



State of Ohio Environmental Protection Agency

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Ms. Michelle Hughes-Tucker, Operations Manager
Hoffman Road Landfill
3962 Hoffman Road
Toledo, Ohio 43611

**Re: Hoffman Road Landfill, Lucas County
OAC Rule 3745-27-10(E)(9)(b), Refuse to Grant Reinstatement**

Dear Ms. Hughes-Tucker:

On February 17, 2006, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a document titled "Statistical Report of Groundwater Quality," dated February 16, 2006, for the Hoffman Road Landfill (Facility) located in Lucas County. This document was submitted by Hull & Associates on behalf of the owner or operator, pursuant to Ohio Administrative Code (OAC) Rule 3745-27-10(E)(9)(b), and requested reinstatement of the ground water detection monitoring program for specific monitoring wells at the Facility and to release the owner or operator from the obligation to comply with the ground water quality assessment monitoring program implemented due to the detection of statistically significant changes for sodium and chloride in monitoring wells MW-3, MW-5, MW-7, MW-12, MW-14, and MW-15 during the December 2005 ground water sampling event at the Facility.

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 February 16, 2006 document concluded that the statistically significant changes for sodium and chloride at monitoring wells MW-3, MW-5, MW-7, MW-12, MW-14, and MW-15 were due to natural variation in ground water quality, and not as a result of impact from the landfill. Ohio EPA has reviewed the applicable information and has determined that the owner or operator has not demonstrated that the statistically significant increases for sodium and chloride are not the result of impact from the Facility. Therefore, at this time, I refuse to grant approval to reinstate ground water monitoring wells MW-3, MW-5, MW-7, MW-12, MW-14 and MW-15 back into the ground water detection monitoring program at the Facility. The owner or operator shall comply with the ground water quality assessment program pursuant to OAC Rule 3745-27-10(E).

Bob Taft, Governor
Bruce Johnson, Lieutenant Governor
Joseph P. Koncelik, Director

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A detailed account of Ohio EPA's review of the ground water demonstration will be sent to you under separate cover.

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 (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 thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director within three (3) days after filing with the Commission. An appeal may be filed with the Commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street
Room 222
Columbus, Ohio 43215

If you have any questions concerning this letter, please contact Mike Reiser of Ohio EPA, NWDO at (419) 373-3126.

Sincerely,

Joseph P. Koncelik
Director

cc: Karen Okonta, Hull & Associates
Jodi Vaughn, Toledo-Lucas County Health Department
Mike Reiser, DSIWM, NWDO
Ellen Gerber, DSIWM, NWDO
Mike Beal, DDAGW, NWDO