

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.



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

OHIO E.P.A.
DEC 30 2013

ENTERED DIRECTOR'S JOURNAL

By: Janet Lassiter Date: 12-30-13

CERTIFIED MAIL

December 30, 2013

Re: **Knox County Solid Waste Disposal
Director's Authorization
Final Approval
Municipal Solid Waste Landfills
Knox County
MSWL020036**

Knox County Commissioners
Knox County Solid Waste Disposal
117 East High Street
Mount Vernon, OH 43050

Subject: Ohio Administrative Code (OAC) Rule 3745-27-10(E)(9)(b) Approval

Dear Commissioners:

On June 25, 2013, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Central District Office (CDO) received a document titled "April 2013 Semiannual Sampling Report," dated June 20, 2013, for the Knox County Solid Waste Disposal (Facility) located in Knox County. This document was submitted by Bennett & Williams, on behalf of the Knox County Commissioners, pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), to continue ground water detection monitoring for specific wells at the Facility despite statistically significant changes for chloride in monitoring wells CW6 and CW16. The June 20, 2013, submittal also documents demonstrations for the detection monitoring program. Please note that the demonstration for monitoring wells CW6 and CW16 were evaluated in accordance with OAC Rule 3745-27-10(E)(9)(b) as the 210 day period for demonstrations pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii) has elapsed.

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.

The June 20, 2013, document concluded that the statistically significant changes for Chloride at monitoring wells CW6 and CW16 were due to winter highway salting near the wells and not as a result of impact 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 wells 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 wells CW6 and CW16.

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.

You are hereby notified that this action of the Director of Ohio EPA (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 "Treasurer, State of Ohio." The Commission, in its discretion, may reduce the fee if by affidavit it is demonstrated 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
77 South High St., 17th Floor
Columbus, Ohio 43215

Knox County Solid Waste Disposal
Page 3

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

Sincerely,

A handwritten signature in black ink that reads "Isaac A. Robinson III". The signature is written in a cursive style with a large initial "I" and a distinct "III" at the end.

Isaac A. Robinson III, Chief
Central District Office
for Scott J. Nally, Director

c: Melissa Storch, DMWM-CDO
Nate Overholt, Knox County Health Department
Kerry Zwierschke, Bennett & Williams