



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

Re: Danner's Towing & Recycling
Hazardous Waste
Complaint # 3242
Wyandot County
NOV/RTC

May 28, 2013

Mr. Buddy Danner
Danner's Towing & Recycling
371 County Highway 37
Sycamore, Ohio 44882

Dear Mr. Danner:

On May 10, 2013, the Ohio EPA (Melissa Boyers and the writer) conducted a complaint investigation at Danner's Towing & Recycling (Danner's) located at 371 County Highway 37, Sycamore, Ohio. The complaint was received by the Division of Materials and Waste Management (DMWM) on April 15, 2013. The complainant alleged that there are reports of Danner's dumping oil into a local stream/river/creek and that this oil has been tracked to Lake Erie. This letter will explain the validity of the complaint.

Danner's is a towing and recycling facility. Danner's performs towing of disabled vehicles to its shop for storage and pick-up by the customer or insurance companies. Danner's is a motor vehicle salvage yard which will take running and non-running vehicles. In addition, Danner's is a drop off recycling facility to the public at large. Danner's accepts and recycles only metals (no glass, cardboard, paper, light bulbs, computers, TVs). In addition, Danner's only takes Freon certified free appliances and farm machinery.

Danner's has a crusher but it is a "traveling" crusher. Danner's does not crush cars on-site but travels to other facilities to provide this service. All fluids from vehicles are drained, collected and re-used (used oil is reused in one of the three on-site Clean Burn used oil burners, gasoline and antifreeze are re-used in facility vehicles or by employees). Tires are sold or left on cars. Batteries are recycled at Ohio Battery in Ashland, Ohio. Von's Electric and Milliron are a few of the facilities that Danner's takes their metal to for recycling.

We discussed the complaint with you. You stated that Danner's collects and uses all the used oil generated at the facility (from vehicles, etc.) for fuel for the on-site used oil burners. Danner's does not allow oil to drain, release or dump oil onto the ground (or in a creek) as the collection of this used oil saves Danner's money in the purchase of heating fuel for its facility.

Danner's has a used oil burner in the warehouse, cardboard storage room and tow truck building. There are containers/tanks/totes of used oil stored in the cardboard storage room and the tow truck building. Each burner has approximately a 1000-gallon used oil tank and the tow truck building has a 500-gallon tank as well. Otherwise used oil is collected in drums, totes and buckets.

Mr. Buddy Danner
May 28, 2013
Page 2

We explained that Danner's may burn the used oil generated on-site as well as used oil from do-it-yourselfers and farmers, but may not accept used oil from businesses unless Danner's becomes a used oil marketer. You stated that you understood and that Danner's does not take used oil from other businesses.

We toured the property and did not observe any evidence of used oil dumping. In addition, we drove to a creek near the Danner property and the creek appeared clear. In addition, the Danner facility is separated from the creek by thick woods.

During the investigation, I gave you the following information: the Ohio EPA fact sheets Universal Waste Rules for Handlers of Lamps; Fluorescent Lamps: What you Should Know; The Regulation of Used Oil: An Overview for Ohio Businesses Who Generate Used Oil; How Do Ohio's Scrap Tire Rules Affect Generators of Scrap Tires?; Mosquito Control and Storage of Scrap Tires; a list of used oil recyclers, a list of antifreeze recyclers, a list of used oil filter recyclers, a sample universal waste management plan for lamps, a list of lamp recyclers in Ohio and the Ohio EPA publication Environmental Compliance Guide for Motor Vehicle Salvage Yards.

I found the following violation of Ohio's hazardous waste laws:

**1. Used oil storage requirements - proper labels.
OAC Rule 3745-279-22 (C) (1)**

Containers used to store used oil shall be labeled or marked clearly with the words "Used Oil."

Danner's failed to mark the used oil burner tank, totes, drums and buckets in the cardboard storage room containing used oil with the words "Used Oil".

- On May 13, 2013, via email Danner's submitted photograph documentation that the used oil burner tank, totes, drums and buckets in the cardboard storage room have been labeled "Used Oil". ***Thus this violation is abated.***

Ohio EPA did not observe any evidence that Danner's is dumping used oil, thus this complaint is closed. No response to this letter is necessary.

If you find additional ways to recycle, reduce, or altogether eliminate the amount of waste that your company generates you may be able to reduce treatment and disposal costs. Furthermore, you may possibly reduce your regulatory requirements. Or if you would like a free, non-regulatory on-site pollution prevention assessment or more information about pollution prevention, please contact me at (419) 373-3082. Ohio EPA has helpful information about this at the following web address:
<http://epa.ohio.gov/ocapp/ComplianceAssistanceandPollutionPrevention.aspx>.

Mr. Buddy Danner
May 28, 2013
Page 3

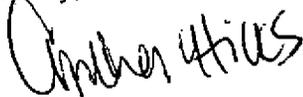
Ohio EPA will issue an EPA ID number to track our investigation activity at Danner's. You cannot use this number for manifesting hazardous waste shipments. If you want to use an EPA ID number for manifesting and other hazardous waste, used oil or universal waste activities, you must complete and submit a Notification of Regulated Waste Activity form (*EPA Form 9029 (Rev. 9/2010)*) to Ohio EPA. This form is available on our Web page at <http://www.epa.state.oh.us/Default.aspx?tabid=3915> or you can call me or the Division of Materials and Waste Management, Central Office at (614) 644-2621 and we will mail you a copy.

The Division of Materials and Waste Management (DMWM) has created an electronic news service to provide you with quick and timely updates on events and news related to hazardous waste activities in Ohio. If you haven't already, we encourage you to sign-up for this free service. You can find more information at the following Web link <http://ohioepa.custhelp.com/ci/documents/detail/2/subscriptionpage>. Please feel free to share this information with your colleagues.

Enclosed you will find a copy of the checklist that I completed during the inspection. Should you have any questions, please feel free to call me at (419) 373-3082 or email me at amber.hicks@epa.ohio.gov.

You can find copies of the rules and other information on the division's web page at <http://epa.ohio.gov/dmwm/dmwmrules.aspx>.

Sincerely,



Amber M. Hicks
Division of Materials and Waste Management

/llr

Enclosure

pc: Lisa Gifford, DMWM, NWDO
(Colleen Weaver, DMWM, NWDO (w/ checklist) :

ec: Amber Hicks, DMWM, NWDO
Colleen Weaver, DMWM, NWDO
EPA RCRAInfo Data (w/ checklist)

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.

Send to Central Office <input checked="" type="checkbox"/>	Ohio Environmental Protection Agency RCRA SUBTITLE C SITE IDENTIFICATION/VERIFICATION FORM	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.

Site EPA ID No.	EPA ID Number: NA	
Site Name	Name: Danner's Towing & Recycling	Website: (Optional)
Site Location Information	Street Address: 371 County Highway 37	
Site Land Type (check only one)	City, Town, or Village: Sycamore	State: OH
NAICS code(s) www.census.gov/epcd/www/naics.html	County Name: Wyandot	Zip Code: 44882
	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"/>
	488410	***

Facility Representative	First Name: Buddy	MI:	Last Name: Danner
Additional names can be recorded in number 12	Title:		
Only provide address information if it is different than the site address	Phone Number: 419-927-6154		Phone Number Extension:
	E-Mail Address: danners@bright.net		
	Fax Number: 419927-6354		Fax Number Extension:
	Street or P.O. Box:		
	City, Town or Village:		
	State:		Zip Code:

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	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:		Owner Phone #:	
	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:	

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

TYPE OF HANDLER - MARK "X" AS APPROPRIATE

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

COMMENTS: USE THIS AREA TO DESCRIBE WHETHER THE INSPECTION WAS ANNOUNCED, WHETHER THE WASTE IS STORED IN TANKS OR CONTAINERS, ETC.

Announced	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Additional Facility Representatives:	Amy Chester
Tanks	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No		
Containers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No		

Name of Inspector(s)	Name of Inspector(s)	Date of Inspection/Time (mm/dd/yyyy) (hh:mm)
Amber Hicks	Melissa Boyers	05-10-13 10:55

Comments:
Tanks and containers are for used oil. ***I could not find a NAICS code for motor vehicle scrap yard or for metals recycler.