



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

March 28, 2013

RE: EXCALIBUR AUTO BODY, INC.  
MEDINA COUNTY  
OHD 987 009 131  
CESQG – NOV/RTC

David DeMarco  
Excalibur Auto Body, Inc.  
3964 Pearl Road  
Medina, OH 44256

Dear Mr. DeMarco:

On March 20, 2013, the Ohio EPA's Division of Materials and Waste Management conducted a hazardous waste compliance inspection of Excalibur Auto Body, Inc. located at 3964 Pearl Road, Medina, Ohio. The facility was inspected to determine its compliance with Ohio's hazardous waste laws and rules as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC).

During the inspection, it was determined that the facility is a conditionally-exempt small quantity generator (less than 100 kilograms of hazardous waste generated per month). The following violation of Ohio hazardous waste laws was found during the inspection:

**OAC Rule 3745-279-22(C), Used Oil Generator Standards:** All containers and aboveground tanks used to store used oil must be labeled or marked clearly with the words "Used Oil."

At the time of the inspection, one of the 55 gallon drums containing used oil was not properly labeled with the words "Used Oil."

A "Used Oil" decal was applied to the drum during the inspection. The violation was abated so no further action is necessary.

Ohio EPA's Office of Compliance Assistance and Pollution Prevention (OCAPP) offers non-regulatory on-site pollution prevention assessments. If you are interested in an assessment, you can contact Adrienne LaFavre at (330) 963-1200 or visit OCAPP's website at: <http://www.epa.ohio.gov/ocapp>.

EXCALIBUR AUTO BODY, INC.  
MARCH 28, 2013  
PAGE – 2 –

The Ohio Department of Development's Office of Energy Efficiency may be able to help with energy efficiency issues. Their website is: <http://www.development.ohio.gov/cdd/oeef/>

Enclosed you will find a copy of the checklists that were completed as a result of the inspection. Should you have any questions, please feel free to contact me at (330) 963-1163 or [paul.dolensky@epa.state.oh.us](mailto:paul.dolensky@epa.state.oh.us). You can find copies of the rules and other information on the division's web page at: <http://www.epa.ohio.gov/dhwm/>

Sincerely,



Paul Dolensky  
Environmental Specialist  
Division of Materials and Waste Management

Enclosures

ec: Natalie Oryshkewych, DMWM, NEDO  
Nyall McKenna, DMWM, NEDO  
Jeff Mayhugh, DMWM, CO

cc: Marlene Kinney, DMWM, NEDO

|   |   |                       |
|---|---|-----------------------|
| Send to Central Office<br><input checked="" type="checkbox"/> | <b>Ohio Environmental Protection Agency</b><br><b>RCRA SUBTITLE C SITE</b><br><b>IDENTIFICATION/VERIFICATION FORM</b> | For Ohio EPA use only |
|---|---|-----------------------|

Completed verification forms required to be submitted to CO should be e-mailed to [RCRAInfo.Data@epa.state.oh.us](mailto:RCRAInfo.Data@epa.state.oh.us).

|   |   |                        |
|---|---|------------------------|
| <b>Site EPA ID No.</b>  | EPA ID Number: <b>OHD 987 009 131</b>   |                        |
| <b>Site Name</b>  | Name: <b>Excalibur Auto Body, Inc</b>   | Website: (Optional)    |
| <b>Site Location Information</b>  | Street Address: <b>3964 Pearl Road</b>  |                        |
|   | City, Town, or Village: <b>Medina</b>   | State: <b>OH</b>       |
| <b>Site Land Type</b><br>(check only one)<br><b>NAICS code(s)</b><br><a href="http://www.census.gov/epcd/www/naics.html">www.census.gov/epcd/www/naics.html</a> | County Name: <b>Medina</b>  |                        |
|   | Private <input checked="" type="checkbox"/> County <input type="checkbox"/> District <input type="checkbox"/> Federal <input type="checkbox"/> Indian <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other <input type="checkbox"/> | Zip Code: <b>44256</b> |

|  |  |           |                           |  |
|--|--|-----------|---------------------------|--|
| <b>Facility Representative</b><br><br>Additional names can be recorded in number 12<br><br>Only provide address information if it is different than the site address | First Name: <b>David</b>                   | MI:       | Last Name: <b>DeMarco</b> |  |
|  | Title:                                     |           |                           |  |
|  | Phone Number: <b>330-721-4499</b>          |           | Phone Number Extension:   |  |
|  | E-Mail Address: <b>ddexcalibur@aol.com</b> |           |                           |  |
|  | Fax Number: <b>330-721-7112</b>            |           | Fax Number Extension:     |  |
|  | Street or P.O. Box:                        |           |                           |  |
|  | City, Town or Village:                     |           |                           |  |
| State:   |  | Zip Code: |                           |  |

|   |                             |                                  |                                    |                                   |   |
|---|-----------------------------|----------------------------------|------------------------------------|-----------------------------------|---|
| <b>Legal Owner And Operator of the Site.</b><br>List Additional Owners and/or Operators in the Comment Section or on another copy of this form page | Name of Site's Legal Owner: |                                  | Date Became Owner (mm/dd/yyyy):    |                                   |   |
|   | Owner Type:                 | Private <input type="checkbox"/> | County <input type="checkbox"/>    | District <input type="checkbox"/> | Federal <input type="checkbox"/> Indian <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other <input type="checkbox"/> |
|   | Street or P.O. Box:         |                                  |                                    |                                   |   |
|   | City, Town or Village:      |                                  |                                    |                                   |   |
|   | State:                      |                                  | Country:                           |                                   | Zip Code:   |
|   | Name of Site's Operator:    |                                  | Date Became Operator (mm/dd/yyyy): |                                   |   |
|   | Operator Type:              | Private <input type="checkbox"/> | County <input type="checkbox"/>    | District <input type="checkbox"/> | Federal <input type="checkbox"/> Indian <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other <input type="checkbox"/> |
|   | Street or P.O. Box:         |                                  |                                    |                                   |   |
| City, Town or Village:  |                             |                                  | Operator Phone #:                  |                                   |   |
| State:  |                             | Country:                         |                                    | Zip Code:                         |   |

|                          |   |
|--------------------------|---|
| <b>VIOLATIONS CITED?</b> | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
|--------------------------|---|

| TYPE OF HANDLER - MARK "X" AS APPROPRIATE   |  |  |
|---|--|--|
| <input type="checkbox"/> Not a HW Generator | <input type="checkbox"/> UNKNOWN:<br>Cited for violation of 3745-52-11<br><input type="checkbox"/> Short-Term/Temporary Generator (generates from a short-term or one-time event and not from on-going processes). <i>Check the box for the applicable generator status and provide a comment.</i> | <input type="checkbox"/> Large Quantity Generator (LQG)<br><input type="checkbox"/> Small Quantity Generator (SQG)<br><input checked="" type="checkbox"/> Conditionally Exempt Small Quantity Generator<br><input type="checkbox"/> U.S. Importer of Hazardous Waste<br><input type="checkbox"/> Mixed Waste (Hazardous and Radioactive) Generator |

**TYPE OF REGULATED WASTE ACTIVITY (MARK "X" IN ALL OF THE APPROPRIATE BOXES)**

- |   |  |
|---|--|
| <input type="checkbox"/> Hazardous Waste Transporter                    | <input type="checkbox"/> Exempt Boiler and/or Industrial Furnace       |
| <input type="checkbox"/> Hazardous Waste Transfer Facility              | <input type="checkbox"/> Small Quantity On-Site Burner Exemption       |
| <input type="checkbox"/> Treater, Storer or Disposer of Hazardous Waste | <input type="checkbox"/> Smelting, Melting, Refining Furnace Exemption |
| <input type="checkbox"/> Recycler of Hazardous Waste                    | <input type="checkbox"/> Underground Injection Control Facility        |
| <input type="checkbox"/> 72-Hour Recycler                               | <input type="checkbox"/> Receives Hazardous Waste from Off-site        |

**UNIVERSAL WASTE ACTIVITIES (INDICATE TYPES OF UNIVERSAL WASTE MANAGED (CHECK ALL BOXES THAT APPLY))**

- |   |   |
|---|---|
| <input type="checkbox"/> Small Quantity Handler of Universal Waste                                    | <input type="checkbox"/> Destination Facility for Universal Waste |
| <input type="checkbox"/> Large Quantity Handler of Universal Waste<br>(accumulates 5,000 kg. or more) |   |

**CHECK ALL BOXES BELOW THAT APPLY FOR THE TYPES OF UNIVERSAL WASTE THE FACILITY MANAGES**

- Batteries  
 Pesticides  
 Mercury containing equipment  
 Lamps

**USED OIL ACTIVITIES (INDICATE TYPE(S) OF ACTIVITY(S))**

- Used Oil Generator  
 Used Oil Transporter  
 Used Oil Transfer Facility  
 Used Oil Processor  
 Used Oil Re-refiner  
 Off-Specification Used Oil Burner  
 Used Oil Fuel Marketer who directs shipment of Off-Spec Used Oil  
 Used Oil Fuel Marketer who first claims the Used Oil meets the specifications

**Eligible Academic Entities with Laboratories:** Facility has previously notified that they are opting into managing laboratory hazardous waste pursuant to OAC rules 3745-52-200 through 3745-52-216. Check the box(es) below to indicate the laboratory type.

- College or University  
 Teaching hospital that is owned by or has a formal written affiliation agreement with a college or university  
 Non-profit Institute that is owned by or has a formal written affiliation agreement with a college or university

**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 or list them in the comments if more space is needed. If the waste codes are the same as listed in the most recent RCRAInfo source record, you do not need to list them. Instead just indicate the date of the most recent source record.

**D001**

**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  
Containers  Yes  No

|                      |                      |   |
|----------------------|----------------------|---|
| Name of Inspector(s) | Name of Inspector(s) | Date of Inspection/Time<br>(mm/dd/yyyy) (hh:mm) |
| Paul Dolensky        |                      | 03/20/13  |

**Comments:**  
**Used Oil Violation only.**

**CONDITIONALLY EXEMPT SMALL QUANTITY GENERATOR REQUIREMENTS  
COMPLETE AND ATTACH A PROCESS, WASTE, P2 SUMMARY SHEET**

CESQG: ≤100Kg. (Approximately 25-30 gallons) of waste in a calendar month or < 1 Kg. of acutely hazardous waste.  
 SQG: Between 100 and 1,000 Kg. (About 25 to under 300 gallons) of waste in a calendar month.  
 LQG: ≥ 1,000 Kg. (~300 gallons) of waste in a calendar month or ≥1 Kg. of acutely hazardous waste in a calendar month.  
 NOTE: To convert from gallons to pounds: *Amount in gallons x Specific Gravity x 8.345 = Amounts in pounds.*

Safety Equipment Used: Safety Glasses

**WASTE EVALUATION**

|    |  |  |
|----|--|--|
| 1. | Have all wastes generated at the facility been adequately evaluated?<br>[3745-52-11] | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> |
|----|--|--|

**GENERATOR CLASSIFICATION**

|    |  |  |
|----|--|--|
| 2. | Does the generator produce <100 kg. of hazardous waste per month?<br>[conditionally exempt small quantity generator ("CESQG")] | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> |
|----|--|--|

NOTE: If quantities of hazardous waste accumulated on-site at any one time exceed 1,000 Kg. - or the generator produces between 100 and 1,000 Kg. of hazardous waste per month, it is operating as a Small Quantity Generator ("SQG"). If so, complete the Small Quantity Generator Requirements checklist.

**OFF-SITE SHIPMENT OF HAZARDOUS WASTE**

|    |   |  |
|----|---|--|
| 3. | Does the CESQG ensure delivery of hazardous waste(s) to an off-site permitted TSD? [3734.02(F)] | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> |
|----|---|--|

**TREATMENT OF HAZARDOUS WASTE**

|    |  |  |
|----|--|--|
| 4. | Does the generator treat hazardous waste in a:                     |  |
|    | a. Container that meets 3745-66-70 to 3745-66-77?                  | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
|    | b. Tank that meets 3745-66-90 to 3745-66-101 except 3745-66-97(C)? | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
|    | c. Drip pads that meet 3745-69-40 to 3745-69-45?                   | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
|    | d. Containment building that meets 3745-256-100 to 3745-256-102?   | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |

NOTE: Complete appropriate checklist for each unit.

NOTE: If the CESQG conducts treatment they are subject to the LQG requirements.

NOTE: If waste is treated to meet LDRs, use LDR checklist.

**MIX HAZARDOUS WASTE WITH USED OIL**

|    |   |  |
|----|---|--|
| 5. | Does the CESQG mix its hazardous waste with used oil for the purpose of burning for energy recovery? [3745-51-05(J)] If so: | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/> |
|    | a. Does the CESQG manage the mixture in accordance with 3745-279-21?  | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |

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

*NOTE: 1. 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.*

*2. Inspectors can check BUSTR's web-site at [https://www.comapps.ohio.gov/sfm/fire\\_apps/bust/bustr/PublicInquiry.asp](https://www.comapps.ohio.gov/sfm/fire_apps/bust/bustr/PublicInquiry.asp) to determine if a UST containing used oil is registered with BUSTR. Inspectors may call BUSTR at 614-752-7938 or a BUSTR site coordinator to report an unregistered UST or a UST that appears to not be in compliance with BUSTR regulations. A list of BUSTR coordinators by county are at:*

*[https://www.comapps.ohio.gov/sfm/fire\\_apps/bust/bustr/SearchByCounty.asp](https://www.comapps.ohio.gov/sfm/fire_apps/bust/bustr/SearchByCounty.asp).*

**PROHIBITIONS**

|    |   |  |
|----|---|--|
| 1. | Does the generator manage used oil in a surface impoundment or waste pile? If yes:                        | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/> |
| a. | Is the surface impoundment or waste pile regulated as a hazardous waste management unit? [3745-279-12(A)] | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |

*NOTE: For example, used oil contaminated scrap metal stored in a pile.*

|    |   |  |
|----|---|--|
| 2. | Is used oil used as a dust suppressant? [3745-279-12(B)]  | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/> |
| 3. | Is off-specification used oil fuel burned for energy recovery in devices specified in 3745-279-12(C)? | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |

*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 <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/> |
| a. | Is the mixture managed as specified in 3745-279-10(B)? [3745-279-21(A)] | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |

*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 <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
|----|--|--|

*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 <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> |
| 7. | Are containers and aboveground tanks used to store used oil in good condition with no visible leaks? [3745-279-22(B)]   | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> |
| 8. | Are containers, above ground tanks, and fill pipes used for underground tanks clearly labeled or marked "Used Oil?" [3745-279-22(C)] <b>Applied "USED OIL" Decal during inspection – Returned to Compliance</b> | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/> |
| 9. | Has the generator, upon detection of a release of used oil, done the following: [3745-279-22(D)]  | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| a. | Stopped the release?  | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| b. | Contained the release?  | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| c. | Cleaned up and properly managed the used oil and other materials?   | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| d. | Repaired or replaced the containers or tanks prior to returning them to service, if necessary?  | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |

[Facility Name/Inspection Date]

[ID Number]

Used Oil Checklist for Generators/August 2009

Page 1 of 2

|  |  |  |
|--|--|--|
| <b>ON-SITE BURNING IN SPACE HEATER</b>   |  |  |
| 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 <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| b.   | Is the heater designed to have a maximum capacity of not more than 0.5 million BTU per hour?   | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| c.   | Are the combustion gases from heater vented to the ambient air?  | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| <i>NOTE: Ash accumulated in a space heater must be managed in accordance with 3745-279-10(E).</i>  |  |  |
| <b>GENERATOR TRANSPORTATION</b>  |  |  |
| 11.  | Does the generator have the used oil hauled only by transporters that have obtained a U.S. EPA ID#? [3745-279-24]                              | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> |
| 12.  | 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 <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| b.   | Does the generator transport more than 55 gallons of used oil at any time? [3745-279-24]   | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| <i>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).</i> |  |  |
| <b>COLLECTION CENTERS AND AGGREGATION POINTS</b>   |  |  |
| 13.  | 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 <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| 14.  | Is the non-DIY used oil collection center registered with Ohio EPA? [3745-279-31]  | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| 15.  | Is the used oil aggregation point in compliance with the generator standards in 3745-279-20 to 3745-279-24? [3745-279-32]                      | Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> |
| <i>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.</i>                          |  |  |