ID No.</b>	EPA ID Number:	
<b>Site Name</b>	Name: <b>Rumpke Recycling</b>	Website: (Optional)
<b>Site Location Information</b>	Street Address: <b>990 Eastern Avenue</b>	
	City, Town, or Village: <b>Chillicothe</b>	State: <b>OH</b>
	County Name: <b>Ross</b>	Zip Code: <b>45601</b>
<b>Site Land Type</b> (check only one) <b>NAICS code(s)</b> <a href="http://www.census.gov/epcd/www/naics.html">www.census.gov/epcd/www/naics.html</a>	Private <input checked="" type="checkbox"/> County <input type="checkbox"/> District <input type="checkbox"/> Federal <input type="checkbox"/> Indian <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other <input type="checkbox"/>	
	<b>562920</b>	

<b>Facility Representative</b>	First Name: <b>Bret</b>	MI:	Last Name: <b>Imler</b>
Additional names can be recorded in number 12	Title: <b>Site Manager</b>		
Only provide address information if it is different than the site address	Phone Number: <b>740-773-1440</b>	Phone Number Extension: <b>7119</b>	
	E-Mail Address:		
	Fax Number:	Fax Number Extension:	
	Street or P.O. Box:		
	City, Town or Village:		
	State:	Zip Code:	

<b>Legal Owner And Operator of the Site.</b> List Additional Owners and/or Operators in the Comment Section or on another copy of this form page	Name of Site's Legal Owner: <b>Rumpke Sanitary Landfill</b>		Date Became Owner (mm/dd/yyyy): <b>01/01/2011</b>	
	Owner Type: Private <input checked="" type="checkbox"/> County <input type="checkbox"/> District <input type="checkbox"/>	Federal <input type="checkbox"/> Indian <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other <input type="checkbox"/>		
	Street or P.O. Box: <b>10766 Hughes Road</b>			
	City, Town or Village: <b>Cincinnati</b>		Owner Phone #: <b>513-678-7206</b>	
	State: <b>OH</b>	Country:	Zip Code: <b>45251</b>	
	Name of Site's Operator: <b>Rumpke Sanitary Landfill</b>		Date Became Operator (mm/dd/yyyy):	
	Operator Type: Private <input checked="" type="checkbox"/> County <input type="checkbox"/> District <input type="checkbox"/>	Federal <input type="checkbox"/> Indian <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other <input type="checkbox"/>		
	Street or P.O. Box: <b>10766 Hughes Road</b>			
	City, Town or Village: <b>Cincinnati</b>		Operator Phone #: <b>513-678-7206</b>	
	State: <b>OH</b>	Country:	Zip Code: <b>45251</b>	

<b>VIOLATIONS CITED?</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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**TYPE OF HANDLER - MARK "X" AS APPROPRIATE**

<input checked="" type="checkbox"/> Not a HW Generator	<input type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11 <input type="checkbox"/> Short-Term/Temporary Generator (generates from a short-term or one-time event and not from on-going processes). <i>Check the box for the applicable generator status and provide a comment.</i>	<input type="checkbox"/> Large Quantity Generator (LQG) <input type="checkbox"/> <b>FORMCHECKBOX</b> <input type="checkbox"/> Small Quantity Generator <input type="checkbox"/> Conditionally Exempt Small Quantity Generator <input type="checkbox"/> U.S. Importer of Hazardous Waste <input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator
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**TYPE OF REGULATED WASTE ACTIVITY (MARK "X" IN ALL OF THE APPROPRIATE BOXES)**

- |   |  |
|---|--|
| <input type="checkbox"/> Hazardous Waste Transporter                    | <input type="checkbox"/> Exempt Boiler and/or Industrial Furnace       |
| <input type="checkbox"/> Hazardous Waste Transfer Facility              | <input type="checkbox"/> Small Quantity On-Site Burner Exemption       |
| <input type="checkbox"/> Treater, Storer or Disposer of Hazardous Waste | <input type="checkbox"/> Smelting, Melting, Refining Furnace Exemption |
| <input type="checkbox"/> Recycler of Hazardous Waste                    | <input type="checkbox"/> Underground Injection Control Facility        |
| <input type="checkbox"/> 72-Hour Recycler                               | <input type="checkbox"/> Receives Hazardous Waste from Off-site        |

**UNIVERSAL WASTE ACTIVITIES (INDICATE TYPES OF UNIVERSAL WASTE MANAGED)**

(CHECK ALL BOXES THAT APPLY)

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Small Quantity Handler of Universal Waste                         | <input type="checkbox"/> Destination Facility for Universal Waste |
| <input type="checkbox"/> Large Quantity Handler of Universal Waste<br>(accumulates 5,000 kg. or more) |   |

**CHECK ALL BOXES BELOW THAT APPLY FOR THE TYPES OF UNIVERSAL WASTE THE FACILITY MANAGES**

- Batteries  
 Pesticides  
 Mercury containing equipment  
 Lamps

**USED OIL ACTIVITIES (INDICATE TYPE(S) OF ACTIVITY(S))**

- Used Oil Generator  
 Used Oil Transporter  
 Used Oil Transfer Facility  
 Used Oil Processor  
 Used Oil Re-refiner  
 Off-Specification Used Oil Burner  
 Used Oil Fuel Marketer who directs shipment of Off-Spec Used Oil  
 Used Oil Fuel Marketer who first claims the Used Oil meets the specifications

**Eligible Academic Entities with Laboratories:** Facility has previously notified that they are opting into managing laboratory hazardous waste pursuant to OAC rules 3745-52-200 through 3745-52-216. Check the box(es) below to indicate the laboratory type.

- College or University  
 Teaching hospital that is owned by or has a formal written affiliation agreement with a college or university  
 Non-profit Institute that is owned by or has a formal written affiliation agreement with a college or university

**Waste Codes for Federally Regulated Hazardous Wastes.** Please list the codes for the federally regulated hazardous waste handled at the site. List them in the order they are presented in the regulations (e.g., D001, D003, F007, U112). Use an additional page or list them in the comments if more space is needed. If the waste codes are the same as listed in the most recent RCRAInfo source record, you do not need to list them. Instead just indicate the date of the most recent source record.

**COMMENTS: USE THIS AREA TO DESCRIBE WHETHER THE INSPECTION WAS ANNOUNCED, WHETHER THE WASTE IS STORED IN TANKS OR CONTAINERS, ETC.**

Announced  Yes  No Additional Facility Representatives: **Jerry Peters, OSHA Compliance Manager**

Tanks  Yes  No  
Containers  Yes  No

Name of Inspector(s)  
**Donna Goodman, DMWM**

Name of Inspector(s)  
**Fred Snell, DSW**

Date of Inspection/Time  
(mm/dd/yyyy) (hh:mm)  
**3/28/11 10:00 AM**

**Comments:**

**Containers and tanks of used oil and universal wastes only.**