OhioEPA

State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

Re: Larry Schaaf Auto Sales
Auglaize County
DHWM, NWDO
Complaint #2645
Notice of Violation

September 26, 2007

Mr. Jim Heistan
Larry Schaaf Auto Sales
1525 Celina Road
St. Marys, Ohio 45885

Dear Mr. Heistan:

On September 13, 2007, Gary Deutschman and I investigated a complaint at Larry Schaaf Auto Sales (LSAS's) facility located at 1525 Celina Road, St. Marys, Ohio. According to the complaint received by the Ohio Environmental Protection Agency (Ohio EPA), the complainant alleged that employees were painting cars with the shop door open. This letter will explain the validity of the complaint, other violations found at the facility, and what you need to do to respond to these violations.

LSAS sells automobiles and conducts a small amount of automobile maintenance work at the facility. LSAS changes automotive oil but does not work with any other automotive fluids. LSAS generates used oil and spent lamps at this facility.

Complaint

Upon Ohio EPA's arrival to the site, you told us that the paint booth is still under construction and that you have not painted automobiles here. Ohio EPA did not find any evidence of painting activities around the facility. You also showed us that the used oil is stored in a tank labeled "Used Oil" and that the oil filters are punctured and drained before disposal. A receipt from Safety Kleen shows that the used oil was last picked up on July 9, 2007. As such, I have found no evidence to substantiate the complaint allegations. This complaint is considered closed.

Violations

1. **OAC Rule 3745-273-14 (E): Labeling/marking-standards for small quantity handlers of universal waste:** "Each lamp or a container or package in which such lamps are contained must be labeled or marked clearly with one of the following phrases: "Universal Waste-Lamp(s)" or "Waste Lamp(s)" or "Used Lamp(s)."

   LSAS failed to mark the container holding their fluorescent bulbs with the words "Universal Waste-Lamp(s)" or "Waste Lamp(s)" or "Used Lamp(s)."

   To abate this violation, LSAS must label the appropriate container with the words "Universal Waste-Lamp(s)" or "Waste Lamp(s)" or "Used Lamp(s)." LSAS must document this by photographing the properly labeled containers and submitting the photographs to Ohio EPA's Northwest District Office **within 30 days of receipt of this letter.**

2. **OAC Rule 3745-273-13(D)(1): Waste management-standards for small quantity handlers of universal waste:** "A small quantity handler of universal waste must contain any lamp in containers or packages that are structurally sound, adequate to prevent breakage, and compatible with the contents of the lamps. Such containers and packages must remain closed and must lack evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions."

   LSAS failed to store the universal waste lamps in a closed container.

   In order to abate this violation, LSAS must immediately close the container holding universal waste lamps. LSAS should document that this container is closed by photographing the closed container and submitting this photograph to Ohio EPA's Northwest District Office **within 30 days of receipt of this letter.**

During the inspection, you stated that the used oil filters are being disposed of as solid waste. Ohio EPA recommends these filters be recycled. For more information on recycling used oil filters, please refer to the following Ohio EPA web site: http://www.epa.state.oh.us/opp/recyc/oiltrans.html . I have also included some information on managing paint waste since your paint booth will be completed soon.

All correspondence should be sent to Ohio EPA, Northwest District Office, Attn: Kara Reynolds, 347 North Dunbridge Road, Bowling Green, Ohio 43402.

Should you have any questions or if I can be of assistance, please contact me at (419) 373-3065.

Sincerely,

Kara Reynolds

Kara Reynolds
Environmental Specialist
Division of Hazardous Waste Management

/llr

Enclosures

pc: Colleen Weaver, DHWM, NWDO
Kara Reynolds, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
DHWM, NWDO Auglaize County File: Auglaize County General
ec: Gary Deutschman, DHWM, NWDO

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.

Ohio Environmental Protection Agency

RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM

For Ohio EPA use only

E-mail this completed form to tammy.mcconnell@epa.state.oh.us or mail it to Tammy McConnell, Central Office

2. Site EPA ID No.	**EPA ID Number:**							
3. Site Name	**Name: Larry Schaaf Auto Sales**				**Website: www.getauto.com/schaafauto (Optional)**			
4. Site Location Information	**Street Address: 1525 Celina Road**							
	City, Town, or Village: St. Marys				**State: OH**			
	County Name: Augliaze				**Zip Code: 45885**			
5. Site Land Type (check only one)	**Private** ☐	**County** ☐	**District** ☐	**Federal** ☐	**Indian** ☐	**Municipal** ☐	**State** ☐	**Other** ☐
6. NAICS code(s) www.census.gov/epcd/www/naics.html								
7. Facility Representative	**First Name: Jim**			**MI:**	**Last Name: Heistan**			
	Phone Number: 419-394-7200				**Phone Number Extension:**			
Additional names can be recorded in number 12	**E-Mail Address:**							
	Fax Number:				**Fax Number Extension:**			
	Street or P.O. Box:							
Only provide address information if it is different than the site address	**City, Town or Village:**							
	State:			**Country:**		**Zip Code:**		
8. Legal Owner and Operator of the Site List Additional Owners and/or Operators in the Comment Section or on another copy of this form page	**Name of Site's Legal Owner: Larry Schaaf**			**Date Became Owner (mm/dd/yyyy):**				
	Owner Type:	**Private** ☐	**County** ☐	**District** ☐	**Federal** ☐	**Indian** ☐	**Municipal** ☐	**State** ☐	**Other** ☐
	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):**				
	Owner Type:	**Private** ☐	**County** ☐	**District** ☐	**Federal** ☐	**Indian** ☐	**Municipal** ☐	**State** ☐	**Other** ☐
	Street or P.O. Box:							
	City, Town or Village:			**Operator Phone #:**				
	State:			**Country:**		**Zip Code:**		
9. Violations Cited?	☒ **Yes** ☐ **No**							

10A. Type of Regulated Waste Activity (Mark "X" in all of the appropriate boxes)

☐ **Not Regulated**	☐ **Conditionally Exempt Small Quantity Generator**
☐ **UNKNOWN**: Cited for violation of 3745-52-11	☐ United States Importer of Hazardous Waste
☐ **Large Quantity Generator (LQG)**	☐ Mixed Waste (Hazardous and Radioactive) Generator
☐ **Small Quantity Generator (SQG)**	
☐ **Hazardous Waste Transporter**	☐ **Exempt Boiler and/or Industrial Furnace**
☐ **Treater, Storer or Disposer of Hazardous Waste**	☐ **Small Quantity On-Site Burner Exemption**
☐ **Recycler of Hazardous Waste**	☐ **Smelting, Melting, Refining Furnace Exemption**
☐ **Underground Injection Control Facility**	

10B. Universal Waste Activities (Indicate types of universal waste managed (check all boxes that apply)	
☒ **Small Quantity Handler of Universal Waste**	☐ **Large Quantity Handler of Universal Waste** (accumulates 5,000 kg. or more)
☐ **Destination Facility for Universal Waste**	

Check all boxes below that apply for each of the three types of facilities above		10C. Used Oil Activities (Indicate Type(s) of Activity(ies)	
	Managed	☒ **Used Oil Generator**	☐ **Off-Specification Used Oil Burner**
Batteries	☐	☐ **Used Oil Transporter**	☐ **Used Oil Fuel Marketer Who Directs Shipment of Off-Spec. Oil**
Pesticides	☐	☐ **Used Oil Transfer Facility**	☐ **Used Oil Fuel Marketer to Off-Specification Used Oil Burner**
Mercury containing equipment	☐	☐ **Used Oil Processor**	
Lamps	☒	☐ **Used Oil Re-refiner**	

11. 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 if more space is needed. If there are more than 7 waste codes and they are the same as listed in the most recent RCRAInfo source record, you do not need to list them all. Instead just indicate the date of the most recent source record:

12. 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**	**Other Comments:**	
Containers	☐ **Yes**	☒ **No**		

13. Name of Inspector(s)	Name of Inspector(s)	Date of Inspection/Time (mm/dd/yyyy) (hh:mm)
Kara Reynolds	**Gary Deutschman**	**9/13/2007 2:00 PM**

14. OPTIONAL CERTIFICATION: I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature of Owner, Operator, or an Authorized Representative	Name and Title (Print)	Date (mm/dd/yyyy)

PROCESS, WASTE, P2 SUMMARY SHEET

Facility Name: Larry Schaaf Auto Sales **Facility Type:** Used Oil Generator **Date of Complaint Investigation:** 09-13-2007 **EPA ID#:** N/A

	Waste Generated			On- or Off-Site Management		P2 Activities	
	Process/Activity Generating Waste (e.g. plating bath, machining, baghouse, painting, general maintenance, etc)	Waste Description (e.g. sludge, solvent, ash, used oil, spent lamps, etc.) and EPA Waste Code, if applic.	QTY Generated per Month, Type of Accumulation (container, tank, etc) and location of waste accumulation area	Type of On-Site Treatment (recycle, wwt, etc)	Name, state, and type of activity occurring at the off-site facility	Current P2 Activities	P2 Opportunities
1	Automotive Oil Changing	Used Oil	Minimal Tank Behind Maintenance Shop	Stored in tank	Safety Kleen Texas	Recycle Used Oil	
2	Automotive Oil Changing	Oil Filters	Minimal N/A N/A	Disposed of as Solid Waste		N/A	Recycle filters
3	Lighting Maintenance	Spent Lamps Universal Waste	Minimal Cardboard Box Maintenance Shop	Stored in container		Recycle Bulbs	
4							
5							
6							
7							