



State of Ohio Environmental Protection Agency

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October 29, 2008

Mr. Jason Tincu  
City of Xenia  
101 North Detroit Street  
Xenia, Ohio 45385

**Re: Closed Xenia Landfill, Greene County  
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) Approval**

Dear Mr. Tincu:

On July 3, 2008 the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southwest District Office (SWDO) received a document titled “*Spring 2008 Detection Groundwater Monitoring Report and Notification of Statistically Significant Increases at the Closed Xenia Municipal Landfill*”, dated June 27, 2008, for the City of Xenia Closed Municipal Landfill (Facility) located in Greene County. On October 8, 2008, additional demonstration data for Well 27A was submitted.

Analysis of the ground water detection monitoring data indicated that the following statistically significant changes were detected: chloride and sodium in monitoring well MW-27A.

Pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), 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 natural variation in ground water quality. A report documenting this demonstration must be submitted to and approved by Ohio EPA. If the owner or operator does not obtain approval to continue detection monitoring within two hundred ten (210) days from initial sampling, the owner or operator is required to comply with the provisions of OAC Rule 3745-27-10(E) for ground water quality assessment monitoring.

The document received October 8, 2008 concluded that the statistically significant changes for chloride and sodium at monitoring well MW-27A were due to *natural variation in ground water quality or a source other than the landfill*, and not as a result of impact from the landfill.

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

Jason Tincu  
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Ohio EPA has reviewed the applicable information and concurs with the demonstration included in the two documents. Therefore, pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator is hereby authorized to continue the detection monitoring program at the Facility for monitoring well MW-27A.

Should future or existing ground water sampling results indicate statistically significant changes in ground water monitoring parameters, the owner or operator will be required to either enter into assessment monitoring in accordance with OAC Rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program.

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 pursuant to Section 3745.04 of the Ohio Revised Code. 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 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  
Room 222  
309 South Fourth Street  
Columbus, Ohio 43215

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

Sincerely,

Thomas A. Winston, Chief  
Southwest District Office  
for Chris Korleski, Director

cc: Scott Hester, DSIWM-CO  
Beth Lackey, Greene County Health District  
Rich Bendula, DDAGW-SWDO

TAW/JO/bp