

OHIO ENVIRONMENTAL PROTECTION AGENCY

PERMIT-TO-INSTALL

Application Number: 06-07793
Application Received: April 1, 2005
Solid Waste Permit Fee: \$2,500.00
Permit Fee Balance: \$2,100.00

Applicant: RLS Transfer
Address: 990 Eastern Avenue, P.O. Box 327
City, State, Zip: Chillicothe, Ohio 45601-0327
Telephone: (740) 773-1440

Facility: RLS Transfer Facility
Location: The proposed facility is located at 990 Eastern Avenue in Scioto Township, Ross County, Ohio.

Permit: New Solid Waste Transfer Facility

Issuance Date:

Effective Date:

The above named entity is hereby issued a permit approval (permit-to-install) for the above described source pursuant to Ohio Administrative Code (OAC) Rule 3745-27-02. Issuance of this permit approval does not constitute expressed or implied approval or agreement that, if constructed and/or modified in accordance with the plans, specifications, and/or information accompanying the permit application, the above-described source of environmental pollutants will operate in compliance with applicable state and federal laws, rules, and regulations, and does not constitute expressed or implied assurances that, if constructed and/or modified in accordance with those plans, specifications, and/or information accompanying the permit application, the above-described source of environmental pollutants will be granted the necessary operating permits and/or licenses. This permit approval is issued subject to the attached conditions which are hereby incorporated and made a part of hereof.

In accordance with Ohio Revised Code (ORC) Section 3734.44, the applicant has exhibited sufficient reliability, expertise, and competency to operate the solid waste facility. This determination is made based upon review of the disclosure statements submitted pursuant to ORC Section 3734.42.

Ohio Environmental Protection Agency

Joseph P. Koncelik, Director

PERMIT SUMMARY

This is a DRAFT permit-to-install (PTI Application Number 06-07793), which, if approved, authorizes RLS Transfer to construct the proposed RLS Transfer Facility (facility) on a ten-acre property in Scioto Township, Ross County, Ohio. The facility is located at 990 Eastern Avenue, just outside of Chillicothe. The Ohio Environmental Protection Agency (Ohio EPA) received the permit application on April 1, 2005.

The proposed facility will be completely indoors. The facility will be eighty feet long by eighty feet wide, and will be constructed with three bay doors for garbage trucks and one loading bay door that leads to a sunken bay for the transfer vehicle. The floor of the waste handling area will consist of reinforced concrete. The leachate will be directed to the Chillicothe city sewer via strip drains and pipes.

This summary is provided solely for informational purposes and does not constitute a part of, or otherwise affect, the attached PTI.

PERMIT CONDITIONS

1. The Director of Ohio EPA (Director), or an authorized representative, may enter upon the premises of the above named applicant (permittee) during construction and operation at any reasonable time for the purpose of making inspections, conducting tests, or examining records or reports pertaining to the construction, modification or installation of the above described source of environmental pollutants (municipal solid waste transfer facility).
2. Issuance of this permit does not relieve the permittee of the duty to comply with all applicable federal, state, and local laws, ordinances and regulations.
3. In accordance with OAC Rule 3745-27-02(I), this permit approval shall terminate three (3) years after its effective date if the permittee has not undertaken a continuing program of installation or has not entered into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation of the Transfer Facility.
4. The proposed facility shall be constructed in strict accordance with the plans, specifications, and information submitted as a part of the application for this permit approval. There may be no deviation from the approved plans without the express, written approval of Ohio EPA. Any deviation from the approved plans or the permit conditions may lead to such sanctions and penalties as provided under Ohio law.

Approval of these plans does not constitute an assurance that the proposed facility will operate in compliance with all Ohio laws and regulations. Additional facilities shall be installed upon orders of Ohio EPA if the proposed municipal solid waste transfer facility is inadequate or cannot meet applicable standards.

5. This permit approval shall apply only to the facility shown on the plans submitted as part of PTI Application Number 06-07793.
6. This permit approval may be modified, or alternatively revoked and reissued, to comply with any revisions to OAC Chapter 3745-27 applicable to this municipal solid waste transfer facility.
7. The permittee shall provide for the proper maintenance and operation of the municipal solid waste transfer facility in accordance with the provisions of OAC Chapter 3745-27.
8. Nothing in this permit approval shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations. This permit approval shall not be interpreted to release the permittee 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.
9. This permit approval does not authorize the acceptance of any hazardous or infectious waste, except those excluded from hazardous waste or infectious waste regulation by ORC Chapter 3734.
10. Ohio EPA, Southeast District Office (SEDO) and the Ross County Health District shall receive written notification of the construction start date no later than seven (7) days prior to starting any construction authorized under this permit approval so that construction of the facility can be routinely inspected by Ohio EPA, SEDO and the Ross County Health District before being placed into operation.
11. This permit approval does not authorize the acceptance of any asbestos or asbestos-containing waste material that is subject to the provisions of NESHAP, 40 CFR Part 61, Subpart M. No such asbestos or asbestos containing waste material may be accepted without first obtaining the necessary permits from Ohio EPA.
12. The permittee shall provide for the following inspections and maintenance of the facility:

- a. The permittee shall provide for daily inspection of the facility and completion of the Solid Waste Transfer Facility Daily Log of Operations, Form 3. Written results of the inspections, including any corrective measures employed, shall be made available to Ohio EPA, SEDO or the Ross County Health District, upon request.
 - b. Surface water control structures, including catch basins, storm sewers, ditches and storm sewer discharge structures, shall be inspected at least monthly for erosion, clogging, or failure, and prompt corrective action shall be taken if necessary. A log of the written results of the inspections, including a discussion of any corrective actions taken, any water quality samples taken, the date, and weather conditions, shall be maintained on-site and submitted to Ohio EPA, SEDO or the Ross County Health District, upon request.
13. The permittee shall execute and fund a financial assurance instrument meeting the requirements of OAC Rules 3745-27-15 and 3745-27-17 prior to receipt of solid waste at the facility.
14. This permit will not be issued as a final action until all necessary permits and authorizations are obtained from Ohio EPA.
15. This permit will not be issued as a final action until the Director has determined, based on review of the disclosure statements submitted to the Attorney General's Office, that the applicant meets the background check criteria specified in ORC Section 3734.44.
16. Pursuant to ORC Sections 3745.11(Q) and (V), payment of the solid waste permit-to-install fee balance, in the amount of two thousand one hundred dollars (\$2,100.00) payable to "Treasurer, State of Ohio", shall be submitted to Ohio EPA, Attn: Fiscal Administration, P.O. Box 1049, Columbus, Ohio, 43216-1049. The fee balance shall be submitted within thirty (30) days of the effective date of this permit approval. Failure to timely submit the required permit fee balance will result in assessment of late penalties in accordance with ORC Sections 3745.11(Q) and (V).

END OF PERMIT CONDITIONS