



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

May 30, 2013

GALLIA COUNTY  
GENERAL FILE  
(WHITTINGTON'S BP)  
DHWM/SEDO  
OHD987016839

Mr. Mike Eblin  
Whittington's BP  
309 Upper River Road,  
Gallipolis, OH 45631

Dear Mr. Eblin:

On April 16, 2013, I performed a compliance inspection of your facility to determine its compliance with Ohio's hazardous waste laws and regulations as found in Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC).

Based on our observations during this inspection, a Notice of Violation was issued to you on April 23, 2013. I received photographs from you on April 25, showing that your used oil tank fill pipe had been properly labeled. On May 30, 2013, I received a response from Mr. Marshall which indicated that the spent fuel filters will be managed by Safety-Kleen as a hazardous waste from now on. Based on this documentation, you have returned to compliance with the following hazardous waste regulations:

- i) OAC Rule 3745-279-22(C), Used oil storage requirements for generators;
- ii) OAC rule 3745-52-11 Hazardous waste determination.

All violations cited from the April 16, 2013 inspection have now been abated.

If you have any questions, please call me at (740) 380-5278.

Sincerely,

Richard Stewart  
District Representative  
Division of Materials and Waste Management

RS/mr

cc: T.N. Marshall, John W. Clark Oil Company, Ashland, KY 41102

**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.*