

**Environmental
Protection Agency**

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

Re: Anderson Repair
OHD986998094
Hazardous Waste
Crawford County
NOV/Request for Information

March 21, 2012

Mr. Emmett Anderson, Owner
Anderson Repair
690 E. Walnut Street
Galion, Ohio 44833

Dear Mr. Anderson:

On February 29, 2012, Ohio EPA conducted a hazardous waste compliance evaluation inspection (CEI) of Anderson Repair located at 690 E. Walnut Street, Galion, Ohio. I inspected Anderson Repair to determine its compliance with Ohio's hazardous waste laws as found in Chapter 3734 of the Ohio Revised Code (ORC), and Ohio's hazardous waste regulations as adopted under Chapter 3745 of the Ohio Administrative Code (OAC). Anderson Repair was represented by John Grubaugh, your part-time worker. The inspection included a tour of facility. This letter outlines the violation I discovered, what you need to do to correct this violation, and a request for information to determine Anderson Repair's compliance with Ohio EPA's hazardous waste environmental regulations.

Anderson Repair is a repair and auto body shop for automobiles. You had notified Ohio EPA on September 24, 1990, as a small quantity generator (SQG) of hazardous waste (D001, F003, F005). Wastes currently generated are used oil, painting waste, paint booth filters and fluorescent bulbs.

I found the following violation of Ohio's used oil regulations. Anderson Repair needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. **Within 14 days of receipt of this letter**, Anderson Repair is requested to provide documentation to this office including the steps taken to abate the violation cited below. 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 amber.hicks@epa.ohio.gov.

**1. Off-site shipments of used oil by generators.
OAC Rule 3745-279-24**

Generators shall ensure that their used oil is transported only by transporters who have obtained U.S. EPA identification numbers.

You stated that your used oil is being picked up by Bruce Fox of Foxy's Tire Center in Galion, OH (Foxy's).

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Mr. Fox, nor his business, Foxy's, are registered with Ohio EPA as a used oil recycler, used oil collection center or marketer, thus Mr. Fox does not have a U.S. EPA identification number and you are unable to give your used oil to him.

Used oil generators have three options for handling their used oil: 1) Generators must have their used oil transported by an entity that has a U.S. EPA identification number and ensure their used oil is recycled; 2) Generators may transport less than 55-gallons of their own used oil to a registered used oil collection center; or 3) generators may burn their own used oil in an on-site space heater as long as all applicable requirements are met. Please consult the Used Oil fact sheets given to you during the inspection for more information.

- ***In order to abate this violation, you must either 1) submit a copy to me of a contract or some type of documentation indicating a transporter with a U.S. EPA identification number will be picking up your used oil and appropriately recycling it in the future; or 2) a disposal receipt from the off-site shipment of your used oil (if the facility is due for a pick-up) indicating that a transporter with a U.S. EPA identification number is now transporting your used oil and that the used oil is taken to an appropriate recycling facility; or 3) you must submit a copy of a receipt from the drop-off of your used oil at a registered used oil collection center or 4) a summary outlining how you plan to manage your used oil if you decide to purchase a used oil furnace.***
- I have enclosed the Ohio EPA fact sheet The Regulation of Used Oil: An Overview for Ohio Businesses Who Generate Used Oil and a list of used oil recyclers and a list of used oil collection centers. Please consult this information to locate a used oil recycler or collection center which you may utilize.

Please be advised that the violation cited above will continue until the violation has 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 the violation, Anderson Repair is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

Request for Additional Information:

Upon arriving at Anderson Repair, I spoke with Mr. Grubaugh. Mr. Grubaugh stated that you owned the shop but that you were at your day-time job and that you did not arrive to the shop until 4:45 pm.

During the CEI, Mr. Grubaugh showed me a drum of used oil labeled "Used Oil" in which you collect your used oil from oil service jobs. Mr. Grubaugh did not think that you had a drum on-site for painting waste as you don't generate painting waste very often. In addition, Mr. Grubaugh stated that the paint booth filters had not been changed lately.

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Mr. Grubaugh was unsure of who picked up your used oil and painting waste. In addition, Mr. Grubaugh did not know how the paint booth filters were managed/disposed and likewise your fluorescent bulbs. Mr. Grubaugh showed me a parts washer in which solvent is only added to it because it's very rarely used and thus waste is not generated. Mr. Grubaugh was unable to provide me with paperwork pertaining to your waste streams (Material Safety Data Sheets, receipts or manifest from pick-up). Mr. Grubaugh did, however, provide your paint supplier name and phone number (Ohio Auto Kolor, Inc – Marion, OH). Mr. Grubaugh stated I would have to talk to you when you arrived at 4:45 pm. I left my card and told Mr. Grubaugh I would call you to acquire this information.

You and I spoke via telephone on March 1, 2012. You stated that Bruce Fox of Foxy's Tire Center in Galion, OH picks up your used oil. In addition, you stated that you do have a drum of paint solvent on-site but it hasn't been picked up in a while and you don't generate much painting solvent as you always try to re-use it. You stated at this time you would look for your paperwork. We spoke again via telephone on March 5 & 6, 2012. MCF Systems, Inc. picked up your solvent on April 30, 2002, and this was the last time you needed your painting waste picked up. I told you at this time, to make it easier for you to know what I needed for my review, that I would send a letter outlining all the information I needed to determine your compliance with the hazardous waste rules. Please submit the following information within 14 days of your receipt of this letter:

- A. How much painting waste you generate as waste per month (or per year).
- B. The most recent receipt from the pick-up of your painting waste.
- C. The Material Safety Data Sheet (MSDS) for the paints and solvents/thinners utilized at your shop and any other waste evaluation information (sampling and analytical, etc.) you may have for your painting waste.
- D. How many paint booth filters you generate as waste per month (or per year).
- E. How you manage and dispose of your paint booth filters.
- F. How much used oil do you generate for recycling per month (or per year).
- G. Receipt for the pick-up of your used oil (if you have from Mr. Fox).
- H. How many fluorescent bulbs you generate as waste (bulbs that are expired) per month (or per year).
- I. How you manage and dispose of your fluorescent bulbs.
- J. Does your facility generate antifreeze? If so, how much antifreeze do you generate as waste per month (or per year)? How do you manage and dispose/recycle this waste stream?

Pollution Prevention:

If you find additional ways to recycle, reduce, or altogether eliminate the amount of waste that your company generates you may be able to reduce treatment and disposal costs.

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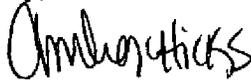
Furthermore, you may possibly reduce your regulatory requirements. Or if you would like a free, non-regulatory on-site pollution prevention assessment or more information about pollution prevention, please contact me at (419) 373-3082. Ohio EPA has helpful information about this at the following web address: <http://www.epa.ohio.gov/ocapp/>

The Division of Materials and Waste Management has created an electronic news service to provide you with quick and timely updates on events and news related to hazardous waste activities in Ohio. If you haven't already, we encourage you to sign-up for this free service. You can find more information at the following Web link http://ohioepa.custhelp.com/cgi-bin/ohioepa.cfg/php/enduser/doc_serve.php?2=subscriptionpage. Please feel free to share this information with your colleagues.

Enclosed you will find a copy of the checklists that I completed during the inspection. Please address all correspondence to Amber Hicks, Ohio EPA, 347 N. Dunbridge Road, Bowling Green, Ohio 43402. Should you have any questions, please feel free to call me at (419) 373-3082 or email at amber.hicks@epa.ohio.gov.

You can find copies of the rules and other information on the division's web page at <http://www.epa.ohio.gov/dmwm.aspx>.

Sincerely,



Amber M. Hicks
Division of Materials and Waste Management

/cg

Enclosures

pc: Cindy Lohrbach, DMWM, NWDO
Colleen Weaver, DMWM, NWDO (w/ checklists)

ec: Amber Hicks, DMWM, NWDO
Colleen Weaver, DMWM, NWDO

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"/>	Ohio Environmental Protection Agency RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM	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.

Site EPA ID No.	EPA ID Number: OHD986998094							
Site Name	Name: Anderson Repair Auto Refinishing & Mechanical Work				Website: (Optional)			
Site Location Information	Street Address: 690 E. Walnut Street							
	City, Town, or Village: Galion				State: OH			
	County Name: Crawford							
Site Land Type (check only one)	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"/>
NAICS code(s) www.census.gov/epcd/www/naics.html	811111		811121					

Facility Representative	First Name: Emmett		MI:	Last Name: Anderson			
Additional names can be recorded in number 12	Title: Owner						
	Phone Number: 419-468-4721				Phone Number Extension:		
Only provide address information if it is different than the site address	E-Mail Address:						
	Fax Number:				Fax Number Extension:		
	Street or P.O. Box:						
	City, Town or Village:						
	State:				Zip Code:		

Legal Owner And Operator of the Site. List Additional Owners and/or Operators in the Comment Section or on another copy of this form page	Name of Site's Legal Owner:				Date Became Owner (mm/dd/yyyy):				
	Owner Type:	Private <input 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:								
	City, Town or Village:				Owner Phone #:				
	State:				Country:		Zip Code:		
	Name of Site's Operator:				Date Became Operator (mm/dd/yyyy):				
	Operator Type:	Private <input 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:								
	City, Town or Village:				Operator Phone #:				
	State:				Country:		Zip Code:		

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

<input type="checkbox"/> Not a HW Generator	<input type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11	<input type="checkbox"/> Large Quantity Generator (LQG)
	<input type="checkbox"/> Short-Term/Temporary Generator (generates from a short-term or one-time event and not from on-going processes). Check the box for the applicable generator status and provide a comment.	<input type="checkbox"/> Small Quantity Generator (SQG)
		<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

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 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 (accumulates 5,000 kg. or more)	

CHECK ALL BOXES BELOW THAT APPLY FOR THE TYPES OF UNIVERSAL WASTE THE FACILITY MANAGES
<input type="checkbox"/> Batteries
<input type="checkbox"/> Pesticides
<input type="checkbox"/> Mercury containing equipment
<input type="checkbox"/> Lamps

USED OIL ACTIVITIES (INDICATE TYPE(S) OF ACTIVITY(S))
<input checked="" type="checkbox"/> Used Oil Generator
<input type="checkbox"/> Used Oil Transporter
<input type="checkbox"/> Used Oil Transfer Facility
<input type="checkbox"/> Used Oil Processor
<input type="checkbox"/> Used Oil Re-refiner
<input type="checkbox"/> Off-Specification Used Oil Burner
<input type="checkbox"/> Used Oil Fuel Marketer who directs shipment of Off-Spec Used Oil
<input type="checkbox"/> 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.
<input type="checkbox"/> College or University
<input type="checkbox"/> Teaching hospital that is owned by or has a formal written affiliation agreement with a college or university
<input type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Additional Facility Representatives:
Tanks	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Containers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Name of Inspector(s)	Name of Inspector(s)	Date of Inspection/Time (mm/dd/yyyy) (hh:mm)
Amber Hicks		2/29/12 11:30

Comments:
 I have not been able to determine their hazardous waste generation status yet as I was unable to gather all the necessary compliance information during the CEI. I have requested this information in my NOV. At this time, facility is only a used oil generator.