



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

September 24, 2013

RE: UNITED AUTO SALES AND SERVICE
NOTICE OF VIOLATION (NOV)
OHR000165696
RCRA C – HAZARDOUS WASTE
STARK COUNTY

Mr. Alex Perea
United Auto Sales and Service
3645 Cleveland Ave.
Canton, OH 44707

Dear Mr. Perea:

On September 20, 2013, the Ohio EPA conducted a follow-up complaint investigation of the area behind the building at 3645 Cleveland Avenue as well as inside the trailer also located at this address.

Ohio EPA had received copies of manifests from Mr. Dick Morena of Environmental Chemical Corp. Mr. Morena had been notified after our initial investigation letting him know that there were many containers labeled Environmental Chemical Corp. behind the building and inside the trailer. Mr. Morena arranged for the removal of these chemicals. The manifests were sent to our office as documentation that the containers of chemicals had been removed. My site visit was to verify that no chemicals remained at the site. My site visit verified that there were no containers immediately behind the building and there were none in the trailer.

However, fourteen (14) 55-gallon drums were found behind the trailer. You said these were filled with used oil. The drums were not labeled. You said they were not your drums but a former tenant's. You also indicated that these drums would be emptied during the week of September 23, 2014. Unusable drums would undergo disposal.

To demonstrate that the oil has undergone proper disposal, please send this office copies of the manifests or bills of lading demonstrating the used oil was taken off-site, ultimately undergoing proper disposal. After I receive this documentation I will come out to the site again and verify that there are no chemicals or used oil being stored outside.

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Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator, or others, from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act for remedying conditions resulting from any release of contaminants to the environment.

During our discussion you noted that the Notice of Violation sent on August 1, 2013 stated that there were 284 fifty-five gallon drums. This was an error. The number should have been 28.

Please submit the requested documentation to me by **October 8, 2013**. If you have any questions or require additional information, please contact me by telephone at (330) 963-1266 or by e-mail at Adrienne.LaFavre@epa.ohio.gov.

Sincerely,



Adrienne La Favre
Division of Materials and Waste Management

ALF:ddw

cc: Marlene Kinney, DMWM, NEDO
Dick Morena, Environmental Chemical Corp.

ec: Frank Popotnik, DMWM, NEDO
Natalie Oryshkewych, DMWM, NEDO