



State of Ohio Environmental Protection Agency

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P.O. Box 1049
Columbus, Ohio 43216-1049

Ms. Michelle Hughes-Tucker
Hoffman Road Landfill
Manager of Operations
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 November 22, 2005, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a letter from Hull & Associates, pursuant to Ohio Administrative Code (OAC) Rule 3745-27-10(E)(9)(b), to reinstate ground water detection monitoring for specific monitoring wells at the Hoffman Road Landfill (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 in ground water monitoring wells MW-14B and MW-23B and chloride in ground water monitoring wells MW-7, MW-12, and MW-15 during the September 8, 2005, 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.

Ohio EPA has reviewed the November 22, 2005, document and has determined that the owner or operator has not demonstrated that the statistically significant increases in sodium at monitoring wells MW-14B and MW-23B and chloride at monitoring wells MW-7, MW-12, and MW-15 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-7, MW-12, MW-14B, MW-15, and MW-23B 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).

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

Bob Taft, Governor
Jennette Bradley, Lieutenant Governor
Joseph P. Koncelik, Director

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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 ground upon which the appeal is based. The appeal shall be filed with the Commission within 30 days after notice of the Director's action. A copy of the appeal shall be served on the Director within three (3) days after filing 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 document, please contact Mike Reiser of Ohio EPA, Northwest District Office at (419) 373-3126.

Sincerely,

Joseph P. Koncelik
Director

cc: Jodi Vaughan, Lucas County Health Department
Karen Okonta, Hull & Associates
Mike Beal, DDAGW, NWDO
Mike Reiser, DSIWM, NWDO