



State of Ohio Environmental Protection Agency

STREET ADDRESS:

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Columbus, Ohio 43215

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MAILING ADDRESS:

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

Mr. David Daily  
City Manager  
City of Eaton  
P.O. Box 27  
Eaton, Ohio 45320

**RE: City of Eaton Landfill, Preble County  
Explosive Gas Monitoring Plan Approval**

Dear Mr. Daily:

On November 22, 2006, Malcolm Pirnie, on behalf of the City of Eaton, submitted an explosive gas monitoring plan (EGMP) to the Ohio Environmental Protection Agency (Ohio EPA) for the City of Eaton Closed Landfill. A revised EGMP, meeting the requirements of Ohio Administrative Code (OAC) Rule 3745-27-12, was received on February 16, 2007. The EGMP consists of a two-part document titled, *Explosive Gas Monitoring Plan City of Eaton Closed Landfill*.

Ohio EPA hereby approves the EGMP for the City of Eaton Landfill and the EGMP shall be immediately implemented.

Issuance of this approval does not constitute expressed or implied agreement that the monitoring of the facility, if performed and implemented in accordance with the approved explosive gas monitoring plan and/or its terms and conditions, will constitute compliance with all applicable state and federal laws, rules, and regulations.

You are hereby notified that this action of the 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 which the Commission, in its discretion, may reduce if by affidavit you demonstrate 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 copy of the appeal

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

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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  
309 South Fourth Street, Room 222  
Columbus, OH 43215

If you have any questions concerning this authorization, please contact Jill Olberding of Ohio EPA, SWDO at (937) 285-6357.

Sincerely,

Chris Korleski  
Director

CK/KM/sw

cc: Gary Walker, Preble County Health District  
Tracy Buchanan, DSIWM/SWDO  
Scott Hester, DSIWM/CO