



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

Re: Findlay Transmission Service Center, Inc.
OHD986984151
Hancock County
Hazardous Waste
**Notice of Violation-Partial Return to Compliance
Corrected Letter**

May 13, 2013

Mr. Larry Cole, Owner
Findlay Transmission Service Center, Inc.
125 Crystal Avenue
Findlay, Ohio 45840

Dear Mr. Cole:

On April 30, 2013, Wendy Miller and I conducted a compliance evaluation inspection at Findlay Transmission Service Center, Inc. (FTSC) located at 125 Crystal Avenue in Findlay, Ohio. We inspected FTSC 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 violations we found and what you need to do to correct these violations.

FTSC is a full-service transmission repair shop. FTSC generates used oil which is stored in a 250-gallon tank. FTSC has one parts washer and changes out the filter on the unit approximately once every four to six months. FTSC uses Zep Dyna 143 solvent in the parts washer unit. No painting is done at the facility. FTSC also generates spent fluorescent bulbs, which are managed as solid waste.

At the time of our inspection, FTSC was operating as a non-generator of hazardous waste.

We found the following violations of Ohio's hazardous waste laws:

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

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

- a) At the time of the inspection, FTSC did not have waste evaluation documentation for the sand bag filter generated in the operation of the parts washer. The filter is changed approximately once every four to six months. FTSC currently has a spent sand bag filter on-site that was sitting in the parts washer unit. FTSC has historically disposed of this spent material as a non-hazardous/solid waste once the filter has air dried. FTSC must immediately cease disposing of the spent sand bag filter as non-hazardous waste until a proper waste evaluation has been completed.

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FTSC must obtain a representative sample of the sand from the spent sand bag filter currently on-site and have it analyzed for Toxic Characteristic Leaching Procedure (TCLP) Resource Conservation and Recovery Act (RCRA) metals (SW-846 Method 1311/6010C). To abate this portion of the violation, FTSC must submit a copy of the analytical results to Ohio EPA.

Ohio EPA may use the data you collect, in part, to make regulatory decisions concerning the waste(s) tested. A data review process, referred to as data validation, may be utilized to confirm the validity of the data. This data validation can include a review of the following components: sampling techniques, sample containers, representativeness of sample, laboratory test methods, laboratory data completeness, documentation of holding time(s), chain(s) of custody and quality assurance/quality control (QA/QC) data. Please include data sufficient for Ohio EPA to perform the data validation review. Information on conducting a data validation can be obtained from Ohio EPA's web page: http://www.epa.state.oh.us/dhwm/tier_i_data_validation_manual.html.

Ohio EPA will review the submitted waste evaluation information and determine if there is a change in FTSC's generator status. Additional violations may be cited based upon your determined generator status. You will be notified of any additional violations in a separate letter.

- b) In addition, FTSC 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 our inspection. I recommend that you review this document and contact me if you have any questions.

To abate this portion of the violation, FTSC must submit to Ohio EPA documentation to demonstrate how you plan to properly manage your fluorescent bulbs. If FTSC plans to manage the spent fluorescent bulbs when generated as universal waste, please submit the name of the facility where you plan to recycle the bulbs. Managing the spent fluorescent bulbs as universal waste eliminates the need for analytical testing.

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2. Labeling: OAC Rule 3745-279-22(C)(1):

Containers, aboveground tanks, and fill pipes used for underground storage tanks shall be labeled or marked clearly with the words "used oil."

FTSC had one 250-gallon tank and two portable containers of used oil that were not properly labeled.

At the time of our inspection, FTSC properly labeled the tank and portable containers with the words "used oil".

Therefore, this violation is considered abated.

A copy of the fact sheet, The Regulation of Used Oil: An Overview for Ohio Businesses Who Generate Used Oil, was given to you at the time of our inspection. Please review this information and contact me if you have any questions.

3. Off-Site Shipment: OAC Rule 3745-279-24:

Generators shall ensure that their used oil is transported only by transporters who have obtained an EPA identification number.

FTSC has been giving the used oil they generate to a local man who takes it for his personal use.

FTSC must immediately cease giving used oil to any person or transporter who does not have an EPA identification number.

In order to correct this violation, FTSC must notify Ohio EPA with how you plan to manage your used oil in the future. A list of used oil recyclers was given to you at the time of our inspection.

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

Enclosed you will find a copy of the checklists that were completed during the inspection.

FTSC needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within **14 days** of receipt of this letter, FTSC is requested to provide documentation to this office including the steps taken to abate the violations cited above.

Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may be submitted via the postal service or electronically to melissa.boyers@epa.ohio.gov.

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

Sincerely,



Melissa L. Boyers
Division of Materials and Waste Management

/llr

Enclosures

pc: Lisa Gifford, DMWM, NWDO
Colleen Weaver, DMWM, NWDO

ec: Colleen Weaver, DMWM, NWDO (scanned e-copy)
Melissa Boyers, DMWM, NWDO

Notice:

Please be advised that violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734 of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of violations, FTSC is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.