



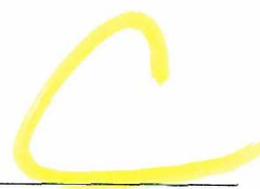
State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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



April 15, 2010

RE: MARKO BODY SHOP
OHD 017 484 536
SUMMIT COUNTY, CESQG-CEI
2nd NOTICE OF VIOLATION

Chuck Kover
Marko Body Shop
1490 E. Archwood Ave.
Akron, OH 44306

CERTIFIED MAIL

Dear Mr. Kover:

You have failed to respond to Ohio EPA's Notice of Violation (NOV) dated March 10, 2010. The violation cited in the NOV remains outstanding. In order to correct it you must do the following and send me all requested information **within 15 days** of the date of this letter:

**1. Hazardous Waste Determination
OAC 3745-52-11**

Any person who generates a waste in the state of Ohio...shall determine if the waste is a listed hazardous waste...

You explained that you dispose of spent fluorescent lamps in your trash dumpster. Often these lamps contain mercury at a level that make them a hazardous waste if disposed.

If the spent lamps are sent for recycling instead of disposal, they would be exempt from the hazardous waste management requirements.

To address this violation, you must notify this office, in writing, of how you will manage spent fluorescent lamps from now on. During the inspection, you were given copies of Ohio EPA's Fluorescent Lamp Fact Sheet.

Please feel free to contact me at (330) 963-1170 if you have any questions.

Failure to list specific deficiencies or violations in this communication does not relieve Marko Body Shop from the responsibility of complying with all applicable Ohio EPA laws and regulations. Please be advised that present or past instances of non-compliance can continue as subjects of pending or future enforcement actions.

Sincerely,

Edward J. D'Amato
Environmental Specialist
Division of Hazardous Waste Management

EJD:ddw

ec: Frank Popotnik, DHWM, NEDO
Natalie Oryshkewych, DHWM, NEDO
Harry Sarvis, DHWM, CO