



State of Ohio Environment



STREET ADDRESS:

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P.O. Box 1049
Columbus, OH 43216-1049

December 13, 2007

Thomas Herbert
5776 Lauderdale Drive
Cincinnati, Ohio 45239

91 7108 2133 3931 0973 1153

Re: Class V Injection Well – Bud Herbert Motors, Inc. – **Notice of Violation**

Dear Mr. Herbert:

This letter serves as a follow up to the correspondence between Ohio EPA and your office regarding the existence of Class V Injection Wells at your business located at 130 Pilot Road, Harrison, Ohio. The September 21, 2007 letter from Ohio EPA explains that in accordance with Ohio Law, (OAC 3745-34-13) disposal of motor vehicle waste fluids into a Class V well is strictly prohibited. The disposal of wash fluids into a Class V injection well is also prohibited without first applying for and obtaining a Class V Industrial Well Permit to Operate.

The inventory form you returned and dated 10/3/07 indicates that you are operating an illegal motor vehicle waste disposal well and you are also injecting industrial waste into a Class V injection well without a permit to operate. Ohio Administrative Code (OAC) Rule 3745-34-01(LL) defines Industrial Waste as: any liquid, gaseous, or solid waste substance resulting from any process of industry, manufacture, trade, or business, or from the development, processing, or recovery of any natural resource, together with such sewage as is present to an on lot disposal system such as a septic tank, dry well or leach field.

The disposal of motor vehicle wastes, regardless of amount, into a Class V injection well is strictly prohibited with no exception. The disposal of industrial waste fluids (i.e. wash/rinse waters) into a Class V injection well is prohibited without first applying for and obtaining a Class V Industrial Well Permit to Operate.

Within thirty (30) days of receipt of this notice, Ohio EPA requests a Closure Plan for your facility's illegal Class V injection wells. In the meantime, absolutely no injection through floor drains leading to the septic system is authorized.

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

Page 2

Should you have any questions, please call me at (614) 644-2752.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Stottsberry', written over the word 'Sincerely,'.

Jess Stottsberry
UIC Unit Geologist
Division of Drinking and Ground Waters

cc: Lindsay Taliaferro III, UIC Manager, DDAGW
Rich Bendula, DDAGW, SWDO