



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

OHIO E.P.A.

JUN 14 2011

ENTERED DIRECTOR'S JOURNAL

CERTIFIED MAIL

June 14, 2011

Jim Krimmel, President
Zaclon LLC
2981 Independence Road
Cleveland, Ohio 44115-3699

I certify this to be a true and accurate copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

John R. Kasich Date: 6-14-11

Re: Closure Period Extension, Zaclon LLC, OHD 004 184 768, East Pad, SASH Pad, and Building #13

Dear Mr. Krimmel:

On May 31, 2011, Hull & Associates, Inc., on behalf of Zaclon LLC, located at 2981 Independence Road, Cleveland, Ohio, submitted a request for an extension to the closure period specified in the approved closure plan dated March 1, 2011. The extension request was submitted pursuant to Ohio Administrative Code (OAC) rule 3745-66-13(B), as closure will require longer than the time specified in the approved closure plan. Hull & Associates, Inc. has requested this extension for Zaclon LLC due to the significant amount of rain received this spring and the fact that most of the closure activities will occur outdoors.

My staff reviewed your request for an extension to the closure period, and recommends that the extension be granted per OAC rule 3745-66-13(B). I concur, and am therefore granting this extension request. This extension is being granted for the above referenced closure plan and expires on October 1, 2011.

Zaclon, LLC shall continue to take all steps to prevent a threat to human health and the environment from the unclosed, but inactive waste management units per OAC rule 3745-66-13(B)(2).

Please be advised that approval of this closure extension request does not release Zaclon, LLC from any responsibilities as required under the Hazardous and Solid Waste Amendments of 1984, regarding corrective action for all releases of hazardous waste or constituents from any solid waste management unit, regardless of the time at which waste was placed in the unit.

You are hereby notified that this action of the director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the director's action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Ohio Treasurer Josh Mandel," which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed

with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, Ohio 43215

When closure is completed, OAC rule 3745-66-15 requires the owner or operator of a facility to submit to the director of Ohio EPA, certification by the owner or operator and an independent, registered professional engineer that the facility has been closed in accordance with the specifications in the approved closure plan. The certification shall follow the format specified in OAC rule 3745-50-42(D), and should be submitted to:

Ohio Environmental Protection Agency
Division of Materials and Waste Management
Environmental Research and Information Services
P.O. Box 1049
Columbus, Ohio 43216-1049

Sincerely,



Scott J. Nally
Director

cc: Karen Nesbit, DMWM, NEDO
Christopher Jones, Calfee, Halter & Griswold, LLP
David Wazny, Hull & Associates, Inc.

ec: Shannon Ryan, DERR, NEDO
Ed Lim, DERR, CO
Jeremy Carroll, DMWM, CO
Mitch Mathews, DMWM, CO
Todd Anderson, Legal, CO
Frank Popotnik, DMWM, NEDO
Harry Courtright, DERR, NEDO
John Palmer, DERR, NEDO
Scott Heidenreich, DMWM, CO