



**Environmental  
Protection Agency**

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

June 4, 2012

**JACKSON COUNTY  
GENERAL FILE  
(BOB'S SERVICE CENTER)  
DMWM/SEDO  
OHCI00000197**

Mr. Tom Durham, Owner  
Bob's Service Garage  
229 State Street  
Jackson, Ohio 45640

Dear Mr. Durham:

On May 24, 2012, Ohio EPA conducted a complaint investigation of your automotive repair business in Jackson, Ohio in response to a report from the City of Jackson that used oil was being mismanaged by your company. You were present during the investigation. Mike Sherron of Ohio EPA was also present.

Bob's Service Garage stockpiles used oil generated by its business and later burns it in an onsite used oil furnace. Oil is stored in a variety of containers and tanks which are scattered throughout the facility, both indoors and outdoors. No indoor drains were observed during the investigation however, one storm drain located approximately 20 feet outside one of the bays of the facility was observed.

Based on my investigation, I found the following violations of Ohio's hazardous waste laws. In order to correct these violations, you must do the following and send me the required information **within 21 days** of the date of this letter:

- (1) OAC Rule 3745-279-22 (C) and (D), Used Oil Storage Requirements for Generators:** (C) Containers and tanks of used oil must be labeled with the words "Used Oil"; (D) Upon detection of a release of used oil to the environment, a used oil generator must stop the release, contain the released used oil, clean up and properly manage the released used oil, and materials used to clean up the used oil, and if necessary, repair or replace any leaking used oil storage containers prior to returning them to service for used oil storage.

Numerous unlabeled used oil containers, including 55-gallon drums, 250-gallon totes, and a 250 gallon tank were stockpiled in a variety of areas, both inside and outside the facility. Several of the outdoor drums were missing bungs and were subject to overflowing from precipitation. Used oil had been released onto the ground where a leaking engine had previously been stored. Also, used oil staining was evident in an adjacent parking area where reportedly a wrecked vehicle apparently had leaked oil onto the ground.

(C) To correct this violation, you must begin to properly label all used oil containers and tanks with the words "Used Oil." (D) You must clean up all ground where used oil was released by excavating gravel and soil until the soil or gravel that remains is no longer visibly contaminated with used oil and appears clean. The oil-stained materials that have been excavated should be disposed of in your dumpster or at a licensed solid waste landfill. If you decide to take it directly to the landfill, you may wish to contact the landfill prior to taking it there in order to determine if they have any additional requirements for the disposal of this waste. To demonstrate a return to compliance with this rule, you must send me photographs of properly labeled containers and of cleaned up areas. Please do not backfill these areas until I have reviewed the photographs and given you approval to backfill. In addition, if you take the excavated material directly to the landfill, you must send me landfill receipts to document that it has been properly disposed of.

#### **GENERAL COMMENTS**

- A. Ohio EPA recommends that Bob's Service Garage take immediate steps to put used oil management procedures in place to ensure that used oil is not released to the floor or to the environment. First, ensure that all containers and tanks are in good condition, labeled, and closed at all times unless adding or removing oil. Funnels should be used when adding oil to avoid spillage. Second, move all used oil containers and tanks into **one indoor area** of the facility, and inspect it regularly to ensure that no leaking is occurring. If oil does leak onto the floor, oil dry should immediately be used to contain the oil, and when saturated, immediately placed in your dumpster. Any leaking containers or tanks should immediately be repaired or replaced. No used oil should escape the facility, be poured or swept onto the ground, or into any storm drains. Third, if Bob's generates an excess of used oil and is unable to burn all of it in its furnace, excess oil should be sent offsite to a legitimate recycler. Please contact me if you would like a list of such recyclers. Fourth, all employees should be trained on the above-described procedures. You should monitor the used oil storage area to ensure that procedures are being followed, and take corrective measures if they are not.
- B. Bob's Service Garage also had two 55-gallon drums of biodiesel stored outdoors. Please describe how this was generated, whether and how it is being used, and if this is a waste, how it will be managed.

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).

Mr. Tom Durham  
Bob's Service Garage  
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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.

Should you have any questions, please feel free to call me at (740) 380-5293. You can find copies of the rules and other information on the division's web page at <http://www.epa.state.oh.us/dhwm>.

Sincerely,



Donna Goodman  
Inspector  
Division of Materials and Waste Management

DG/sb

cc: Mike Sherron, DERR-SEDO

**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> <b>Site Name</b> <b>Site Location Information</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>	EPA ID Number: <b>OHC100000197 (updated ID number is needed)</b>		Website: (Optional)												
	Name: <b>Bob's Service Center</b>														
	Street Address: <b>229 State Street</b>														
	City, Town, or Village: <b>Jackson</b>		State: <b>OH</b>												
County Name: <b>Jackson</b>		Zip Code: <b>45640</b>													
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>811111</b>															

<b>Facility Representative</b>  Additional names can be recorded in number 12  Only provide address information if it is different than the site address	First Name: <b>Tom</b>		MI:		Last Name: <b>Durham</b>	
	Title: <b>Owner</b>					
	Phone Number: <b>740-286-2022 or 418-4743</b>			Phone Number Extension:		
	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:				Date Became Owner (mm/dd/yyyy):													
	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:																	
	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:					

<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 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). <i>Check the box for the applicable generator status and provide a comment.</i>		<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**

- 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:  
Tanks               Yes       No  
Containers         Yes       No

<b>Name of Inspector(s)</b>	<b>Name of Inspector(s)</b>	<b>Date of Inspection/Time</b> (mm/dd/yyyy) (hh:mm)
Donna Goodman	Mike Sherron, DERR	5/24/12 1:00 PM

**Comments:**

Complaint investigation of used oil handling practices based on DERR-ER response to oil-contaminated stream. Oil release was traced back to this facility.