

**OHIO ENVIRONMENTAL PROTECTION AGENCY
PERMIT TO INSTALL**

Application Number: 596620
Application Received: December 1, 2006
Permit Fee: \$2,500.00
Permit Fee Balance: \$2,100.00

Applicant: Rumpke Waste, Inc.
10795 Hughes Road
Cincinnati, Ohio 45251

Name: Columbus Transfer and Recycling Facility
Location: 1191 Fields Ave.
Columbus, Ohio 43201

PTI: New Solid Waste Transfer Facility

Issuance Date:

Effective Date:

The above named entity is hereby issued a permit-to-install (permit) 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 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

Chris Korleski, Director

PERMIT SUMMARY

This is a FINAL permit-to-install (PTI application number 596620), which authorizes construction of the proposed Columbus Transfer and Recycling Facility (Transfer Facility), located at 1191 Fields Avenue, Columbus, in Franklin County. Rumpke is the proposed owner and operator, and is the PTI applicant. PTI application number 596620 was submitted on December 1, 2006, with a subsequent revision submitted on January 26, 2007.

The proposed Transfer Facility is currently an enclosed recycling facility that will be upgraded to meet transfer facility requirements, including retrofitting with a leachate collection and discharge system in accordance with OAC Rule 3745-27-22(M) and establishment of financial assurance for closure. The Transfer Facility will process approximately 1500 cubic yards of solid waste per day with recycling facilities in a different area of the building. The Transfer Facility is designed in accordance with current requirements.

This permit grants Rumpke a variance from OAC Rule 3745-27-22(K), which prohibits the waste handling areas of the solid waste transfer facility from being located within two hundred fifty feet of a domicile in existence on the date of receipt of the permit to install application.

This summary is provided solely for information 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) at any reasonable time during construction and operation 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 (solid waste transfer facility).
2. The proposed facility shall be constructed in strict accordance with the plans, specifications, and information submitted as 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 solid waste transfer facility is inadequate or cannot meet applicable standards.
3. 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.

4. This permit shall apply only to those facilities shown on the plans submitted as part of PTI application number 596620.
5. This permit may be modified, or alternatively revoked and reissued, to comply with any revisions to OAC Chapter 3745-27 applicable to this solid waste transfer facility.
6. In accordance with OAC Rule 3745-27-02(I), this permit 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.
7. The permittee shall provide for the proper maintenance and operation of the Transfer Facility in accordance with the provision of OAC Chapter 3745-27.
8. Nothing in this permit 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 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 does not authorize the acceptance of any hazardous or infectious wastes, except those excluded from hazardous waste or infectious waste regulation by ORC Chapter 3734.
10. This permit 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.
11. This permit does not authorize the acceptance of whole or shredded scrap tires for transfer to a disposal facility unless they are to be transferred to a scrap tire collection, storage, recovery, monocell, or monofill facility licensed in accordance with OAC Chapter 3745-27, or to a licensed solid waste incinerator.
12. This permit does not authorize the acceptance of yard waste, source-separated yard waste, or mixed yard waste for transfer to a disposal facility unless source separated yard waste will be transferred to a composting facility registered or licensed in accordance with OAC Chapter 3745-27.

13. Ohio EPA, Central District Office (CDO) and Columbus Public Health shall receive written notification of the construction start date not later than seven (7) days prior to starting any construction authorized under this permit so that construction of the Transfer Facility can be routinely inspected by Ohio EPA, CDO and Columbus Public Health before being placed into operation.
14. The permittee shall provide for the following inspections and maintenance of the Transfer Facility:
 - a. The permittee shall provide for daily inspection of the Transfer 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, CDO and Columbus Public Health upon request.
 - b. The leachate collection system shall be inspected at least annually and maintained to prevent blockage or clogging that may impede proper collection of leachate.
15. All surface water control structures shall be in place prior to beginning any other construction activities
16. In accordance with OAC Rule 3745-27-23(Y), Rumpke shall not accept waste materials to any area of the Transfer Facility until all of the following events have occurred:
 - a. Site preparations for that area have been completed;
 - b. The certification report has been signed by the owner or operator, certifying that the Transfer Facility has been constructed in strict compliance with the applicable authorizing document, and submitted to Ohio EPA;
 - c. All necessary equipment has been brought to the Transfer Facility;
 - d. The Transfer Facility has been adequately prepared for operation;
 - e. The Transfer Facility has obtained an indirect discharge permit for the disposal of leachate; and
 - f. The prepared Transfer Facility has been inspected by Columbus Public Health.

17. Not later than thirty (30) days after permit issuance, the permittee shall execute and fund a financial assurance instrument meeting the requirements of OAC Rules 3745-27-15 and 3745-27-17.
18. Pursuant to ORC Sections 3745.11(Q) and (V), payment of the solid waste permit-to-install fee balance, in the amount of \$2,100.00 payable to "Treasurer, State of Ohio", shall be submitted to Ohio EPA, Attn: Fiscal Administration, P.O. Box 1049, Columbus, OH 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 fee balance will result in assessment of late penalties in accordance with ORC Sections 3745.11(Q) and (V).

END OF PERMIT CONDITIONS

ORC Section 3734.02(A) Variance

This permittee has requested a variance from OAC Rule 3745-27-22(K), which prohibits the waste handling area from being located within two hundred fifty feet of a domicile in existence on the date of receipt of the permit to install application to Ohio EPA.

There is one domicile approximately one hundred seventy feet from the waste handling area and two hundred feet from the proposed transfer facility building. Minimal modifications to the existing building and operational criteria are planned since it is currently operated as a recycling facility. As a result, the transfer operation is not likely to have any additional impact on the domicile or its occupants. The owner of this domicile has provided a notarized, written statement that she has no objection to the establishment of a solid waste transfer station at the proposed location.

Pursuant to ORC Section 3734.02(A), the Director may, by order, grant a variance if the applicant demonstrates to the director's satisfaction that construction and operation of the solid waste transfer facility in the manner allowed by the variance and any terms or conditions imposed as part of the variance will not create a nuisance or a hazard to the public health or safety or the environment.

For the reasons noted above, and because the owner of the domicile has stated in writing that she has no objection to the establishment of a solid waste transfer station at the proposed location, granting a variance from the requirement of OAC Rule 3745-27-22(K) will not create a nuisance or a hazard to the public health or safety or the environment. Therefore, pursuant to ORC Section 3734.02(A), the permittee is hereby granted a variance from OAC Rule 3745-27-22(K) which prohibits locating the waste handling areas of the Transfer Facility within 250 feet of a domicile. This variance shall remain in effect throughout the effective period of this permit unless otherwise revoked.