



State of Ohio Environmental Protection Agency

OHIO E.P.A.

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JUL 26 2010 P.O. Box 1049
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ENTERED DIRECTOR'S JOURNAL

JUL 26 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.

Mr. Steve Geiger
Reklamation, LLC
65 Southwind Drive
Gahanna, Ohio 43230

By: Jonda Kessler Date: 7-26-10

**Re: Closed Bedford II Landfill, Franklin County
Ohio Administrative Code (OAC) Rule 3745-27-13 Authorization**

Dear Mr. Geiger:

On May 7, 2010, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Central District Office (CDO) received a request titled "OAC 3745-27-13 Request," dated May 6, 2010, from Dam and Landfill Onsite Engineering Services, LLC. The request was submitted on behalf of Reklamation, LLC and additional information was received on June 22, 2010. The request was submitted pursuant to OAC Rule 3745-27-13 in order to engage in filling at the closed Bedford II Landfill (Landfill) located in Franklin County. The Landfill is a closed municipal solid waste landfill that operated from approximately 1974 to 1991.

OAC Rule 3745-27-13 requires authorization from the Director of Ohio EPA (Director) before engaging in filling, grading, excavating, building, drilling, or mining on land where a solid waste facility was operated. Specifically, Reklamation, LLC propose to place fill in designated areas on the Landfill, as specified in the request.

Based upon a review of the request, I have determined, pursuant to OAC Rule 3745-27-13, that the proposed activities will not result in a violation of applicable laws or regulations, will not create a nuisance, and are unlikely to adversely affect the public safety or health or the environment. Therefore, Reklamation, LLC is hereby authorized to perform the activities outlined in this letter in accordance with the submitted and approved plans, specifications, and information.

As part of this authorization, you are subject to the following conditions:

CONDITIONS

- 1. This approval grants authorization to perform activities at the Landfill in accordance with the request titled "OAC 3745-27-13 Request," received on May

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



- 7, 2010. All activities shall be conducted in strict accordance with the plans, specifications, and other information submitted as part of this request. There may be no deviation from the approved plans without prior written authorization from Ohio EPA. Any future activities at the Landfill may require additional Ohio EPA approval.
2. The Director, or a representative authorized by the Director, may enter the Landfill at any time to make inspections, conduct tests, or examine records and reports pertaining to the authorized activities.
 3. All on-site activities shall be accomplished in compliance with all applicable state and federal laws and regulations pertaining to environmental protection, including but not limited to the control of air pollution, leachate, surface water run-on and run-off, and protection of ground water.
 4. All activities undertaken shall not create a nuisance and shall not adversely affect public safety or health or the environment.
 5. Reklamation, LLC shall take measures to control fugitive dust and other air emissions that may result from activities authorized by this action.
 6. Reklamation, LLC shall maintain a positive slope throughout areas of the Landfill that are being filled to allow surface water to drain to the sedimentation basin east of the limits of waste placement.
 7. In accordance with OAC Rule 3745-27-13(M), this authorization shall terminate three years after its effective date if Reklamation, LLC has not begun the activities authorized herein.
 8. Not later than sixty (60) days after completing the activities authorized by this approval, Reklamation, LLC shall submit to Ohio EPA, DSIWM, CDO a certification report in accordance with OAC Rule 3745-27-13(H)(10).
 9. The Director may revoke this authorization if Reklamation, LLC violates, or is likely to violate, any applicable law or if the continued implementation of the approved plans causes a threat to human health or safety or the environment.
 10. Nothing in this letter shall be construed to authorize any waiver from any requirements of applicable state solid waste laws or regulations. This authorization shall not be interpreted to release Reklamation, LLC or others from responsibility under ORC Chapters 3704, 3714, 3734, or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, the Toxic

Substances Control 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.

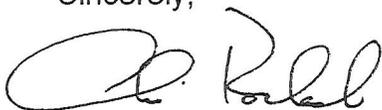
END OF CONDITIONS

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to 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 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, Ohio 43215

If you have any questions, please contact Allan Hurtt of Ohio EPA, CDO at (614) 728-3889.

Sincerely,



Chris Korleski
Director

cc: Jeff Gibbs, Franklin County Health Department
Duane Snyder, DSIWM-CDO
Doug Evans, Dam & Landfill Onsite Engineering Services, LLC