



State of Ohio Environmental Protection Agency

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MAR 15 2010

CERTIFIED MAIL

The Honorable Tony Core
President, Board of County Commissioners
117 East Columbus Ave, Suite 100
Bellefontaine, Ohio 43311

RE: Ohio Revised Code Section 3734.55(C)(1) Logan County Solid Waste Management District Solid Waste Management Plan Approval

Dear Commissioner Core:

The Ohio Environmental Protection Agency (Ohio EPA) has reviewed and approved the ratified draft solid waste management plan update (Plan) for the Logan County Solid Waste Management District (District). Director's Final Findings and Orders approving the Plan are enclosed with this letter. Attachment 1 is a summary of the implementation schedule that was derived from the District's Plan.

The District should proceed to implement its approved Plan in accordance with the implementation schedule and timeline contained in the approved Plan and in Attachment 1 to the enclosed Director's Final Findings and Orders. Please be advised that Ohio Revised Code (ORC) Section 3734.55(C)(4) also requires the Policy Committee to "...annually review implementation of the approved plan... and report its findings and recommendations regarding implementation to the board of county commissioners or board of directors of the district."

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC Section 3745.04. 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 Environmental Review Appeals Commission within thirty (30) days after notice of this 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 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

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

Mr. Tony Core
Logan County Solid Waste Management District
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Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

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

If you have any questions regarding implementation of the approved Plan, please contact me at (614) 728-5353.

Sincerely,



Deborah Hoffman
Environmental Specialist
Division of Solid and Infectious Waste Management

Enclosures (2): Director's Final Findings and Orders
 Attachment 1 to the Findings and Orders

cc (with enclosures): Terrie TerMeer, Assistant Chief, ODNR, DRLP
 Alan Hale, Coordinator, Logan County SWMD
 Tracy Buchanan, Environmental Supervisor, DSIWM-SWDO

OHIO E.P.A.
MAY 5 2010

BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY

ENTERED DIRECTOR'S JOURNAL



In the matter of:

Logan County Solid Waste Management District : Director's Final
1855 St. Rt. 47 W. : Findings and Orders
Bellefontaine, Ohio 43311 :

I. JURISDICTION

These Director's Final Findings and Orders (Orders) are issued to the Logan County Solid Waste Management District (District), pursuant to the authority vested in the director of the Ohio Environmental Protection Agency (Ohio EPA) under Ohio Revised Code (ORC) Section 3734.55(C).

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.

II. PARTIES

These Orders shall be binding upon the District.

By: [Signature] Date: 3-15-10

III. DEFINITIONS

Unless otherwise stated, all terms used in these Orders shall have the same meanings as defined in ORC Chapter 3734 and the rules promulgated thereunder.

IV. FINDINGS

The director of Ohio EPA has determined the following findings:

1. Pursuant to ORC Section 3734.56(C), the policy committee of a solid waste management district (SWMD) that was ordered to implement and is operating under a solid waste management plan prepared by Ohio EPA may prepare, adopt, and submit its own solid waste management plan to replace the plan prepared by Ohio EPA. The SWMD shall submit its solid waste management plan to Ohio EPA only within the 180 days immediately preceding the triennial anniversary of the date the director of Ohio EPA ordered the SWMD to implement the plan prepared by Ohio EPA.
2. On December 28, 2005, the director of Ohio EPA issued Orders to the District to implement a solid waste management plan prepared by Ohio EPA. To be in compliance with ORC Section 3734.56(C), the District's policy committee was required to submit its draft amended solid waste management plan to Ohio EPA on or after July 1, 2008 and on or before December 27, 2008.

3. On December 23, 2008, Ohio EPA received a draft amended solid waste management plan from the policy committee for the District.
4. Pursuant to ORC Section 3734.55, the director of Ohio EPA is required to provide the policy committee of a SWMD with a written, nonbinding advisory opinion regarding a draft solid waste management plan and any recommended changes to it that the director considers necessary to effect its approval.
5. On February 4, 2009, Ohio EPA mailed a written, nonbinding advisory opinion concerning the draft amended solid waste management plan received on December 23, 2008 to the District's policy committee.
6. Pursuant to ORC Section 3734.55, the policy committee of a SWMD is required to submit a draft solid waste management plan that has been ratified in accordance with the criteria established in Division (B) of ORC Section 3734.55 to the director of Ohio EPA to be reviewed for compliance with Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53.
7. On February 4, 2010, Ohio EPA received a ratified, draft, amended solid waste management plan from the policy committee for the District.
8. The director has determined that the District's ratified, draft, amended solid waste management plan is in compliance with Divisions (A), (B), (D), and (E)(1) of Section 3734.53 of the ORC.
9. Pursuant to ORC Section 3734.56(C), upon approval of a solid waste management plan prepared by a SWMD when that plan is replacing a solid waste management plan prepared by Ohio EPA, the director of Ohio EPA shall issue an order revoking the Orders issued to the SWMD requiring the SWMD to implement the solid waste management plan prepared by Ohio EPA.

V. ORDERS

1. The Orders issued by the Director of Ohio EPA to the District on December 28, 2005 are hereby revoked.
2. The ratified, draft, amended plan of the District that was received by Ohio EPA on February 4, 2010 is hereby approved.
3. The District shall proceed to implement its approved solid waste management plan in accordance with the strategies, programs, and activities described in the

ratified, draft, amended solid waste management plan and contained in the implementation schedule included as Attachment 1 to these Orders.

VI. OTHER APPLICABLE LAWS

All actions required to be taken pursuant to these Orders shall be undertaken in accordance with the requirements of all applicable local, state, and federal laws and regulations.

VII. RESERVATION OF RIGHTS

Nothing contained herein shall be construed to prevent Ohio EPA from seeking legal or equitable relief to enforce the terms of these Orders or from taking other administrative, legal, or equitable action as deemed appropriate and necessary, including seeking penalties against the District for noncompliance with these Orders.

Nothing contained herein shall be construed to prevent Ohio EPA from exercising its lawful authority to require the District to perform additional activities pursuant to ORC Chapter 3734 or any other applicable laws in the future. Nothing herein shall restrict the right of the District to raise any administrative, legal, or equitable claim or defense with respect to such further actions which Ohio EPA may seek to require of the District. Nothing in these Orders shall be construed to limit the authority of Ohio EPA to seek relief for violations which may occur.

VIII. EFFECTIVE DATE

The effective date of these Orders is the date these Orders were entered into the Ohio EPA Director's Journal.

IT IS SO ORDERED:

A handwritten signature in black ink, appearing to read "Chris Korleski", is written over a horizontal line.

Chris Korleski, Director
Ohio Environmental Protection Agency

ATTACHMENT 1 TO THE FINDINGS AND ORDERS
Summary of the Implementation Schedule for the

Logan County Solid Waste Management District

Several sections of the ratified, draft, amended solid waste management plan update (Plan) submitted by the Solid Waste Management District or Authority identified above are considered to be part of the implementation schedule required in accordance with Ohio Revised Code Section 3734.53(A)(13). This attachment lists the elements that Ohio EPA understands to constitute the implementation schedule contained in the District's or Authority's Plan. These elements are listed in the table below.

Implementation Schedule for Facilities, Strategies, Programs and Activities

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
Commercial/Industrial Sector TA and Education		
5574 Industrial Committee (p V-4, VI-15)	2005, ongoing	Goal 4
Curbside Recycling, Non-subscription		
1972 Bellefontaine City PAYT/Curbside Recycling (p V-4, VI-15)	1992, ongoing	Goal 1, 2, 6
5570 Lake Township PAYT/Curbside Recycling (pp V-6, VI-15)	2004, ongoing	Goal 1, 2, 6
5577 West Liberty PAYT/Curbside Recycling (pp V-6, VI-15)	2006, ongoing	Goal 1, 2, 6
Drop-off Recycling, FS, Rural		
7598 New construction PAYT Drop-offs #1-9 (p V-11, VI-15)	2009 & 2010	Goal 1, 2, 6
7595 Belle Center (Richland Twp) (p V-11, VI-15)	2009, ongoing	Goal 1, 2, 6
5552 DeGraff Village (p V-10, VI-15)	1990, ongoing	Goal 1, 2, 6
7594 Moundwood (Washington Twp) (p V-11, VI-15)	2008, ongoing	Goal 1, 2, 6
5554 Rushsylvania Village (p V-10, VI-15)	1990, ongoing	Goal 1, 2, 6
5556 West Liberty Village (p V-10, VI-15)	1999, ongoing	Goal 1, 2, 6

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
7596 West Mansfield (Bokescreek Twp) (p V-11, VI-15)	2009, ongoing	Goal 1, 2, 6
5555 Zane Township (p V-11, VI-15)	1999, ongoing	Goal 1, 2, 6
7597 Zanesfield (Jefferson Twp) (p V-11, VI-15)	2009, ongoing	Goal 1, 2, 6
Drop-off Recycling, FS, Urban		
7593 Bellefontaine (p V-9, VI-15)	2008, ongoing	Goal 1, 2, 6
1973 Sims Brothers Recycling (p V-7, VI-15)	existing, ongoing	Goal 1, 2, 6
5557 Stokes Township (pp V-8, VI-15)	2007, ongoing	Goal 1, 2, 6
Financial Incentives/PAYT		
5573 PAYT Incentive Program (p V-21, VI-17)	2006, ongoing	Goal 6
Grants/Funding		
7602 Grant subsidies program - assist with hosting Zero Waste events (p V-18, VI-16)	2007, ongoing	Goal 4
2002 Grant Subsidies Program (p V-18, VI-16)	1993, ongoing	Goal 2
Health Dept. Funding/Open Dumps		
2000 Health Department Assistance (p V-19, VI-16)	1991, ongoing	Other
Household Hazardous Waste		
1991 Household Battery Collection (p V-13, VI-15)	1998, ongoing	Goal 2, 5
1987 Household Hazardous Waste Education (p V-13, VI-16)	1994, ongoing	Goal 5
Industrial Recycling and Reduction		
5571 Commercial and Industrial Business Surveys (p V-14, VI-16)	2005, ongoing	Goal 2
7599 Point of Sale Returns (p V-14, VI-16)	2009, ongoing	Goal 2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
Lead-Acid Battery Programs		
1996 Lead-Acid Battery Strategy (p V-14, VI-16)	1990, ongoing	Goal 4, 5
Litter Prevention/Clean-Up		
1998 Local Law Enforcement - Litter (p V-19, VI-16)	existing, ongoing	Other
Market Development Programs		
1997 Market Development Projects (p V-19, VI-16)	1996, ongoing	Goal 7
MRFs		
7601 Recycling Processing Center (p V-17, VI-16)	2009, ongoing	Other
Other Facilities		
7600 Center for Hard to Recycle Materials (C.H.a.R.M.) (p V-15, VI-16)	2008, ongoing	Goal 1, 4, 5
2006 Cherokee Run Landfill Expansion (p V-15, VI-16)	1994, ongoing	Other
Other Programs		
1999 County Assistance (p V-18, VI-16)	1991, ongoing	Other
5558 Developing County-wide Waste Collection (p V-18, VI-16)	1998, ongoing	Other
5576 Disaster Debris Management (p V-18, VI-16)	ongoing, as needed	Other
5564 Municipal/Township Assistance (p V-19, VI-16)	existing, ongoing	Other
5562 Private Recyclers/Processors (p V-19, VI-16)	existing, ongoing	Goal 2
5578 Waste Sort (p V-19, VI-16)	2006, ongoing	Other
Other Residential/Commercial Recycling		
1983 Agricultural Community Assistance (p V-20, VI-17)	1998, ongoing, as needed	Goal 2
7603 Fiber Collection Program - Commercial and Institutional Recycling Assistance (p V-20, VI-17)	1999, ongoing	Goal 2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
7604 Fiber Collection Program - County Government Recycling Pick-up (V-21, VI-17)	existing, ongoing	Goal 2
4268 Fiber Collection Program - Logan County School Cardboard and Paper Recycling (p V-21, VI-17)	1999, ongoing	Goal 2
5561 Other District Recycling Collections (p V-21, VI-17)	existing, ongoing	Goal 2
Residential Sector Education and Awareness		
5580 Litter Prevention And Recycling Education (p V-22, VI-17)	1996, ongoing	Goal 3, 4
5575 Web Page Development (p V-22, VI-17)	2005, ongoing	Goal 3, 4
Scrap Tire Programs		
1984 Waste Tire Management Program (p V-23, VI-17)	1993, ongoing	Goal 4, 5
Yard Waste Programs		
1995 Bellefontaine City Yard Waste Management (p V-23, VI-17)	2000, ongoing	Goal 2, 5
5579 Cherokee Run Compost Facility (p V-23, VI-17)	existing, ongoing	Goal 2, 5
5566 Daylay Egg Farm Compost Facility (p V-23, VI-17)	existing, ongoing	Goal 2, 5
5567 DeGraff Village Leaf Collection (p V-23, VI-17)	existing, ongoing	Goal 2, 5
5568 Qunicy Village Compost Facility (p V-23, VI-17)	existing, ongoing	Goal 2, 5
5569 West Liberty Village Curbside Yard Waste Collection and Compost Facility (p V-23, VI-17)	existing, ongoing	Goal 2, 5
5565 Yard Waste Management Education (p V-23, VI-17)	existing, ongoing	Goal 4, 5

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
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(1) Other facilities include those landfills, incinerators, compost and transfer stations that are used by the District that are either: under construction or expansion; going through closure; or are owned, operated, or funded by the SWMD.

