



**OHR000149195-002-04/11/2008**

**Hazardous Waste**

**NOV**

**LUCAS**

**VOLL FRAME AND ALIGNMENT INC**

**04/11/2008**



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: **Complaint #2607**  
Voll Frame & Alignment Inc.  
Lucas County  
Hazardous Waste  
2<sup>nd</sup> Notice of Violation

April 11, 2008

Mr. Dan Reynolds, Owner  
Voll Frame & Alignment Inc.  
455 Terminal  
Toledo, Ohio 43613

Dear Mr. Reynolds:

On December 18, 2007, the Ohio Environmental Protection Agency (Ohio EPA) conducted a compliance evaluation inspection of Voll Frame & Alignment Inc. (Voll's) located at 455 E. Terminal in Toledo, Ohio. On January 7, 2008, you were sent a Notice of Violation (NOV) letter which outlined the violations we found and what you needed to do to correct these violations. To date, Voll's has failed to respond to the initial NOV letter and the violations cited remain outstanding.

The following is a summary of the violations cited in the NOV which was sent to you on January 7, 2008:

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.

Voll's 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.

Voll's must submit to Ohio EPA documentation to demonstrate how you plan to properly manage your fluorescent bulbs. If Voll's 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. If Voll's plans to manage the spent fluorescent bulbs as universal waste, please submit photographic documentation showing the storage containers properly closed, labeled, and dated. Voll's must also properly train employees, who handle or have responsibility for managing universal waste, on waste handling and emergency procedures relative to their responsibilities. In addition, Voll's must submit the name of the facility where you plan to recycle the bulbs.

Mr. Dan Reynolds  
April 11, 2008  
Page 2

2. **OAC Rule 3745-279-22(C)(1): Labeling:** Containers, aboveground tanks, and fill pipes used for underground storage tanks shall be labeled or marked clearly with the words "used oil."

Voll's had several containers that were not properly labeled. Specifically, the used oil storage tank located inside the shop, one poly 55-gallon drum located outside and two carboys, one in the garage and one outside were not properly labeled.

Voll's properly labeled the tank, drum and carboys with the words "used oil" at the time of our investigation. A Fact Sheet outlining the Used Oil Regulations for generators is enclosed, please contact me if you have any questions.

***Therefore, this violation is considered abated.***

Please submit documentation demonstrating abatement of the above outstanding violation to this office within **15 days** of receipt of this letter.

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

/csl

pc: Cindy Lohrbach, DHWM, NWDO  
Tammy McConnell, DHWM, CO  
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.



**OHR000149195-001-01/07/2008**

**Hazardous Waste**

**NOV**

**LUCAS**

**VOLL FRAME AND ALIGNMENT INC**

**01/07/2008**



State of Ohio Environmental Protection Agency

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Lee Fisher, Lieutenant Governor  
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Re: **Complaint #2607**  
Voll Frame & Alignment Inc.  
Lucas County  
Hazardous Waste  
Notice of Violation

January 7, 2008

Mr. Dan Reynolds, Owner  
Voll Frame & Alignment Inc.  
455 Terminal  
Toledo, Ohio 43613

Dear Mr. Reynolds:

On December 18, 2007, Wendy Miller and I conducted a complaint investigation at Voll Frame & Alignment Inc. (Voll's) located at 455 E. Terminal in Toledo, Ohio. The Ohio Environmental Protection Agency (Ohio EPA) received a complaint that you were not properly managing the auto fluids generated when breaking down motors and that you were allowing batteries to leak acid on to the ground. This letter will explain the validity of the complaint, the violations found as a result of our investigation, and what you need to do to respond to these violations.

During our visit we spoke with Ricky Reynolds, toured your facility and observed your operations. Voll's offers mechanical and suspension repairs along with the sale of auto parts. Voll's processes approximately 250 cars per month and crushes cars once every three months. All of the crushed cars are recycled at Omni Source. Batteries are stored outside and picked up once every two weeks by Independent Battery or Battery Exchange for recycling. At the time of our investigation there was no evidence of cracked or leaking batteries. During our investigation, Ohio EPA recommended that you move your battery storage area to an inside location to protect them from cracking and possibly leaking on to the ground. Used oil is stored in a tank and 55-gallon poly drums and burned in an on-site used oil burner to heat the building. Antifreeze, gasoline and brake fluid are also collected and re-used. Voll's does not conduct any painting on-site and no solvents are generated. Voll's also generates spent fluorescent lamps at the facility.

We found the following violations of Ohio's hazardous waste and used oil laws. In order to correct these violations 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.

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

Mr. Dan Reynolds  
January 7, 2008  
Page 2

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. I have enclosed a copy of Fluorescent Lamps: What You Should Know. I recommend that you review this document and contact me if you have any questions.

Voll's must submit to Ohio EPA documentation to demonstrate how you plan to properly manage your fluorescent bulbs. If Voll's 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. If Voll's plans to manage the spent fluorescent bulbs as universal waste, please submit photographic documentation showing the storage containers properly closed, labeled, and dated. Voll's must also properly train employees, who handle or have responsibility for managing universal waste, on waste handling and emergency procedures relative to their responsibilities. In addition, Voll's must submit the name of the facility where you plan to recycle the bulbs.

2. **OAC Rule 3745-279-22(C)(1): Labeling:** Containers, aboveground tanks, and fill pipes used for underground storage tanks shall be labeled or marked clearly with the words "used oil."

Voll's had several containers that were not properly labeled. Specifically, the used oil storage tank located inside the shop, one poly 55-gallon drum located outside and two carboys, one in the garage and one outside were not properly labeled.

Voll's properly labeled the tank, drum and carboys with the words "used oil" at the time of our investigation. A Fact Sheet outlining the Used Oil Regulations for generators is enclosed, please contact me if you have any questions.

***Therefore, this violation is considered abated.***

Ohio EPA will issue an EPA ID number to track our inspection activity at Voll's. Voll's cannot use this number for manifesting hazardous waste shipments. If Voll's wants to use an EPA ID number for manifesting and other hazardous waste, used oil or universal waste activities, you must complete and submit a Notification of Regulated Waste Activity form (*EPA Form 9029 (Rev. 11/2002)*) to Ohio EPA. This form is available at <http://www.epa.state.oh.us/dhwm/notiform.html> or you can call me at (419) 373-3066 or the Division of Hazardous Waste Management, Central Office, RIS at (614) 644-2977 and we will mail you a copy.

Enclosed you will find a copy of the checklist that was completed during the inspection and the guidance document: Environmental Compliance Guide for Auto Body Shops.

Mr. Dan Reynolds  
January 7, 2008  
Page 3

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 also find copies of the rules and other information on the division's web page at <http://www.epa.state.oh.us/dhwm>.

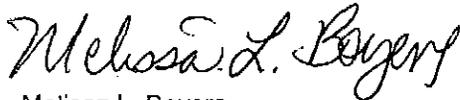
The Ohio EPA is excited to launch Ohio's mercury switch removal program for auto recyclers, and to let you know how you can benefit by participating. This program is sponsored in partnership between Ohio EPA and the End of Life Vehicle Solutions (ELVS) as part of the National Vehicle Mercury Switch Recovery Program. Through the program, we are encouraging recycling and helping to reduce mercury releases to air, water and soil, which can endanger both the environment and public health. Information about this program can be found at the following web address:  
[http://www.epa.state.oh.us/ocapp/sb/switch\\_removal\\_program.html](http://www.epa.state.oh.us/ocapp/sb/switch_removal_program.html)

The investigation performed by Ohio EPA was conducted as the result of a complaint received by this Agency. A comprehensive Compliance Evaluation Inspection was not conducted, therefore, failure to list specific deficiencies in this communication does not relieve you from the responsibility of complying with all applicable regulations.

Ohio EPA did not find any evidence to substantiate the alleged complaint. Therefore, Ohio EPA considers this complaint to be closed.

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

/csl

Enclosure

pc: Cindy Lohrbach, DHWM, NWDO  
Tammy McConnell, DHWM, CO  
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.

E-mail this completed form to [tammy.mcconnell@epa.state.oh.us](mailto:tammy.mcconnell@epa.state.oh.us) or mail it to Tammy McConnell, Central Office

**Environmental Protection Agency**  
**RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM**

For Ohio EPA use only

2. Site EPA ID No.	EPA ID Number:								
3. Site Name	Name: Voll Frame & Alignment Inc.						Website (optional:)		
4. Site Location Information	Street Address: 455 Terminal								
	City, Town, or Village: Toledo				State: OH				
	County Name: Lucas				Zip Code: 43613				
5. Site Land Type (check only one)	Private	County	District	Federal	Indian	Municipal	State	Other	
	<input checked="" type="checkbox"/>								
6. NAICS code(s) <a href="http://www.census.gov/epcd/www/naics.html">www.census.gov/epcd/www/naics.html</a>	A.				B.				
	C.				D.				
7. Facility Representative:  Additional names can be recorded in number 12.  Only provide address information if it is different than the site address.	First Name: Dan			MI:	Last Name: Reynolds				
	Phone Number: 419-476-8921				Phone Number Extension:				
	E-Mail Address:								
	Fax Number: 419-476-0482				Fax Number Extension:				
	Street or P.O. Box:								
	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.	A. Name of Site's Legal Owner:				Date Became Owner (mm/dd/yyyy):				
	Owner Type: Mark with an X	Private	County	District	Federal	Indian	Municipal	State	Other
	Street or P.O. Box:								
	City, Town, or Village:				Owner Phone #:				
	State:			Country:		Zip Code:			
	B. Name of Site's Operator:				Date Became Operator (mm/dd/yyyy):				
	Operator Type: Mark with an X	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?			<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No					
10. Type of Regulated Waste Activity (Mark "X" in all of the appropriate boxes.)									
<input type="checkbox"/>	Not Regulated								

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

**A. Hazardous Waste Activities**  
 (choose only one of the following categories)

<input checked="" type="checkbox"/> UNKNOWN: Cited for violation of 3745-52-11	<input type="checkbox"/> 3. Treater, Storer or Disposer of Hazardous Waste
<input type="checkbox"/> a. Large Quantity Generator (LQG):	<input type="checkbox"/> 4. Recycler of Hazardous Waste
<input type="checkbox"/> b. Small Quantity Generator (SQG)	<input type="checkbox"/> 5. Exempt Boiler and/or Industrial Furnace
<input type="checkbox"/> c. Conditionally Exempt Small Quantity Generator	<input type="checkbox"/> a. Small Quantity On-site Burner Exemption
<input type="checkbox"/> d. United States Importer of Hazardous Waste	<input type="checkbox"/> b. Smelting, Melting, Refining Furnace Exemption
<input type="checkbox"/> e. Mixed Waste (hazardous and radioactive) Generator	<input type="checkbox"/> 6. Underground Injection Control Facility

<p><b>B. Universal Waste Activities</b></p> <p><input type="checkbox"/> 1. Small Quantity Handler of Universal Waste          (Indicate types of universal waste generated and/or accumulated (check all boxes that apply):</p> <p><input type="checkbox"/> 2. Large Quantity Handler of Universal Waste          (accumulates 5,000 kg or more).</p> <p><input type="checkbox"/> 3. Destination Facility for Universal Waste          (Check all boxes below that apply for each of the three types of facilities above.)</p> <table border="0"> <tr> <td></td> <td style="text-align: center;"><u>Generated</u></td> <td style="text-align: center;"><u>Accumulated</u></td> </tr> <tr> <td>A. Batteries</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>B. Pesticides</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>C. Thermostats</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>D. Lamps</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>		<u>Generated</u>	<u>Accumulated</u>	A. Batteries	<input type="checkbox"/>	<input type="checkbox"/>	B. Pesticides	<input type="checkbox"/>	<input type="checkbox"/>	C. Thermostats	<input type="checkbox"/>	<input type="checkbox"/>	D. Lamps	<input type="checkbox"/>	<input type="checkbox"/>	<p><b>C. Used Oil Activities</b></p> <p><input checked="" type="checkbox"/> 1. Used Oil Generator</p> <p><input type="checkbox"/> 2. Used Oil Transporter Indicate Type(s) of Activity(ies)</p> <p><input type="checkbox"/> Transporter</p> <p><input type="checkbox"/> Transfer Facility</p> <p><input type="checkbox"/> 3. Used Oil Processor and/or Re-refiner          Indicate Type(s) of Activity(ies)</p> <p><input type="checkbox"/> Processor</p> <p><input type="checkbox"/> Re-refiner</p> <p><input type="checkbox"/> 4. Off-Specification Used Oil Burner</p> <p><input type="checkbox"/> 5. Used Oil Fuel Marketer -          Indicate Type(s) of Activity(ies)</p> <p><input type="checkbox"/> a. Marketer Who Directs Shipment of Off-Specification Oil</p> <p><input type="checkbox"/> b. Used Oil to Off-Specification Used Oil Burner</p>
	<u>Generated</u>	<u>Accumulated</u>														
A. Batteries	<input type="checkbox"/>	<input type="checkbox"/>														
B. Pesticides	<input type="checkbox"/>	<input type="checkbox"/>														
C. Thermostats	<input type="checkbox"/>	<input type="checkbox"/>														
D. Lamps	<input type="checkbox"/>	<input type="checkbox"/>														

11. Waste Codes for Federally Regulated Hazardous Wastes. Please list the codes for the federally regulated hazardous waste handled at your 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.

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12. Comments: Use this area to describe whether the inspection was announced, whether the waste is stored in tanks or containers, etc.

N	Announced ?	Additional Facility Representatives:	Other comments:
N	Tanks?	Ricky Reynolds	
Y	Containers?		

13. Name of Inspector(s)	Name of Inspector(s)	Date of Inspection/ Time (mm-dd-yyyy) (HH:MM)
Melissa Boyers	Wendy Miller	12-18-2007 12:30

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)

**USED OIL INSPECTION CHECKLIST  
GENERATORS, COLLECTION CENTERS AND AGGREGATION POINTS**

*NOTE: A facility is subject to the federal SPCC regulations (40 CFR 112) if it is non-transportation related (e.g., fixed) and has an aggregate above ground storage capacity greater than 1,320 gallons or a total underground storage capacity greater than 42,000 gallons of oil (including used oil), and there is reasonable expectation of a discharge to navigable waters.*

**PROHIBITIONS**

1. Does the generator manage used oil in a surface impoundment or waste pile? If yes: Yes  No  N/A
- a. Is the surface impoundment or waste pile regulated as a hazardous waste management unit? [3745-279-12(A)] Yes  No  N/A
2. Is used oil used as a dust suppressant? [3745-279-12(B)] Yes  No  N/A
3. Is off-specification used oil fuel burned for energy recovery in devices specified in 3745-279-12(C)? Yes  No  N/A

*NOTE: Multiple used oil checklists may be applicable if used oil handler is performing multiple tasks (e.g., if generating used oil and shipping directly to a burner, complete generator and marketer checklists at a minimum).*

**GENERATOR STANDARDS**

4. Does the generator mix hazardous waste with used oil? If so, Yes  No  N/A
- a. Is the mixture managed as specified in 3745-279-10(B)? [3745-279-21(A)] Yes  No  N/A

*NOTE: Used Oil mixed with listed (3745-51-30 to 3745-51-35) or characteristic (3745-51-20 to 3745-51-24) hazardous waste are subject to regulation as a hazardous waste, unless the listed hazardous waste is listed solely because it exhibits a hazardous characteristic, and the resultant mixtures do not exhibit a characteristic. Mixtures of used oil and CESQG hazardous waste are subject to OAC Chapter 3745-279.*

5. Does the generator of a used oil containing greater than 1,000 ppm total halogens manage the used oil as a hazardous waste unless the presumption is rebutted successfully? [3745-279-21(B)] Yes  No  N/A

*NOTE: If used oil contains greater than 1000 ppm total halogens, it is presumed to be listed hazardous waste until the presumption is successfully rebutted.*

6. Does the generator store used oil in tanks; or containers; or a unit(s) subject to regulation as a hazardous waste management unit? [3745-279-22(A)] Yes  No  N/A
7. Are containers and aboveground tanks used to store used oil in good condition with no visible leaks? [3745-279-22(B)] Yes  No  N/A
8. Are containers, above ground tanks, and fill pipes used for underground tanks clearly labeled or marked "Used Oil?" [3745-279-22(C)] **one tank, one 55-gal poly drum & two carboys** Yes  No  N/A

9. Has the generator, upon detection of a release of used oil, done the following: [3745-279-22(D)]
- a. Stopped the release? Yes  No  N/A
- b. Contained the release? Yes  No  N/A
- c. Cleaned up and properly managed the used oil and other materials? Yes  No  N/A
- d. Repaired or replaced the containers or tanks prior to returning them to service, if necessary? Yes  No  N/A

**ON-SITE BURNING IN SPACE HEATER**

10. Does the generator burn used oil in used-oil fired space heaters? [3745-279-23] If so:
- a. Does the heater burn only used oil that owner/operator generates or used oil received from household do-it-yourself (DIY) used oil generators? Yes  No  N/A
- b. Is the heater designed to have a maximum capacity of not more than 0.5 million BTU per hour? Yes  No  N/A
- c. Are the combustion gases from heater vented to the ambient air? Yes  No  N/A

**GENERATOR TRANSPORTATION**

11. If the generator self-transport used oil to an approved collection site or to an aggregation point owned by the generator: [3745-279-24]
- a. Does the generator transport used oil in a vehicle owned by the generator or an employee of the generator?[3745-279-24] Yes  No  N/A
- b. Does the generator transport more than 55 gallons of used oil at any time?[3745-279-24] Yes  No  N/A

*NOTE: Used oil generators may arrange for used oil to be transported by a transporter without a U.S. EPA ID # if the used oil is reclaimed under a contractual agreement (i.e., tolling arrangement).*

**COLLECTION CENTERS AND AGGREGATION POINTS**

12. Is the DIY used oil collection center in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-30] Yes  No  N/A
13. Is the non-DIY used oil collection center registered with Ohio EPA? [3745-279-31] Yes  No  N/A
14. Is the used oil aggregation point in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-32] Yes  No  N/A

*NOTE: Complete Used Oil Generator and any other applicable used oil handler checklist (e.g., marketer, burner, etc.) for used oil collection centers and aggregation points.*

Keyword: UsedOilChecklistforGenerators.Oct.2007.doc