OhioEPA
State of Ohio Environmental Protection Agency

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eval 046 eval 047 (KD)
enf 038 (KD) enf 039 KD

January 15, 2009

Mr. Michael E. Jeffries
~~Jeffries Brothers Excavating & Paving, Inc.~~
4634 Woodland Ave. NW
Canton, OH 44641

↳ IN RCRA as Republic Engineered Products Inc.

RECEIVED
OHIO EPA
JAN 15 2009
DIV. OF HAZARDOUS WASTE MGT.

Re: ~~Jeffries Brothers Excavating And Paving~~
USEPA ID#: ~~OHR000110197~~ Republic Technologies Int.
Notice of Violation File → OHD004228003

Dear Mr. Jeffries:

On May 19, 2008, I completed a review of the financial assurance documentation on file for your facility. I evaluated your facility for compliance with closure/post-closure/corrective action cost estimates, financial assurance for closure/post-closure/corrective action and liability coverage requirements. These requirements are set forth in the Ohio Administrative Code (OAC) rules 3745-55-42 through 3745-55-47, and rules 3745-54-100 and 3745-54-101 respectively. In addition, if applicable, I evaluated your facility for compliance with your Ohio Hazardous Waste Part B Permit Conditions.

Closure Financial Assurance	**Post-Closure Financial Assurance**
Cost Estimate:	Cost Estimate: **$250,327.20**
Mechanism: Not Required	Mechanism: Insurance
Mechanism Amt.:	Mechanism Amt.: $3,500,000.00
Provider:	Provider: American Int. Spec.
Anniversary Date:	Anniversary Date: December 31
Corrective Actions Financial Assurance	**Liability Coverage**
Cost Estimate:	Liability Type:
Mechanism: Not Required	Mechanism: Not Required
Mechanism Amt.:	Provider:
Provider:	Effective Date:
Anniversary Date:	

In a letter dated June 11, 2008, I notified you that your facility was in violation of Ohio Administrative Code rules 3745-55-44(B), 3745-55-44(E), and 3745-55-45.

On August 20, 2008, you submitted the following documentation:

- An updated post-closure cost estimate for $250,327.20; and
- A Certificate of Insurance for policy #CPC 476-24-14.

With these submissions Jeffries Brothers Excavating& Paving, Inc. (Jeffries) has returned to compliance for the violations of **Ohio Administrative Code rules 3745-55-44(B) and 3745-55-44(E).** As of this date, Ohio EPA has not received any information regarding the differences in language between policy #CPC 476-24-14 and that required by Ohio Administrative Code rule 3745-55-45. Therefore Jeffries still remains in violation of **Ohio Administrative Code rule 3745-55-45.**

To abate this violation Jeffries must submit a new Certificate of Insurance for Policy No. CPC 476-24-14 with wording identical to that specified in OAC 3745-55-51(E) and consistent with the corrected insurance policy. Also please submit a corrected insurance policy which references only the current owner/operator Jeffries Brothers and the new EPA ID number issued for the SO3 unit: (OHR000110197), as well as the corrected amount of insurance.

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

Sincerely,

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

cc: Paul Dolensky, DHWM, NEDO
Kristina Durnell, RISS, DHWM, CO