



OHIO E.P.A.

JUL 23 2013

ENTERED DIRECTOR'S JOURNAL

Issuance Date: JUL 23 2013
Effective Date: JUL 23 2013
Expiration Date: OCT 21 2013

Richard L. Martin, Executive Director
Lake County Department of Utilities
Lake County Administration Center
105 Main Street, P.O. Box 490
Painesville, OH 44077-0490

RE: LAKE COUNTY SOLID WASTE FACILITY, LAKE COUNTY
AUTHORIZATION FOR A TEMPORARY INCREASE OF THE AUTHORIZED
MAXIMUM DAILY WASTE RECEIPT (AMDWR)

Dear Mr. Martin:

On July 22, 2013, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northeast District Office (NEDO) received a request dated July 22, 2013, pursuant to Ohio Administrative Code (OAC) Rule 3745-37-14(D)(1), to temporarily increase the AMDWR of the Lake County Solid Waste Facility (Facility) from 1,474 tons to 2,500 tons for a period not to exceed ninety (90) days. The 1,474-ton AMDWR was established by PTI Number 02-5646 issued on October 13, 1993.

Lake County and surrounding counties have experienced flooding due to recent storms that moved through the area. The storm events have created unusually high volumes of solid waste for Lake County residents and communities. Lake County Emergency Management Agency (EMA) is seeking to declare a state of emergency. You have indicated that the Facility is equipped with the appropriate equipment and personnel to handle the increased volume.

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.

By: [Signature] Date: 7-23-13

Based upon a review of the request and associated information, I hereby authorize an increase in the AMDWR at the Lake County Solid Waste Facility to 2,500 tons for a period not to exceed ninety (90) days in accordance with OAC Rule 3745-37-14(D)(1). This authorization is subject to the following conditions:

CONDITIONS

1. This authorization to increase the AMDWR shall expire ninety (90) days after the effective date of this action.
2. Pursuant to OAC Rule 3745-37-14(D)(2), if the increased waste receipt results in operational violations at the Facility, then this authorization to temporarily increase the AMDWR shall automatically become void upon written notification from the director.
3. 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.
4. 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 of Environmental Protection (Director) 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. 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

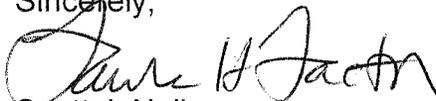
Richard L. Martin, Executive Director
Lake County Department of Utilities
Page 3 of 3

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 Street, 17th Floor
Columbus, Ohio 43215

If you have any questions concerning this letter, please contact John Hujar of Ohio EPA, DMWM-NEDO at (330) 963-1122.

Sincerely,



Scott J. Nally
Director, Ohio EPA

SJN/JH/cl

cc: Laura Kramer Kuns, Lake County General Health District
Scott Hester, DMWM-CO
Jarnal Singh, DMWM-NEDO
John Hujar, DMWM-NEDO