



**Environmental  
Protection Agency**

John Kasich, Governor  
Robert Taft, Lt. Governor  
Michael S. O'Rourke, Director

AUGUST 3, 2012

Mr. Tim McNeilly  
Environmental Health and Safety Manager  
Chemical Solvents, Inc.  
3751 Jennings Road  
Cleveland, Ohio 44109

**RE: Chemical Solvents, Inc., Dennison Avenue  
OHD 980 897 656  
Financial Record Review**

Dear Mr. McNeilly:

On August 4, 2010, I completed a review of the financial assurance documentation file for the Chemical Solvents, Inc. (CSI) facility referenced above. I evaluated your facility for compliance with financial assurance 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 Conditions B.36. through B.38.

To demonstrate compliance with the financial assurance rules, CSI uses PNC Bank Irrevocable Standby Letter of Credit (LOC) No. 12501297-00-000 and a Standby Trust Agreement. To demonstrate compliance with liability requirements, CSI uses a Hazardous Waste Facility Certificate of Liability Insurance for American Specialty Lines Insurance Company policy No. PLS2446649.

The most recent documents submitted to Ohio EPA in support of financial assurance are:

- On May 17, 2011, PNC Bank submitted an amendment to LOC 12501297-00-000 increasing the amount to \$449,205.05. This reflects a 9.6% increase for inflation in the closure cost estimate for 2011; and
- On April 21, 2009, CSI submitted a Hazardous Waste Facility Certificate of Liability Insurance for policy No. PLS2446649. This policy has an effective date of July 1, 2009 and an expiration date of July 1, 2011.

**Based upon review of the documentation noted above, Chemical Solvents, Inc. is in violation of the following Ohio financial assurance requirements:**

- **OAC 3745-55-43(D)(6) OAC 3745-55-42(B):** During the active life of the facility, the owner or operator must adjust the closure cost estimate for inflation within sixty days prior to the anniversary date of the establishment of the financial instrument (April 17); and
- **OAC 3745-55-43(D)(6):** Whenever the current closure cost estimate increases to an amount greater than the amount of the credit, the owner or operator must, within sixty days of the increase, cause the amount of the credit to be increased to an amount at least equal to the current closure cost estimate and submit evidence of such increase to the director, or obtain other financial assurance as specified in this rule to cover the increase.

Mr. Tim McNeilly  
Chemical Solvents, Inc.  
Page 2

Chemical Solvents, Inc. needs to immediately take steps to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, Chemical Solvents, Inc. is requested to submit to this office documentation of the steps taken to abate the violations cited above. Documentation may be submitted via the postal service, common carrier or electronically to [isaac.wilder@epa.ohio.gov](mailto:isaac.wilder@epa.ohio.gov).

Please be advised that the violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734 of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of the violations, Chemical Solvents, Inc. is requested to submit written correspondence of the steps that will be taken and the date when compliance be attained.

**Area of Concern:** Please submit documentation that American Specialty Lines Insurance Company policy No. PLS2446649 is still in effect.

If you have any questions, or need further clarification of any matter mentioned in this letter, please do not hesitate to contact me at (614) 644-3067 or at [isaac.wilder@epa.state.oh.us](mailto:isaac.wilder@epa.state.oh.us).

Sincerely,



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

IW/jm

cc: Tom Roth, DMWM, NEDO  
John Nyers, DMWM, ERAS

**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.