



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

January 16, 2013

RE: DEMILTA IRON & METAL
OHD004222378
LAKE COUNTY
4th NOTICE OF VIOLATION

Ron Vaughn, Vice President
DeMilta Iron & Metal
3950 Ben Hur Ave.
Willoughby, OH 44096

Dear Mr. Vaughn:

I received the September 28, 2012 letter from David Zappa. This was in response to my September 14, 2012 letter that dealt with violations found during my April 16, 2012 inspection of DeMilta Iron & Metal located at 3911 Ben Hur Avenue, Willoughby, Ohio. Neil Wasilk and I also did a follow up inspection on December 12, 2012. The following updates the status of the violations that were cited:

1. OAC Rule 3745-279-22(C) - Used oil labels

The September 28, 2012 letter and our December 12, 2012 follow up inspection document your correction of this violation.

2. OAC Rule 3745-279-22(D) - Response to releases of used oil

The September 28, 2012 letter and our December 12, 2012 follow up inspection document the cleanup of releases of used oil. Three small areas of used oil contamination were seen on December 12. These were an area behind the manhole cover of the underground tank that drains the concrete pad, used oil on the ground outside the shop, and one of the scrap areas that we were told will be cleaned up after the magnet has removed the remaining scrap. Photos of the last two of these areas are shown below. Please send me documentation that these areas have been cleaned up.

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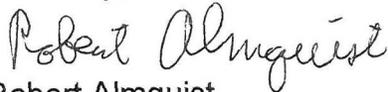
3. OAC Rule 3745-279-24 – Off-site shipments of used oil by generators

The September 28, 2012 letter documents that this was not a violation.

The September 28, 2012 letter also documents that you have addressed the spill from the diesel fuel dispenser.

If you have any questions, please contact me at (330) 963-1217, or robert.almquist@epa.ohio.gov.

Sincerely,



Robert Almquist
Division of Materials and Waste Management

RA:cl

ec: Wade Balser, Ohio EPA, DERR, NEDO
Frank Popotnik, Ohio EPA, DMWM, NEDO
Natalie Oryshkewych, Ohio EPA, DMWM, NEDO
Marlene Kinney, Ohio EPA, DMWM, NEDO
Neil Wasilk, DMWM, NEDO
Jeff Mayhugh, Ohio EPA, DMWM, CO
Dan Bogoevski, Ohio EPA, DSW, NEDO
David Zappa, Zappa Engineering