



State of Ohio Environmental Protection Agency

Northwest District Office

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

Re: Katz Collision, Inc.
Lucas County
OHD084566314
Hazardous Waste-CESQG
Notice of Violation

June 25, 2009

Mr. Patrick Jansen
Katz Collision, Inc.
5420 Alger Drive
Sylvania, Ohio 43560

Dear Mr. Jansen:

On June 12, 2009, I conducted a compliance evaluation inspection at Katz Collision, Inc. (Katz) located at 5420 Alger Drive in Sylvania, Ohio. I inspected Katz to determine its compliance with Ohio's hazardous waste laws as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC). Pollution prevention options were also discussed during this inspection. This letter will explain the violation we found and what you need to do to correct this violation.

During my visit I toured your building, observed your operations, and reviewed paperwork. Katz is a full service auto body repair shop. Katz generates waste paint solvent (D001, D035, F003, F005) that is picked up once a year by Phillip Services Corp (PSC). No oil changes are done on-site and spent batteries are returned to Auto Zone as part of their battery exchange program.

Katz also generates spent fluorescent lamps which are managed as solid waste. At the time of our inspection, Katz was operating as a conditionally exempt small quantity generator (CESQG) of hazardous waste.

I found the following violation of Ohio's universal waste rules. In order to correct this violation you must do the following and send me the required information within 30 days of your receipt of this letter:

1. OAC Rule 3745-52-11: Waste Evaluation

Any person who generates a waste must determine if that waste is a hazardous waste by using generator knowledge or by testing the waste.

Katz failed to have waste evaluation documentation or an established recycling plan in place for the fluorescent bulbs generated at the facility.

Hazardous bulbs are considered "spent materials" and remain hazardous waste even when recycled. Hazardous waste lamp generators have the option of handling their lamps as hazardous waste or as universal waste.

Managing hazardous waste lamps under the universal waste rules eases certain regulations imposed on generators of spent lamps.

Please be aware that incandescent, fluorescent, metal halide, neon, high-intensity discharge, high-pressure sodium and mercury-vapor lamps could be hazardous waste when discarded. Fluorescent lamps may contain up to 40 milligrams (mg) of mercury, depending on the brand and manufacturer. Lamps may also contain lead and cadmium. Many lamps exhibit a characteristic of toxicity for heavy metals when disposed. A copy of Fluorescent Lamps: What You Should Know, was given to you at the time of my inspection. I recommend that you review this document and contact me if you have any questions.

Katz must submit to Ohio EPA documentation to demonstrate how you plan to properly manage your fluorescent bulbs. If Katz decides to conduct waste sampling, please notify me at least seven days prior to the sampling event date so that a representative from Ohio EPA can be present to observe the sampling and to split samples if necessary. In lieu of conducting sampling, Katz can manage the spent fluorescent bulbs as universal waste. If Katz plans to manage the spent fluorescent bulbs as universal waste, please submit photographic documentation showing the storage containers properly closed, labeled, and dated. Katz must also properly train employees, who handle or have responsibility for managing universal waste, on waste handling and emergency procedures relative to their responsibilities and send me documentation that this has been completed. In addition, Katz must submit the name of the facility where you plan to recycle the bulbs.

Enclosed you will find a copy of the checklist that was completed during the inspection.

Ohio EPA has helpful information about compliance assistance and pollution prevention at the following web address: <http://www.epa.state.oh.us/ocapp/ocapp.html>. In addition, you can find copies of the rules and other information on the division's web page at <http://www.epa.state.oh.us/dhwm>.

If you have any questions or I can be of assistance, please contact me at (419) 373-3066.

Sincerely,



Melissa L. Boyers
Division of Hazardous Waste Management

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pc: Cindy Lohrbach, DHWM, NWDO
Colleen Weaver, DHWM, NWDO
DHWM, NWDO Lucas County General File

ec: Melissa Boyers, 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.