



State of Ohio Environmental Protection Agency

**STREET ADDRESS:**

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**MAILING ADDRESS:**

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

October 17, 2007

Ms. Helun Bachour-Chahda, President  
J. H. & H. Management, Inc.  
3811 West 150<sup>th</sup> Street  
Cleveland, Ohio 44111

Re: J. H. & H. Management, Inc.  
OHR000014043  
Cleveland  
Financial Assurance  
**Notice of Violation**

Dear Ms. Bachour-Chahda:

On October 15, 2007, I completed a review of the financial assurance documentation file for the J. H. & H. Management, Inc. (J. H. & H.) facility referenced above. I evaluated your facility for compliance with hazardous waste financial assurance and liability requirements set forth in Ohio Administrative Code (OAC) rules 3745-55-42, 3745-55-43 and 3745-55-47.

On April 4, 2007, J. H. & H. entered into Director's Final Findings and Orders (Orders) with Ohio EPA. The Orders required that J. H. & H. submit a closure plan within 60 days of the date of the Orders for 3807 West 150<sup>th</sup>, Cleveland, Ohio. On June 18, 2007 you submitted a closure plan which is under review by Ohio EPA. The Orders also required that you submit a closure cost estimate, financial assurance documentation for the closure of the hazardous waste units at your facility and liability documentation within 30 days of the submittal of the closure plan. That 30 day time frame elapsed on July 18, 2007.

In accordance with OAC rule 3745-55-40, all facilities, with the exception of State of Ohio and federal agencies, conducting hazardous waste treatment, storage and/or disposal activities are required to comply with Ohio's financial assurance requirements. Any facility conducting hazardous waste treatment, storage and/or disposal activities must establish compliance with the financial assurance requirements when hazardous waste activities begin. Financial assurance must be maintained by the owner/operator at all times until full closure of all hazardous waste units is completed.

As of this date, J. H. & H. has submitted a closure cost estimate for \$25,778.50. J. H. & H. has not submitted financial assurance for closure or liability coverage for the facility referenced above.

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



**Upon review of the financial assurance documentation, the following violations were found:**

**OAC rule 3745-55-43**

J. H. & H. has failed to provide financial assurance at least equal to the amount of the closure cost estimate;

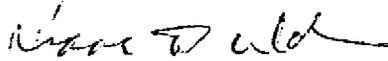
**OAC rule 3745-55-47(A)**

J. H. & H. has failed to provide liability coverage until closure is certified at the facility.

Please address these violations upon receipt of this letter. While Ohio EPA is willing to work with you to resolve these issues, J. H. & H. will remain in violation of the above rules and the Orders until these violations are abated. Failure to comply with the April 4, 2007 Orders may result in an additional enforcement action.

If you have any questions regarding this letter, or the financial assurance regulations, please feel free to contact me at (614) 644-3067.

Sincerely,



Isaac B. Wilder  
Compliance Assurance Section  
Division of Hazardous Waste Management

cc: Tammy McConnell, IT&TS, DHWM  
Suzanne Prusnek, DHWM, NEDO  
Mitch Matthews, CAS, CO  
Pam McCoy, ERAS, CO

IW/cm  
J. H. & H. Management, Inc.wpd

**NOTICE:**

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with applicable regulations.

