



State of Ohio Environmental Protection Agency

Southwest District Office

401 East Fifth Street
Dayton, Ohio 45402-2911

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Bob Taft, Governor
Maureen O'Connor, Lt. Governor
Christopher Jones, Director

SEP 11 2002

Larry Saylor
General Manager
Cherokee Run Landfill
2946 U.S. Rt. 68
Bellefontaine, OH 43311

OHIO E.P.A.
SEP 11 2002
ENTERED DIRECTOR'S JOURNAL

Re: Cherokee Run Landfill, Logan County
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c) Approval

Dear Mr. Saylor:

By correspondence dated May 31, 2002, the owner/operator of Cherokee Run Landfill located in Logan County reported a statistically significant increase for arsenic at monitoring well MW-10 and chloride at MW-11.

A ground water demonstration dated August 17, 2002, was submitted to the Ohio Environmental Protection Agency (Ohio EPA), Southwest District Office (SWDO) indicating that the statistical exceedance noted above was caused by factors other than a release from the landfill. This report was received by Ohio EPA, SWDO on August 12, 2002. Upon review of the information submitted, Ohio EPA does concur with the demonstration that a variation in the ground water quality is not a result of the landfill for monitoring wells MW-10 and MW-11.

Pursuant to OAC Rule 3745-27-10(D)(7)(c), the owner/operator is hereby authorized to continue the detection monitoring program at Cherokee Run Landfill for monitoring wells MW-10 and MW-11, in accordance with OAC Rule 3745-27-10(C) and (D). Upon the effective date of this approval, the owner/operator is not required to comply with OAC 3745-27-10(E) and (F) for the aforementioned sampling event in regard to wells MW-10 and MW-11.

Should future or existing ground water sampling results indicate statistically significant increases in ground water monitoring parameters, the facility owner/operator will be required to enter into assessment monitoring in accordance with OAC Rule 3745-27-10(E) or obtain an approval to remain in the detection monitoring program.

I certify this to be a true and accurate copy of the original document as it appears in the files of the Ohio Environmental Protection Agency.

By: [Signature] Date: 9/11/02

Cherokee Run
Logan County
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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 (ORC) 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 shall be filed with the Commission within thirty (30) days after notice of the action. Notice of the filing of the appeal shall be filed with the Director within three (3) days after the appeal is filed 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 concerning this document, please contact the Ohio Environmental Protection Agency at (937) 285-6357.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas A. Winston". The signature is fluid and cursive, with the first name being the most prominent.

Thomas A. Winston, P.E.
Chief, Southwest District Office

for Chris Jones
Director, Ohio Environmental Protection Agency

cc: Craig Kaufman, Logan County Health District
Monte Bluebaum DSIWM-SWDO
Steve Lowery, DDAGW-SWDO