



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

MAILING ADDRESS:

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

INTER-OFFICE MEMO

036 (KW)
(ENF-35)
(NOV?)

TO: GRAMAC FINANCIAL ASSURANCE FILE
FROM: TINA JENNINGS, DHWM, CAS
SUBJECT: GraMac Enterprises, Financial Assurance Review, OHD 004 468 609
DATE: June 30, 2008

On June 10, 2008, I conducted a financial assurance record review from the GraMac Enterprises Ltd. (GraMac) facility located at 7390 Middlebranch Road, Middlebranch, Ohio referenced above. I evaluated the facility for compliance with Ohio Administrative Code (OAC) rules 3745-66-42 through 3745-66-47; and the December 2, 1986 Consent Agreement and Final Order entered between U.S. EPA and the former Grady McCauley Creative Graphics Inc. (GraMac). These rules pertain to the cost estimates and financial assurance requirements for facility closure and liability coverage requirements for both sudden and non-sudden accidental occurrences.

To demonstrate compliance with the financial assurance requirements for closure, GraMac uses a Letter of Credit (LOC) No. S91-90304, established on January 5, 1990 and a Standby Trust Agreement No. 06962-055 established on January 8, 1990, both through Key Bank. The most current financial assurance documentation on file is a fax, received from Jill Simpson of KeyBank National Association, which shows the balance for the LOC as \$82,350.00.

Upon review of the above, the facility remains in violation of the U.S. EPA December 2, 1986 CAFO and the following OAC rules :

- 3745-66-43, because the LOC remains underfunded,
- 3745-66-42 (E) and 3745-66-44 (E), because the cost estimates have not increased for inflation,
- 3745-66-47, because the facility has not provided third party liability coverage

Based upon discussions with NEDO, it is my understanding that GraMac will be conducting its final groundwater monitoring later this year and in all likelihood will be submitting a closure certification. If Ohio EPA approves the facility's closure certification, the above violations will be abated.

cc: Paul Dolensky, DHWM, NEDO,
Kristina Durnell, RIS, DHWM Ted Strickland, Governor
Pam McCoy, ERAS, DHWM Lee Fisher, Lieutenant Governor
Chris Korleski, Director

