



**Environmental  
Protection Agency**

Ted Strickland, Governor  
Lee Fisher, Lt. Governor  
Chris Korfick, Director

OHIO E.P.A.

AUG 17 2010

ENTERED DIRECTOR'S JOURNAL

August 17, 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. Bob Walls, General Manager  
Williams County Landfill  
6231 MacBeth Road  
Ft. Wayne, Indiana 46809

By: Derek Cassler Date: 8-17-10

Re: Williams County Landfill, Williams County  
Ohio Administrative Code Rule 3745-27-10(E)(9)(b) Approval

Dear Mr. Walls:

On April 12, 2010, 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 Submittal of Groundwater Quality Data for Replacement Monitoring Well P-2R in Accordance with OAC Rule 3745-27-10(C)(10) Alternate Source Demonstration for Chloride, Sodium and Nickel at Monitoring Well P-2R in Accordance with OAC Rule 3745-27-10(E)(9)(b) and Request for Reinstatement of the Detection Monitoring Program," dated April 12, 2010, for the Williams County Landfill (Facility) located in Williams County. This document was submitted by Mannik & Smith Group, on behalf of the Williams County Landfill, pursuant to OAC Rule 3745-27-10(E)(9)(b), for reinstatement of detection monitoring at the Williams County Landfill. In addition, a subsequent submittal titled "Republic Services, Inc. Williams County Landfill; Bryan, Ohio Addendum to the April 12, 2010 Alternate Source Demonstration for Chloride, Sodium and Nickel at Monitoring Well P-2R in Accordance with OAC Rule 3745-27-10(E)(9)(b) and Request for Reinstatement of the Detection Monitoring Program," dated June 30, 2010 and received July 6, 2010, by Ohio EPA, presents additional OAC Rule 3745-27-10 (E)(9)(b) arguments for reinstatement of the detection monitoring program at the Williams County Landfill.

Pursuant to OAC Rule 3745-27-10(E)(9)(b), 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 reinstatement of the detection monitoring program.

Mr. Bob Walls  
Page Two

The April 12, 2010, and June 30, 2010, documents concluded that the chloride, sodium, and nickel concentrations, recorded from well P-2R, are the result of something other than the landfill and not the result of a release from the landfill. Ohio EPA has reviewed the applicable information and concurs with this conclusion. Therefore, pursuant to OAC Rule 3745-27-10(E)(9)(b), I hereby approve reinstatement of the ground water detection monitoring program for the monitoring well in the ground water quality assessment monitoring program, noted above, and release the owner or operator from the obligation to comply with this assessment monitoring program at the Facility. This approval of reinstatement of the detection monitoring program applies to monitoring well P-2R.

Should future or existing ground water sampling results indicate statistically significant changes in ground water monitoring parameters, the owner or operator will be required to either enter into the ground water quality assessment monitoring program in accordance with OAC Rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program pursuant to OAC Rule 3745-27-10(D)(7)(c).

This approval shall not be construed to release the owner or operator from the obligation to comply with the requirements of any other ground water quality assessment monitoring program being conducted at the Facility.

A detailed account of Ohio EPA's review of the ground water demonstration will be sent to you under separate cover.

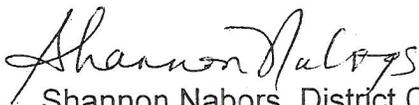
You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. 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, 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

Mr. Bob Walls  
Page Three

If you have any questions concerning this letter, please contact Jeremy Scoles of Ohio EPA, NWDO at (419) 373-3079.

Sincerely,

  
Shannon Nabors, District Chief  
Northwest District Office  
for Chris Korleski, Director

/cs

pc: Jeremy Scoles, DSIWM, NWDO  
Scott Hester, DSIWM, CO  
Joe Montello, Republic Services, Inc.  
Stephanie Goodman, Republic Services, Inc.  
Thomas Covrett, Mannik & Smith Group  
Randy Skrzyniecki, DDAGW, NWDO, 5-9537-9315  
Jack Leow, DDAGW, NWDO