INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

VIA E-MAIL

January 6, 2011

Mr. Michael Parsons
Bedford Recycling, Inc.
904 Summit Lane
Bedford, Indiana 47421

Re: Return to Compliance Letter
Bedford Recycling, Inc. - Mitchell
EPA ID# Non-notifier
Mitchell, Lawrence County

Dear Mr. Parsons,

This Office conducted an Enforcement Follow-up Inspection (EFI), on December 6, 2010. After reviewing the prior cited violations noted in the May 27, 2010 Violation Letter, it has been determined that your facility has achieved compliance.

Please note your facility still must comply with all subsequent storm water permit requirements including developing a Storm Water Prevention Pollution Plan (SWP3), submitting a SWP3 checklist, conducting quarterly inspections, documenting annual training, sampling storm water, submitting annual reports and identifying all elimination water contaminants. Also note that you have an outstanding violation which is under the authority of the Indiana Secretary of State – Bureau of Motor Vehicles. Efforts to correct this violation should be undertaken as soon as possible.

Thank you for your cooperation. If you have any questions concerning this matter, please contact me at (317) 234-6933 or by e-mail at dhunt@idem.in.gov .

Sincerely,

Dorel A. Hunt
Environmental Manger
Industrial Waste Compliance Section
Compliance and Response Branch

Enclosure
cc: Lawrence County Health Department

State Form 4336

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
INDIANAPOLIS

OFFICE MEMORANDUM

TO: Bedford Recycling, Inc. – Mitchell, VFC File
Mitchell, Lawrence County

Date: December 30, 2010
Thru: Theresa Bordenkecher
Christina Halloran

FROM: Dorel Hunt
Industrial Waste Compliance Section

SUBJECT: Trip Report for the Enforcement Follow-up Inspection (EFI) conducted on December 6, 2010, at Bedford Recycling, Inc. located at1201 Orchard Street, Mitchell, Indiana.

Office of Land Quality (OLQ) Site History:.

On April 13, 2010 an inspection was conducted due to a complaint that oil was running off the property and draining into an adjacent residential area. No confirmation of spilled or migrating oil off site was observed during this inspection. However, other violations were observed. See the attached Description of Violations (DOV).

The facility is located in the old Dana Products facility. The collection yard opened on March 23, 2009 at the west end portion of the property. The primary activity that takes place at this facility is sorting of metals purchased by type and subsequently loading those materials into trucks for transit to the processing facility at 904 Summit Lane in Bedford. Only the batteries are removed from the vehicles before they are shipped to the Bedford facility where fluids and other vehicle parts are removed in preparation for shredding.

The main building is used for light maintenance on facility equipment and for storage of decommissioned ammunition shells that have been brought from Crane Navel Weapons Depot.

Inspection Findings:

Staff met with Lance McMillan, Yard Manager, for Bedford Recycling, Inc. Mitchell Collection Yard and went over the prior inspection violations then conducted a walk about the facility.

The used oil tote located in the maintenance area of the main building has a proper label attached on the one side.

Mr. McMillan stated that the facility received a modified two hundred and fifty (250) gallon poly tote that will be used as a water sprayer for dust suppression. It is picked up and moved by a fork lift when it is being used.

Following this inspection, staff proceeded to Bedford Recycling, Inc., main facility located in Bedford, Indiana. Staff met with Michael Parsons, Engineer; George Adams, Yard Manage; and Sara Hamidovic, Project Manager with Fields Environmental, which is Bedford Recycling, Inc.'s consultant.

Mr. Parsons advised that paperwork had been submitted to the Bureau of Motor Vehicles to obtain a Salvage Motor Vehicle Business License for the Mitchell location but it had been returned as incomplete. Bedford Recycling has been required to show proof of proper zoning for this facility. Communications with local government are in progress to secure statements that support proper zoning.

Mr. Parsons confirmed that vehicles that are taken in at the Mitchell Collection Yard have only their battery removed. All other processing is done at the Bedford location.

Ms. Hamidovic indicated that the NOI had been submitted and the facility received a permit number INRM00036 which runs from June 22, 2010 to June 21, 2015. She stated that the SWP3 was nearly complete and that sampling would take place at the outfall as a qualifying rain event occurred.

Conclusions and Recommendations:

Based on the findings, no further action is required by this Section. The facility will continue to work with the Office of Water Quality, Storm Water Section to address their concerns. Bedford Recycling, Inc. – Mitchell will also continue to proceed in obtaining their auto salvage license (See attached DOV).

Description of Violations and Further Actions
Initial Inspection April 13, 2010
Enforcement Follow-up Inspection – December 6, 2010

BMV

1. *Note: The facility does not have a Salvage Motor Vehicles Business License.*

Required Action: Immediately contact the BMV to obtain/renew your facility Salvage Motor Vehicle Business License. Within (30) days of receipt of the Violation Letter, please submit documentation of your valid license.

Referral: Referred to the Bureau of Motor Vehicles

Status: The facility has submitted the application to the **Bureau** of Motor Vehicles. Additional information was requested by the **BMV**. The facility is pursuing the collection of information requested.

Oil

2. **329 IAC 13-4-3(d)(1):** Used oil storage Sec. 3. (d) Requirements for labels shall be as follows: (1) Containers and aboveground tanks used to store used oil at generator facilities must be labeled or marked clearly with the words "Used Oil".

Note: The two hundred fifty (250) gallon wire wrapped poly tote that is used to store used oil was not labeled. A "Used Oil" sticker was provided to Mr. McMillan who affixed to the side of the tote.

Required Action: Label (e.g., via stickers, paint, marker, stenciling) all tanks and containers with the words "Used Oil". Submit to IDEM documentation of labeling (e.g., photographs).

Status: In Compliance. The label is clearly displayed on one side of the tote.

Mercury Switches

2. **IC 13-20-17.7-5 (a):** Motor vehicle recyclers required to remove mercury switches; procedures and further requirements Sec. 5. (a) Beginning thirty (30) days after the earliest date the commissioner approves a plan under section 4 of this chapter, a motor vehicle recycler is required to remove all mercury switches from each end of life vehicle the motor vehicle recycler receives upon receipt of the vehicle.

Note: No removal of switches takes place at the Mitchell Collection site. Vehicles are Switches are removed at the processing yard in Bedford.

Required Action: Maintain documentation on site indicating that Bedford Recycling in Bedford is removing the mercury switches. In addition, Bedford Recycling must handle the waste appropriately; submit documentation that they are disposing/recycling these switches appropriately (e.g. proof of participation in the ELVS Program).

Status: In Compliance. Switches continue to be removed at the Bedford facility. The Bedford facility is in compliance regarding mercury switches.

Air

3. 326 IAC 6-4-2(4): Emission limitations Sec. 2. A source or sources generating fugitive dust shall be in violation of this rule (326 IAC 6-4) if any of the following criteria are violated: (4) If fugitive dust is visible crossing the boundary or property line of a source. This subdivision may be refuted by factual data expressed in subdivisions (1), (2) or (3) of this section.

Dust Source	Color	Duration	Time of Day	Weather	Wind Direction	Constant v. Intermittent	Location
Customer vehicles driving over the gravel loop road through facility.	white/tan	Each vehicle est. 1 to 3 minutes.	Viewed during inspection.	Clear, slight breeze.	south west	no dust suppressant.	

Note: Duration above is estimated time each customer vehicle is in motion, not total time on site. Customers drive in, stop, go, stop, go while waiting in line to be checked in, conduct off loading and departure.

Status: Surveillance Inspections were done by the Office of Air Quality on May 6, 17, 26 and June 4, 2010. No violations were observed. The facility has designed and is using a water sprayer that is lifted and carried by a forklift when the roadway becomes dry to minimize dust from vehicles.

Water

7. 327 IAC 15-6-5; 327 IAC 15-6-6; 327 IAC 15-6-6; 327 IAC 15-6-7: Facilities subject to general storm water permit requirements must submit an NOI letter with all required information, an comply with a all subsequent storm water permit requirements including developing a SWP3, submitting a SWP3 checklist, conducting quarterly inspections, documenting employee annual training, sampling storm water, submitting annual reports, identifying and eliminating storm water contaminants.

Note: Mr. McMillan was unaware of Rule 6 Storm Water requirements. He advised that this would be overseen by the staff at the facility in Bedford.

Required Action: Within thirty (30) days of receipt of this report, submit your storm water Notice of Intent (NOI). In addition to submitting the NOI, submit the pollution prevention checklist, develop and implement the SWPPP, and conduct annual sampling in accordance with the required timelines.

Compliance with the NOI requirements and required follow up submittals and testing will be monitored though the Office of Water Quality, Wetlands and Storm Water Section. The contact person who can assist you is Ms. Megan Nagle, at 317-234-5029.

Status: The facility has submitted an NOI and received permit number INRM00036 effective from June 22, 2010 to June 21, 2015. According to Sara Hamidovic, project manager with Fields Environmental the facility's consultant, the SWP3 plan is nearly complete and will be submitted within thirty (30) days. Sampling is contingent on the next qualifying rain event.

Facility Name

Bedford Recycling Inc.- Mitchell

Photographer

Dorel Hunt

Date

December 6, 2010

Others Present

Lance McMillan, Yard Manager

Description

Portable water spray unit for dust suppression.

Facility Name

Bedford Recycling Inc.- Mitchell

Photographer

Dorel Hunt

Date

December 6, 2010

Others Present

Lance McMillan, Yard Manager

Description

Poly tote used to hold Used Oil.

Facility Name

Bedford Recycling Inc.- Mitchell

Photographer

Dorel Hunt

Date

December 6, 2010

Others Present

Lance McMillan, Yard Manager

Description

Surface water drain at north west corner of main building. This conveys storm water from the storage yard part of the facility.

NOTICE OF INSPECTION
State Form 50890 (R3 / 11-05)

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
100 N. Senate Avenue
Indianapolis, IN 46204-2251
Telephone: (800) 451-6027 or (317) 232-8603

This is to notify you that on Dec 6 2010 an inspection of Bedford Recycling Mitch
was conducted by the undersigned representative of the Indiana Department of Environmental Management (IDEM), Office of _____.

Type of Inspection (may include more than one):

- [X] Auto Salvage CPI
- [ ] _____
- [ ] _____
- [ ] Complaint
- [ ] Multi-Media Screening Evaluation
- [ ] Other _____

Preliminary Inspection/Screening Findings:
These findings are considered preliminary and identify specific compliance issues discovered during the above-noted inspection that the designated agent of IDEM believes may be a violation of a statute(s), rule(s) or permit(s) issued by IDEM.

Single Media Inspection:

- [X] No violations were discovered with respect to the particular items observed during the inspection.
- [ ] Violations were discovered but corrected during the inspection.
- [ ] Violations were discovered and require a submittal from you and/or follow-up inspection by IDEM.
- [ ] Violations were discovered and may subject you to an appropriate enforcement response.
- [ ] Additional information/review is required to evaluate overall compliance.
- [ ] Other / Comments (attachment may be included)_____

Multi-Media Screening (Please note that a multi-media screening is not a comprehensive evaluation of the compliance status of the facility):

- [X] Multi-media screening not conducted.
- [ ] No violations were discovered with respect to the limited multi-media screening conducted by IDEM.
- [ ] Potential violations were discovered but corrected during the inspection.
- [ ] Potential violations were discovered and may be further investigated.

Pollution Prevention:
Pollution prevention is the preferred means of environmental protection in Indiana. The goal of pollution prevention is to promote changes in business and commercial operation, especially manufacturing processes, so that Indiana businesses increase productivity, generate less environmental wastes, reduce their regulatory responsibilities and become more profitable. Your participation in Indiana's pollution prevention program is entirely voluntary. If you have any pollution prevention questions, you may contact our Office of Pollution Prevention and Technical Assistance (OPPTA) at (317) 232-8172 or (800) 988-7901, or visit OPPTA's Web site at www.idem.IN.gov/oppta/p2/. Would your company like to be contacted by IDEM's Office of Pollution Prevention and Technical Assistance? [ ] Yes [X] No

Compliance Assistance:
In addition to the compliance assistance offered by IDEM's individual programs, IDEM's Compliance and Technical Assistance Program (CTAP) offers free, confidential compliance assistance to regulated entities, including small businesses and municipalities, throughout Indiana. In the future, if you would like to request free, confidential compliance assistance, call (317) 232-8172 or (800) 988-7901, or visit CTAP's Web site at www.idem.IN.gov/ctap.

A summary of violations and concerns noted during the inspection was verbally communicated to the undersigned representative during the inspection. The facility should correct any violations noted as soon as possible. Violations identified and corrected during the inspection may still be cited as violations.

A written inspection summary will be provided within 45 days. In accordance with IC 13-14-5-4, matters not evident to IDEM at the time of the inspection might not be included in either the verbal or written inspection summary.

IDEM Representative:

Printed Name	Signature	Phone Number	Date	Time
Dorel H. Hunt	Dorel H. Hunt	317 234 4933	12/6/10	In: 3:30 Out: 3:56

Owner/Agent Representative:

Printed Name	Signature	Title	Phone Number	Date
Lance McMillan	Lance McMillan	Manager	(812) 849-4131	12/6/10

DISTRIBUTION: White – IDEM Public File; Canary – Office of Pollution Prevention and Technical Assistance [if OPPTA assistance is requested] or IDEM Representative (i.e., inspector) [if OPPTA assistance is not requested]; Pink – Owner/Agent Representative

Lewis, Mary

From: Michael Parsons [mparsons@bedfordrecycling.com]
Sent: Wednesday, January 12, 2011 9:22 AM
To: Lewis, Mary; Hunt, Dorel
Subject: RE: Bedford Recycling RTC 12-06-2010.pdf - Adobe Acrobat Professional

Ms. Lewis,

My apologies. I thought that I had responded with an acknowledgement of receipt when I received this last week. I guess I still have not mastered the Blackberry. This email is my acknowledgement that I have received the report.

Michael Parsons
Bedford Recycling
812-278-0386

From: Lewis, Mary [mailto:MLEWIS@idem.IN.gov]
Sent: Wednesday, January 12, 2011 8:52 AM
To: Hunt, Dorel; Michael Parsons
Subject: Bedford Recycling RTC 12-06-2010.pdf - Adobe Acrobat Professional

Mr. Parsons,

I e-mailed this report to you on January 6, 2011 and since I have not heard from you I am resending it. Could you please e-mail me back so we know that you have received this report?

Thank you
Mary Lewis