

I-ke- Read File



State of Ohio Environmental Protection Agency

STREET ADDRESS:

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Columbus, Ohio 43215

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

April 26, 2010

Paul Cottrell, President
Environmental Recycling, Inc.
527 East Woodland Circle
Bowling Green, OH 43402

**RE: Environmental Recycling, Inc., Bowling Green (OHR000034025)
Financial Record Review
Notice of Violation**

Dear Mr. Cottrell:

On April 19, 2010, I completed a review of the financial assurance documentation file for Environmental Recycling, Inc.'s facility referenced above. I evaluated your facility for compliance with financial assurance and liability requirements set forth in the Ohio Administrative Code (OAC) rules 3745-55-42, 3745-55-43 and 3745-55-47. In addition, I evaluated the facility for compliance with its Ohio Hazardous Waste Part B Permit application.

The most recent financial assurance and liability documentation submitted by Environmental Recycling, Inc. includes the following:

- An updated closure cost estimate of \$17,151.15, submitted March 30, 2010;
- A trust account statement from Key Bank for \$17,216.39, submitted March 30, 2010; and
- A hazardous waste facility liability endorsement for policy No. EPC 5964080-01 with Zurich Insurance Company, submitted April 14, 2009.

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

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Based upon review of the documentation noted above, Environmental Recycling, Inc. is in violation of OAC Rule 3745-55-51(I). The hazardous waste facility liability endorsement for policy No. EPC 5964080-01 with Zurich Insurance Company does not conform to the wording required in OAC Rule 3745-55-51(I) and was not signed or dated. Please submit an acceptable endorsement for this policy as soon as possible.

If you have any questions, or need further clarification of any matter mentioned in this letter, please do not hesitate to call me at (614) 644-3067. I will be happy to assist you in any way possible.

Sincerely,



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

cc: Kristina Durnell, RIS, DHWM
Melissa Boyers, DHWM, NWDO
Pam McCoy, ERAS, DHWM

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.