



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049

April 10, 2007

Mr. Ray Walding
Equilon Enterprises / Shell Oil Products US
12700 Northborough Dr NOB 300G04
Houston, Texas 77067

**Re: Notice of Violation of the 2006 Hazardous Waste Annual Report Requirement
Shell Service Station 139012 - OHR000103259**

Dear Mr. Walding:

The Division of Hazardous Waste Management has received your 2006 Hazardous Waste Annual Report on March 2, 2007. I spoke to you on March 6 and explained that you had submitted the report on the federal forms, but we need you to use the Ohio Forms. As of today I still have not received the report on the Ohio Forms. My preliminary review of the information contained in the report shows that it is not complete. Ohio Administrative Code (OAC) Rule 3745-52-41 requires a generator who ships any hazardous waste off-site to prepare and submit to Ohio EPA a Hazardous Waste Annual Report and to describe the type and amounts of waste generated and shipped off-site in the previous calendar year. Because your submittal does not contain data required by the rule, you are in violation. Please see the reverse side of this letter for the specific information that is missing from your report.

To abate the violation of OAC Rule 3745-52-41, you must follow the instructions pertaining to your particular violation within 30 days of receipt of this letter. You should have on file the manifest records necessary for completion of the reports. OAC Rule 3745-52-40 requires generators to keep a signed copy of each manifest for a period of at least three years from the date the waste was accepted by the initial transporter. I will send a letter acknowledging receipt of the amendment after I review and process it. DHWM recommends using the free software to complete the reports to reduce the occurrence of errors in the data submitted. If you have questions concerning the annual report requirements, you can reach me at (614) 644-2954 or tammy.heffelfinger@epa.state.oh.us.

Sincerely,

Tammy Heffelfinger
Annual Report Coordinator
Regulatory and Information Services
Division of Hazardous Waste Management

cc: Central File
ec: DHWM, CDO

Violation OAC 3745-52-41(A)(2) Calendar year covered by the report

You have not included anywhere in the report, the year that this report covers. I can assume it is for 2006, but I do receive past years' reports regularly, so you need to indicate it. The Ohio forms have multiple places to provide the year.

Violation OAC3745-52-41(A)(5) Hazardous waste description and quantity

You have not provided the appropriate unit of measurement to indicate the quantity of hazardous waste generated and shipped. Ohio uses codes such as "P" for pounds and "G" for gallons, we do not use a number system.

Violation OAC3745-52-41(A)(3) Receiving facility information

You have not provided the EPA ID number, name and address for each off-site receiving facility of your hazardous waste. This information goes on the OI Form.

To abate these violations, please resubmit the corrected report on the Ohio Forms with a cover letter indicating it is a response to this letter within 30 days. If you have any questions, please do not hesitate to contact me.

Fax : (614)728-1245

E-mail: tammy.heffelfinger@epa.state.oh.us

Regular Mail: Tammy Heffelfinger
DHWM
Ohio EPA
PO Box 1049
Columbus, Ohio 43216-1049

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.