



State of Ohio Environmental Protection Agency

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May 10, 2007

CERTIFIED MAIL
9171082133393109737605

T J's Realty, Inc
309 E 15th Street
Dover, Ohio 44622

Re: Motor Vehicle Waste Disposal Wells

To whom it concerns:

Our records indicate that you are the owner of the property at 327 Stonecreek Road, NW, New Philadelphia, Ohio. This property is currently occupied by Allstate Peterbilt. According to Ohio EPA's Underground Injection Control (UIC) records, your property has a Class V Motor Vehicle Waste Disposal Well (MVWD) which is defined as a well that receives or has the potential to receive fluid(s) from vehicle repair or maintenance activities. Class V MVWD wells include, but are not limited to, floor drains or shop sinks which connect to a septic system, dry well, or leach field.

Based on inspections and a recent conversation with Mr. Jesse Smitley, Manager of operations at Peterbilt of Eastern Ohio, an illegal Class V well injection exists at your property. Ohio EPA has no record of your property having an approved holding tank nor is the property connected to the sanitary sewer, therefore, it appears the floor drains and shop sinks discharge into the subsurface. As of January 1, 2005, Ohio Administrative Code (OAC) Rule 3745-34-13 (A) prohibits the discharge of vehicle fluids or wash waters through floor drains or shop sinks into the ground via a septic system, leach field or dry well.

In order to comply with applicable underground injection control regulations, discharge of motor vehicle wastes into the subsurface must cease immediately. Alternatives to the current injection activities include permanent plugging of the floor drains, installation of a permitted holding tank, or connection to the city's sanitary sewer which Ohio EPA has confirmed, is available to your property.

In addition to ceasing injection, within thirty (30) days of the date of this letter, and per OAC Rule 3745-34-13 (F)(1-2), you must submit a closure plan for your Class V injection well(s). This closure plan shall include the following:

- 1) A detailed schedule of closure activities;
- 2) Provisions for the complete removal of the well(s) and any associated structures;
- 3) Provisions for backfilling the well cavities with clean soil as any visually contaminated soil must be removed and properly disposed of; and

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director