

**Environmental
Protection Agency**

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

July 9, 2012

**RE: PIKE COUNTY
GENERAL FILE
(HEISTAD'S WRECKER SERVICE)
DMWM-SEDO
NON-NOTIFIER**

Mr. Jeff Heistad
Heistad's Wrecker Service
14467 U.S. Route 23 North
Waverly, Ohio 45690

CERTIFIED MAIL:
70102780000197044213

Dear Mr. Heistad:

On May 31, 2012, Vicky German and I inspected Heistad's Wrecker Service in Waverly, Ohio to determine Heistad's Wrecker Service's compliance with Ohio's hazardous waste laws as found in Chapter 3734. of the Ohio Revised Code (ORC) and Chapter 3745. of the Ohio Administrative Code (OAC). Based on the inspection, I sent you a Notice of Violation (NOV) letter on June 1, 2012, specifying the violations observed during the inspection. To date, Heistad's Wrecker Service has failed to respond to the June 1, 2012 NOV letter and remains in violation of the following:

1. **Used oil storage requirements for generators, OAC rule 3745-279-22(C)(1):** Containers and aboveground tanks used to store used oil at generator facilities must be labeled or marked clearly with the words "Used Oil."

During the inspection, the used oil tanks were not labeled as required above. To demonstrate compliance with this rule, the tanks must be labeled appropriately and photographic documentation must be sent to this office for review.

2. **Used oil storage requirements for generators, OAC rule 3745-279-22(D):** Upon detection of a release of used oil to the environment a generator shall clean up and manage properly the release used oil and other materials.

During the site visit, used oil contaminated soil was observed around the car crusher and the frame repair building. As required by this rule, the used oil contaminated soil must be cleaned up. To demonstrate compliance with this rule, photographic documentation must be submitted to Ohio EPA demonstrating that the contaminated soil has been cleaned up properly.

Within fourteen (14) days of receipt of this letter, Heistad's Wrecker Service is requested to provide documentation to this office verifying abatement of the aforementioned violations. Failure to redress listed violations and respond within this timeframe may result in escalated enforcement against Heistad's Wrecker Service for violation of Chapter 3734. (or 3714.) of the Ohio Revised Code, which carries a civil penalty of up to \$10,000 per day for

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each violation. Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may be submitted electronically to melody.stewart@epa.ohio.gov. If Heistad's Wrecker Service is unable to return to compliance within the fourteen (14) day timeframe, please contact Melody Stewart at (740) 380-5256.

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator, or others, from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act for remedying conditions resulting from any release of contaminants to the environment.

If you have any questions regarding this letter, please call me at (740) 380.5256.

Sincerely,



Melody Stewart
District Representative
Division of Materials & Waste Management

MS/sb

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 appropriate regulations.