



State of Ohio Environmental Protection Agency

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JUL 22 2010

ENTERED DIRECTOR'S JOURNAL

Issuance Date: JUL 22 2010

Effective Date: JUL 22 2010

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.

Ray Lewis, Landfill Manager
Cherokee Run Landfill, Inc.
2946 US 68 North
Bellefontaine, OH 45311

By: Dan Lassiter Date: 7-22-10

**Re: Cherokee Run Landfill, Logan County
Authorization for Temporary Storage of Leachate**

Dear Mr. Lewis:

On May 10, 2010, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southwest District Office (SWDO) received a request, pursuant to Ohio Administrative Code (OAC) Rule 3745-27-19(K)(4), to temporarily store leachate within the limits of waste placement. As part of the vertical expansion of the landfill, leachate side slope risers must be relocated and valve vaults extended. This process is expected to take seven (7) days or less. During that time, the leachate removal system being modified will be taken out of operation. This portion of the improvements will affect sumps and vaults associated with Cell 9.

Based upon review of the request and associated information, and pursuant to OAC Rule 3745-27-19(K)(4), I hereby authorize Cherokee Run Landfill, Inc. to temporarily store leachate within the limits of waste placement at the Facility. This authorization is subject to the following conditions:

CONDITIONS

1. Cherokee Run Landfill, Inc. shall notify Ohio EPA, SWDO, DSIWM not later than twenty-four hours after the leachate collection system has been taken out of operation.
2. This authorization to temporarily store leachate within the limits of waste placement shall expire 7 days after the date that the leachate collection system was taken out of operation.
3. This authorization is limited to Cell 9.

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



4. Nothing in this authorization shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations. This authorization shall not be interpreted to release the owner or operator from responsibility under Ohio Revised Code (ORC) Chapters 3704, 3714, 3734, or 6111.; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.
5. Issuance of this authorization does not constitute expressed or implied agreement that the operation of the Facility in accordance with this authorization will constitute compliance with applicable state and federal laws, rules, and regulations, nor does issuance of this authorization ensure that necessary operating permits or licenses will be granted.

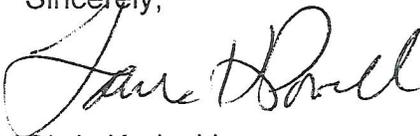
END OF CONDITIONS

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 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 Kevin Boyce," 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, OH 43215

If you have any questions concerning this letter, please contact Russ Brown of Ohio EPA, DSIWM, SWDO at (937) 285-6649.

Sincerely,



Chris Korleski
Director

cc: Russ Brown, DSIWM-SWDO