

BEFORE THE

OHIO E.P.A.

OHIO ENVIRONMENTAL PROTECTION AGENCY JUL -7 2008

ENTERED DIRECTOR'S JOURNAL

In the Matter of:

Case No. 06-SW-006

NORTON ENVIRONMENTAL COMPANY,

DIRECTOR'S FINAL FINDINGS AND ORDER

Applicant.

Pursuant to Ohio Revised Code Section 119.09, Ohio Revised Code Chapter 3734., and the Rules of the Ohio Environmental Protection Agency, the Director of Environmental Protection makes the following Final Findings and Order:

FINDINGS

1. Applicant, Norton Environmental Company, operates the Mount Eaton Landfill in Wayne County, Ohio.
2. On October 12, 2001, Norton Environmental Company ("NEC") submitted to the Ohio Environmental Protection Agency ("Ohio EPA") an application for a permit to expand the Mount Eaton Landfill ("landfill") (PTI No. 02-15841).
3. On June 16, 2006, the Director of the Ohio EPA ("Director") issued a Proposed Order proposing to deny NEC's application for a permit to expand the landfill.
4. On July 11, 2006, NEC filed a Request for Adjudication Hearing objecting to the Director's proposed denial of NEC's application for a permit to expand the landfill.
5. On May 21, 2008, NEC filed "Applicant Norton Environmental Company's Notice of Voluntary Dismissal" withdrawing its request for an adjudication hearing.
6. No adjudication hearing has been held in this matter.
7. On May 22, 2008, the Hearing Officer assigned to this case filed a Report and Recommendation recommending that the Director dismiss this case.
8. No objections to the Report and Recommendation have been filed.

I certify this to be a true and accurate copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

By: Doug Kessler Date: 7-7-08

9. The recommendation of the Hearing Officer is lawful and reasonable, and is hereby adopted by the Director.

ORDER

1. Ohio EPA Case No. 06-SW-006 is hereby dismissed.

IT IS SO ORDERED:

  
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CHRIS KORLESKI  
Director

JUL 7 2008  
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Date