



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

MAILING ADDRESS:

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

Mr. Bob Walls, General Manager
Williams County Landfill
6231 MacBeth Rd
Ft. Wayne, IN 46809

**Re: Williams County Landfill, Williams County
Ohio Administrative Code Rule 3745-27-10(D)(7)(c)(ii)
Response to Request to Continue Ground Water Detection Monitoring**

Dear Mr. Walls:

On October 1, 2009, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a document titled "Republic Services, Inc. Williams County Landfill: Bryan, Ohio OAC Rule 3745-27-10(D)(7)(c) Alternate Source Demonstration for Sodium, Nickel and Chloride at Monitoring Well P-2R," dated October 1, 2009, for the Williams County Landfill (Facility). This document was submitted by Mannik & Smith Group, on behalf of the owner, and included a demonstration in accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) that the statistically significant increase of chloride, sodium, and nickel in monitoring well P-2R was not the result of impact from the Facility and a request to continue detection monitoring at this well.

Pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator may demonstrate that a source other than the sanitary landfill facility caused the contamination, or that the statistically significant change resulted from error in sampling, analysis, or statistical evaluation or from natural variation in ground water quality, and request that the director approve continuation of the detection monitoring program.

The October 1, 2009 document has not provided sufficient evidence to demonstrate that the statistically significant increases for chloride, sodium, and nickel in monitoring well P-2R were due to a source other than the landfill. Therefore, I cannot grant approval to continue the ground water detection monitoring program at the Facility for monitoring well P-2R.

You are hereby notified that this action of the Director of Ohio EPA (Director) is final and may be appealed to the Environmental Review Appeals Commission (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 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

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

Mr. Bob Walls
Williams County Landfill
Page Two

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

A detailed account of Ohio EPA's review of the groundwater demonstration will be sent to you in separate correspondence.

If you have any questions concerning this document, you may contact Jeremy Scoles at Ohio EPA Northwest District Office at (419) 373-3079.

Sincerely,

Chris Korleski, Director

pc: Jeremy Scoles, DSIWM, NWDO
Scott Hester, DSIWM, CO
Joe Montello, Republic Services
Derek Mauntel, Republic Services
Mike Momenee, Mannik & Smith Group
Randy Skrzyniecki, DDAGW, NWDO, 5-8868
Jack Leow, DDAGW, NWDO