



May 24, 2001

Timothy M. Dickens, General Manager
Foundry Services, Inc.
P.O. Box 100
Ironton, OH 45638

**Re: Foundry Services, Inc., Class III RSW Landfill, Lawrence County
Extension of the Termination Date for PTI Number 06-4947**

Dear Mr. Dickens:

On November 19, 1997, the Ohio Environmental Protection Agency (Ohio EPA) issued a permit approval (Permit-to-Install Number 06-4947) to Foundry Services, Inc. (FSI) to construct a non-captive class III residual solid waste landfill in Lawrence County. Pursuant to Ohio Administrative Code (OAC) Rule 3745-31-06(A), the permittee is required to undertake a continuing program of installation or modification, or enter into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation or modification within 18 months after permit issuance. This rule also allows for a 12-month extension of the time frame.

Citing unfavorable market conditions, FSI did not begin construction of the facility within the 18-month time frame. As a result, FSI requested a 12-month extension, and on June 30, 1999, Ohio EPA issued it.

For the same reasons as above, FSI did not begin construction of the facility within the extended time frame. FSI requested another 12-month extension, and on May 19, 2000, Ohio EPA issued the second extension which terminated on May 19, 2001.

Market conditions continue to be unfavorable, and, because of that, FSI has not begun construction of the facility within the second extended time frame. By letter dated May 1, 2001, FSI requested a third 12-month extension.

Even though FSI has not begun construction since issuance of the permit approval, the plans and approved permit application continue to comply with Ohio EPA's current siting, design and construction specifications. Based on this, I hereby approve another 12-month extension of the time frame. This approval will terminate 12 months after its effective date.

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This approval does not release FSI from complying with any other requirements of the permit approval issued on November 19, 1997, or any requirements of OAC Chapter 3745-30.

You are hereby notified that this action of the director of Environmental Protection is final and may be appealed to the Environmental Review Appeals Commission pursuant to Ohio Revised Code 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. It must be filed with the commission within 30 days after notice of the director's action. A copy of the appeal must be served on the director within three days of filing with the commission. An appeal may be filed with the commission at the following address:

Environmental Review Appeals Commission
236 East Town Street
Room 300
Columbus, Ohio 43215

If you have any questions, please contact Craig Walkenspaw of Ohio EPA, Southeast District Office, Division of Solid and Infectious Waste Management at (740) 385-8501.

Sincerely,

Christopher Jones
Director

cc: Lawrence County Health Department
Lawrence and Scioto County Solid Waste Management District
Clint Shuff, Ohio EPA, DSIWM, SEDO
Scott Hester, Ohio EPA, DSIWM, CO