



**Environmental
Protection Agency**

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

Re: B&B Repairs LTD
Complaint #3135
Wood County
Notice of Violation/Return to Compliance

April 3, 2012

Mr. Brian Banas
B&B Repairs LTD
22708 Pemberville Road
Luckey, Ohio 43443

Dear Mr. Banas:

On March 14, 2012, the Ohio Environmental Protection Agency (Ohio EPA) conducted a complaint investigation at B&B Repairs LTD (B&B) located at 22708 Pemberville Road in Luckey, Ohio. The Ohio EPA received a complaint that you were mismanaging used oil and other unknown chemicals. This letter will explain the validity of the complaint and any hazardous waste violations I found as a result of the complaint investigation.

B&B provides maintenance work and repairs for large semi-trucks and trailers. A portion of the property is used as a parking area for semi-truck trailers. Various customers pay to leave both empty and full trailers on the property and semi's stop and change out trailers as needed. B&B does not oversee the contents of these trailers and only provides a secure parking area for the customers. DISC Environmental services the parts washer in the shop area and picks up antifreeze for recycling. Scrap metal is taken to Omni Source for recycling and shop rags are laundered by Cintas. B&B had tires on-site that you stated are for sale. A copy of the fact sheet, How do Ohio's Scrap Tire Rules Affect Generators of Scrap Tires, and a list of Registered Scrap Tire Transporters was given to you at the time of my investigation.

Used oil generated is stored in totes and burned in an on-site used oil furnace. Used oil generators are required to: store used oil in containers which are in good condition and which are labeled with the words "used oil"; clean up any releases of used oil; transport used oil through registered used oil transporters; and recycle or dispose of the used oil properly. A copy of the fact sheet, The Regulation of Used Oil: An Overview for Ohio Businesses Who Generate Used Oil, was given to you at the time of my investigation.

At the time of my investigation, B&B was not generating any fluorescent bulbs. A copy of Fluorescent Lamps: What You Should Know, was given to you at the time of my investigation. I recommend that you review this document and contact me if you have any questions regarding the proper management of spent fluorescent bulbs when generated.

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I found the following violation of Ohio's hazardous waste laws.

1. OAC Rule 3745-279-22(C)(1): Labeling:

Containers, aboveground tanks, and fill pipes used for underground storage tanks shall be labeled or marked clearly with the words "used oil."

B&B had two 250-gallon totes of used oil that were not properly labeled.

At the time of my investigation, B&B properly labeled the two 250-gallon totes with the words "used oil".

Therefore, this violation is considered abated.

Enclosed you will find a copy of the checklists that were completed during the complaint investigation.

The investigation performed by the Ohio EPA was conducted as a result of a complaint received by this Agency. A Comprehensive Compliance Evaluation Inspection was not conducted. The Ohio EPA did not find evidence to support the complainant's allegations; therefore, the Ohio EPA considers the complaint investigation closed.

Ohio EPA will issue an EPA ID number to track our inspection activity. B&B cannot use this number for manifesting hazardous waste shipments. If B&B wants to use an EPA ID number for manifesting and other hazardous waste, used oil or universal waste activities, you must complete and submit a Notification of Regulated Waste Activity form (*EPA Form 9029 (Rev. 11/2002)*) to Ohio EPA. This form is available on our web page at <http://www.epa.state.oh.us/dhwm/notiform.html> or you can call me at (419) 373-3066 or the Division of Materials and Waste Management, Central Office, RIS at (614) 644-2977 and we will mail you a copy.

Ohio EPA has helpful information about compliance assistance and pollution prevention at the following web address: <http://www.epa.ohio.gov/ocapp>. In addition, you can find copies of the hazardous waste rules and other information on the division's web page at: <http://www.epa.ohio.gov/dhwm/>.

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If you have any questions or I can be of assistance, please contact me at
(419) 373-3066.

Sincerely,



Melissa L. Boyers
Division of Materials & Waste Management

/cg

Enclosures

pc: Cindy Lohrbach, DMWM, NWDO
Colleen Weaver, DMWM, NWDO
Kristin Tillison, RS, Wood County Health Department

ec: Colleen Weaver, DMWM, NWDO (scanned e-copy)
Melissa Boyers, DMWM, NWDO
Brent Goetz, DMWM, NWDO

Notice:

Ohio's 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.