UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

AUG 29 2013

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen Middelthon
President
Super Salvage Incorporated
1711 1st Street SW
Washington, DC 20024

RE: Information Request
Super Salvage Incorporated

Dear Mr. Middelthon:

The U.S. Environmental Protection Agency (EPA) is sending this information request to you as the president of Super Salvage Incorporated (Super Salvage). This information request is a follow-up to the multimedia inspection of your salvage facility located in Washington, DC (the Facility) conducted by EPA on May 28 and May 29, 2013. EPA seeks information requested pursuant to its authorities under Section 114(a) of the Clean Air Act (CAA), 42 U.S.C. § 7414(a), Section 308 of the Clean Water Act (CWA), 33 U.S.C. §1318, Section 3007(a) of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. § 6927(a), Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9604(e), as well as all regulations promulgated pursuant thereto. The information Super Salvage provides may be used by EPA in administrative, civil, and criminal proceedings.

INSTRUCTIONS

1. Please provide a separate narrative response to each question and subpart of a question set forth in this Information Request and precede each answer with the number of the question to which it corresponds.

2. Identify each person responding to any question contained in this Information Request on behalf of Super Salvage, as well as each person consulted in the preparation of a response.

3. For each question, identify each document consulted, examined, or referred to in the preparation of the response or that contains information responsive to the question, and provide a true and correct copy of each such document if not provided in response to another specific question.

4. Indicate on each document produced in response to this Information Request, or in some other reasonable manner, the number of the question to which it corresponds.

5. If requested information or documents are not known or are not available to Super Salvage at the time of Super Salvage's response to this Information Request, but later becomes known or available to Super Salvage, Super Salvage must supplement its response to EPA. Moreover, should Super Salvage find at any time after submission of its response that any portion is or becomes false, incomplete, or misrepresents the facts, Super Salvage must provide EPA with a corrected response as soon as possible.

6. Super Salvage must submit all requested information under an authorized signature certifying that the information is true and complete to the best knowledge of the certifying official after due inquiry. At the bottom of Super Salvage's response, please include the following certification:

CERTIFICATION:

I certify under penalty of law that I have personally examined and am familiar with the information submitted and that based on my inquiry of those individuals responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete.

_____

Name and official title of owner/operator

_____ _____

Signature Date Signed

DEFINITIONS

1. All terms used in the Information Request will have their ordinary meaning unless such terms are defined in Section 302 of the CAA, 42 U.S.C. § 7602, Section 502 of the CWA, 33 U.S.C. §1362, Section 1004 of RCRA, 42 U.S.C. § 6903, Section 101 of CERCLA, 42 U.S.C. § 9601, as well as all regulations promulgated pursuant thereto. Reference is made to the EPA regulatory provisions only; however, you should apply the applicable federally-approved state provisions when appropriate.

2. The terms "document" and "documents" shall mean any object that records, stores, or presents information, and includes writings, memoranda, records, or information of any kind, formal or informal, whether wholly or partially handwritten or typed, whether in electronic format, memory, or on an electronic storage device, or in hardcopy, including any form or format of these. If in electronic format or memory, each such document shall be provided in translation to a form useable and readable by EPA, with all necessary documentation and support. All documents in hard copy should also include attachments to or enclosures with any document.

3. The term "business day" shall mean any day other than a Saturday, Sunday, or federal holiday.

4. The term "hazardous material" shall mean any material, chemical, element, substance, chemical compound(s) or mixture(s) of elements and/or compounds that are considered severely harmful to human health and the environment.

5. The term "oil" means oil of any kind or in any form, including, but not limited to: fats, oils, greases of animal, fish, or marine mammal origin; vegetable oils, including oils from seeds, nuts, fruits, or kernels; and, other oils and greases, including petroleum, fuel oil, sludge, synthetic oils, mineral oils, oil refuse, or oil mixed with wastes other than dredged spoil.

QUESTIONS: Unless otherwise specified, please provide responses and/or documentation responsive to the below questions for a period of five years prior to the date you received this information request.

General Questions:

1. On what date and in which state was Super Salvage incorporated?

2. List all facilities owned and/or operated by Super Salvage in the United States and provide the dates on which Super Salvage began operations at each facility, respectively.

3. Does Super Salvage currently have or has ever had a formal agreement with any entity to store items on the property immediately north of the Super Salvage facility located at 1711 1st Street in Washington, DC (the Facility) —e.g., a lease or contract? If so, please provide a copy of that agreement. If not, please describe the nature of any verbal agreements and provide the names of the persons with whom that agreement was made. Please also indicate when such agreement began.

Questions Pertaining to the Clean Water Act:

4. Does the Facility have a National Pollutant Discharge Elimination System (NPDES) Permit? If yes, please provide a copy of the permit, along with the following:
   a. The Facility's Notice of Intent submitted under EPA's 2008 Multi-Sector General Permit,
   b. The Facility's Stormwater Pollution Prevention Plan (SWPPP).

5. Provide a description of the nature of all activities at the Facility, including industrial activities (e.g., material storage; equipment fueling, maintenance, and cleaning; cutting steel beams).

6. Provide a site map for the entire Facility, which includes, but is not limited to, the following:
   a. the size of the property in acres;
   b. the location and extent of significant structures and impervious surfaces;
   c. directions of stormwater flow (use arrows);
   d. locations of all existing structural control measures - Best Management Practices (BMPs);
   e. locations of all stormwater conveyances including ponds, ditches, pipes, and swales;
   f. locations of significant spills or identified leaks that have occurred;
   g. locations of all stormwater monitoring points;

h. locations of stormwater inlets and outfalls, with a unique identification code for each outfall (e.g., Outfall No. 1, No. 2, etc.), and an approximate outline of the areas draining to each outfall;
i. municipal separate storm sewer systems, where your stormwater discharges to them; and
j. locations and descriptions of all non-stormwater discharges.

7. Provide all facility Stormwater self inspection reports as well as any inspection reports generated by a third party.

8. Provide the as-built drawings for the Facility, including post construction Best Management Practices (BMPs) and any design drawings for the discharge of the stormwater at the Facility. Include on these drawings any connections to the District of Columbia Municipal Separate Storm Sewer System (MS4), the Blue Plains wastewater treatment facility, or directly to the Anacostia River, or any other surface water.

9. Describe the process by which any stormwater/fluid is collected and discharged from the depression area located in the center of the Facility (i.e., whether fluid is always pumped to the stormwater pond, or sometimes removed/dispersed by some other means).

10. With regard to the stormwater pond, a BMP, provide the following narrative responses or documentation, as appropriate:
    a. Is the stormwater pond used for collecting any other types of liquids besides stormwater (i.e. stormwater comingled with non-process or process wastewater, oil, grease, etc.)? Identify all fluids other than stormwater that are drained or pumped into the stormwater pond.
    b. Identify what happens to any and all liquids in the stormwater pond (i.e. groundwater recharge, direct discharge to surface water, discharge to MS4, pump-and-haul, etc.).
    c. Where does the riser structure located in the stormwater pond discharge?
    d. Identify any maintenance performed on the stormwater pond, including the riser located in the pond. Maintenance includes, but is not limited to, visual inspections of the pond and the riser, pumping and hauling, the addition of chemicals, skimming oil, or integrity tests of the riser. Does the Facility have maintenance logs? If so, provide logs and as many details as possible of the maintenance that took place.
    e. Identify any sampling conducted on the contents of stormwater pond. Provide all records of the outcome of any monitoring performed in connection with the stormwater pond in the last five years, including monitoring of the liquid and the sediment in the pond.
    f. Identify any spill minimization, prevention, and elimination activities. Include a description of the spill, including cause, and describe all BMPs used to rectify such spills. Identify any areas that were affected by such spills,

including a description of any type of contamination clean-up as a result of a spill.

11. Regarding the depression in the ground mentioned in paragraph 9 of this section and the stormwater pond, please respond to the following:
    a. List all industrial materials, including hazardous materials, on-site which have the potential to come into contact with stormwater. Identify where such materials are stored, especially near the stormwater pond and the depression described in Paragraph 9 above.
    b. What steps are taken to prevent the migration of any materials associated with industrial activities, including hazardous materials, into the depression and stormwater pond?

12. Does the Facility currently use an oil/water separator as one of its BMPs? If yes, identify the location of the oil/water separator. If no, has the Facility ever used an oil/water separator? If the Facility has previously used an oil-water separator on-site, but does not currently use an oil-water separator, provide the location of the oil/water separator, the date that it was taken out of service and an explanation of why it was taken out of service.

13. Has the Facility ever sampled any stormwater run-off from the site?

14. Identify all oil storage containers (e.g., 55 gallon drums, tanks, dumpsters, etc.) at the Facility, including the size of containers in which the oil is stored.

15. Identify all oil-filled equipment at the Facility, including the size of the oil-filled equipment storage capacity.

16. Has a Spill Prevention, Control and Countermeasure (SPCC) Plan ever been developed for the Facility? If so, provide a copy of the SPCC Plan.

17. Provide a log book or other documentation that identifies how much oil is stored in the two above ground oil storage tanks that were at the Facility at the time of the EPA inspection in May 2013.

Questions Pertaining to the Resource Conservation and Recovery Act:

18. Identify whether the Facility has ever provided dumpsters to specific entities (e.g., small business, government organizations), or to the general public, for the purpose of collecting scrap. For each event, describe what types of scrap were accepted in the dumpsters (i.e., air conditioners, electronics, light ballast, car batteries, car parts, tanks, etc.).

19. Describe the sites owned by Super Salvage that are located in Prince Frederick, Maryland and California, Maryland. Describe the relationship of these two sites

to the Super Salvage site in Washington DC. What is the operational relationship between these three facilities (i.e., do they ship materials to each other)?

20. Provide the following regarding the Blast Booth located at the Facility:
    a. A detailed process description for the Blast Booth.
    b. Is this Blast Booth still operational? If not, when was it last operated?
    c. How is/was waste generated from the Blast Booth disposed of?
    d. Has the waste generated by the Blast Booth been tested to determine whether it is a regulated waste under RCRA? If so, please provide copies of the results of any tests that were performed on the waste.
    e. What are the Facility's plans for disposing of any remaining waste?

21. Has the Facility made a determination of its status for the generation of waste—e.g. small or large quantity generator or conditionally exempt small quantity generator? If so, provide all documents and test results relied upon to make that determination.

22. Identify the following regarding oil/used oil/waste oil at the Facility:
    a. What constitutes oil/used oil/waste oil at the Facility?
    b. What equipment or processes generate oil/used oil/waste oil?
    c. How is oil/used oil/waste oil moved around in the Facility?
    d. How does the Facility dispose of the oil/used oil/waste oil?

23. For all waste leaving the Facility, provide all records that support waste determinations (i.e., whether the waste is a regulated hazardous waste), including inventories, manifests, bills of lading, and any other documentation of receipts describing the waste.

24. Has the Facility ever made a Waste Determination regarding other types of waste products (i.e., aerosol cans, drums with waste stored in them, paint cans, gas cylinders, etc.)?

25. Has the Facility ever removed any oil-contaminated soil from the site? If yes, provide records that describe the date, amount of soil removed, and any relevant sample lab analysis.

Questions Pertaining to the Clean Air Act (CAA):

26. Does the Facility engage in any burning activities on-site? If so, provide a specific description of the burning activity that occurs, and explain what steps are taken to control/minimize the emissions from the burning activity.

Questions Pertaining to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA):

27. Have any hazardous substances, as that term is defined in Section 101(14) of CERCLA, 42 U.S.C. § 9601(14), ever been disposed of in the stormwater pond?

28. Has there ever been a release of a hazardous substance anywhere else at the Facility?

The required information must be submitted to EPA within fifteen (15) **business days** of receipt of this letter. Nevertheless, if there are certain questions for which Super Salvage requires additional time to respond, please request an extension in writing that indicates which specific questions require additional time for response and a proposed time-frame within which Super Salvage will respond to those questions. EPA will evaluate and then respond to any such request from Super Salvage in writing. All responses shall be submitted to EPA at the following address:

Richard Killian (3EC00)
Office of Enforcement Compliance and Environmental Justice
U.S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103

Failure to provide the requested information under the various statutes may result in the issuance of orders requiring compliance, the imposition of civil or administrative penalties, or the imposition of criminal fines or penalties. Please refer to Section 113 of the CAA, 42 U.S.C. §7413, Section 309 of CWA, 33 U.S.C. §1319, Sections 3008(a), (d), and (g) of RCRA, 42 U.S.C. §6928(a), (d), (g), and Section 104(e) of CERCLA, 42 U.S.C. §9604(e).

Super Salvage is entitled to assert a business confidentiality claim, covering all or part of the information which this letter requires. Any such claim should be made in accordance with the procedures described at 40 C.F.R. §2.203(b), by attaching to such information, at the time it is submitted, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret" or "proprietary" or "company confidential." Information covered by such a claim will be disclosed by EPA only to the extent, and only by means of the procedures set forth in the regulations at 40 C.F.R. Part 2, Subpart B. If no such claim accompanies the information when it is received by EPA, it may be made available to the public by EPA without further notice to Super Salvage. In any event, Super Salvage should read the above cited regulations carefully before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim.

This required submission of information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. Section 3501, *et seq.*, because it seeks collection of information from specific entities as part of an administrative investigation.

If you should have questions regarding this inspection or the documents being requested, they can contact Richard Killian at (215) 814-2159. Legal questions can be directed by your legal counsel to either Daniel Isales, at (410) 305-3016, or Allison Gardner, at (215) 814-2631.

We thank you in advance for your cooperation.

Sincerely,

Samantha P. Beers, Director
Office of Enforcement, Compliance
and Environmental Justice

cc: Richard Killian
Steve Kelton, DDOE