



**Environmental
Protection Agency**

**Governor
Lt. Governor
Director**

CERTIFIED MAIL

April 10, 2012

The Honorable Thad Lichtensteiger
Chairman, Board of County Commissioners
114 E. Main Street, Suite 200
Van Wert, Ohio 45891

Mr. Greg Germann, Policy Committee Chairperson
Van Wert County Solid Waste Management District
11852 Emerson Road
Van Wert, Ohio 45891

**RE: Ohio Revised Code Section 3734.55(C)(1) Van Wert County Solid Waste
Management District Solid Waste Management Plan Approval**

Dear Commissioner Lichtensteiger and Trustee Germann:

The Director of the Ohio Environmental Protection Agency (Director) has reviewed and approved the ratified draft solid waste management plan update (Plan) for the Van Wert County Solid Waste Management District (District). Director's Final Findings and Orders approving the Plan are enclosed with this letter. Attachment 1 is a summary of the implementation schedule that was derived from the District's Plan.

The District should proceed to implement its approved Plan in accordance with the implementation schedule and timeline contained in the approved Plan and in Attachment 1 to the enclosed Director's Final Findings and Orders. Please be advised that Ohio Revised Code (ORC) Section 3734.55(C)(4) also requires the Policy Committee to "...annually review implementation of the approved plan... and report its findings and recommendations regarding implementation to the board of county commissioners or board of directors of the district."

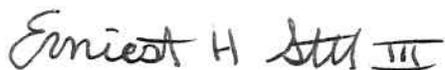
You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC Section 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be 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 made payable to "Treasurer, State of Ohio." The Commission, in its discretion, may reduce the fee if by affidavit it is demonstrated 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
77 South High Street
17th Floor
Columbus, Ohio 43215

If you have any questions regarding implementation of the approved Plan, please contact me at (614) 728-5356.

Sincerely,

A handwritten signature in black ink that reads "Ernest H. Stall III". The signature is written in a cursive style with a clear "III" at the end.

Ernie Stall
Environmental Specialist
Division of Materials and Waste Management

EHS/jam

Enclosures (2): Director's Final Findings and Orders
Attachment 1 to the Findings and Orders

cc (with enclosures): Terrie TerMeer, Assistant Chief, ODNR, DRLP
George Brake, Coordinator, Van Wert County SWMD
Mike Reiser, Environmental Supervisor, DMWM-NWDO

BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY

DIRECTOR'S JOURNAL

In the matter of:

Van Wert County	:	Director's Final
Solid Waste Management District	:	Findings and Orders
1135 North Washington Street	:	
Van Wert, Ohio 43206	:	

I. JURISDICTION

These Director's Final Findings and Orders (Orders) are issued to the Van Wert County Solid Waste Management District (District), pursuant to the authority vested in the Director of the Ohio Environmental Protection Agency (Ohio EPA) under Ohio Revised Code (ORC) Section 3734.55(C).

II. PARTIES

These Orders shall be binding upon the District.

III. DEFINITIONS

Unless otherwise stated, all terms used in these Orders shall have the same meanings as defined in ORC Chapter 3734 and the rules promulgated thereunder.

IV. FINDINGS

The director of Ohio EPA has determined the following findings:

1. Pursuant to ORC Section 3734.56, the policy committee of a solid waste management district (SWMD) with an approved solid waste management plan that contains a planning period of fifteen or more years is required to submit an amended solid waste management plan that complies with the requirements in Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53 to the director of Ohio EPA on or before the fifth year anniversary of the date the existing solid waste management plan was approved.
2. The District's existing solid waste management plan was approved on October 24, 2005 and covers a planning period of fifteen years. The District's draft amended solid waste management plan was due to Ohio EPA on October 24, 2010.

Ohio EPA has a copy of this document in its files in the State Environmental Protection Agency.

Denise Kasser 4-10-12

3. On November 24, 2010, Ohio EPA received a draft amended solid waste management plan from the District's policy committee.
4. Pursuant to ORC Section 3734.55, the director of Ohio EPA is required to provide the policy committee of a SWMD with a written, nonbinding advisory opinion regarding a draft solid waste management plan and any recommended changes to it that the director considers necessary to effect its approval.
5. On January 7, 2011, Ohio EPA mailed a written, nonbinding advisory opinion concerning the draft amended solid waste management plan received on November 24, 2010 to the District's Policy Committee.
6. Pursuant to ORC Section 3734.55, the policy committee of a SWMD is required to submit a draft solid waste management plan that was ratified in accordance with the criteria established in Division (B) of ORC Section 3734.55 to the director of Ohio EPA to be reviewed for compliance with Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53.
7. On March 26, 2012, Ohio EPA received a ratified, draft, amended solid waste management plan from the District's Policy Committee.
8. The director has determined that the District's ratified, draft, amended solid waste management plan is in compliance with Divisions (A), (B), (D), and (E)(1) of Section 3734.53 of the ORC.

V. ORDERS

1. The District's ratified, draft, amended plan that was received by Ohio EPA on March 26, 2012 is hereby approved.
2. The District shall proceed to implement its approved solid waste management plan in accordance with the strategies, programs, and activities described in the ratified, draft, amended solid waste management plan and contained in the implementation schedule included as Attachment 1 to these Orders.

VI. OTHER APPLICABLE LAWS

All actions required to be taken pursuant to these Orders shall be undertaken in accordance with the requirements of all applicable local, state, and federal laws and regulations.

VII. RESERVATION OF RIGHTS

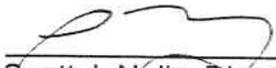
Nothing contained herein shall be construed to prevent Ohio EPA from seeking legal or equitable relief to enforce the terms of these Orders or from taking other administrative, legal, or equitable action as deemed appropriate and necessary, including seeking penalties against the District for noncompliance with these Orders.

Nothing contained herein shall be construed to prevent Ohio EPA from exercising its lawful authority to require the District to perform additional activities pursuant to ORC Chapter 3734 or any other applicable laws in the future. Nothing herein shall restrict the right of the District to raise any administrative, legal, or equitable claim or defense with respect to such further actions which Ohio EPA may seek to require of the District. Nothing in these Orders shall be construed to limit the authority of Ohio EPA to seek relief for violations which may occur.

VIII. EFFECTIVE DATE

The effective date of these Orders is the date these Orders were entered into the Ohio EPA Director's Journal.

IT IS SO ORDERED:



Scott J. Nally, Director
Ohio Environmental Protection Agency

ATTACHMENT 1 TO THE FINDINGS AND ORDERS
Summary of the Implementation Schedule for the
Van Wert County Solid Waste Management District

Several sections of the ratified, draft, amended solid waste management plan update (Plan) submitted by the Solid Waste Management District or Authority identified above are considered to be part of the implementation schedule required in accordance with Ohio Revised Code Section 3734.53(A)(13). This attachment lists the elements that Ohio EPA understands to constitute the implementation schedule contained in the District's or Authority's Plan. These elements are listed in the table below.

Implementation Schedule for Facilities, Strategies, Programs and Activities

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
Commercial/Industrial Sector TA and Education		
8475 Commercial, institutional, industrial consulting (pp 31, 46)	existing, ongoing	Goal 3, Goal 4
5424 Commercial/industrial focus article in newsletters (pg 46)	existing, ongoing	Goal 3, Goal 4
5420 Recycling process training and consulting (pp 31, 46)	existing, ongoing	Goal 2, Goal 3, Goal 4
Curbside Recycling, Non-subscription		
3240 Convoy (pp 9, 16, 29, 45)	1993, ongoing	Goal 1, Goal 2
3244 Elgin (pp 9, 16, 29, 45)	1993, ongoing	Goal 1, Goal 2
3243 Middle Point (pp 9, 16, 29, 45)	1993, ongoing	Goal 1, Goal 2
3242 Ohio City (pp 9, 16, 29, 45)	1993, ongoing	Goal 1, Goal 2
3241 Van Wert (pp 9, 16, 29, 45)	1993, ongoing	Goal 1, Goal 2
3245 Venedocia (pp 9, 16, 29, 45)	1993, ongoing	Goal 1, Goal 2
3220 Wilshire (pp 9, 16, 29, 45)	1993, ongoing	Goal 1, Goal 2
3239 Wren (pp 9, 16, 29, 45)	1993, ongoing	Goal 1, Goal 2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
-------------------------	--	--

Drop-off Recycling

8480 Township drop-off location merger evaluation (pp 16, 45) 2010, 2012 Goal 1

Drop-off Recycling, commercial and industrial

6851 Industrial drop-off at MRF (pg 46) 2006, ongoing Goal 1, Goal 2

Drop-off Recycling, PT, Rural

3246 Harrison Township (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3247 Hoaglin Township (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3248 Jackson Township (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3249 Jennings Towhship (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3250 Liberty Township (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3251 Ridge Township (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3252 Tully Towhship (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3253 Union Township (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3254 Wilshire Towhship (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

3255 York Township (pp 10, 16, 45) 1994, ongoing Goal 1, Goal 2

Drop-off Recycling, PT, Urban

3257 Drive-through Drop-off (at recycling center in Pleasant Township) (pp 10, 30, 47) existing, ongoing Goal 1, Goal 2

Grants/Funding

5432 Grant Application (pp 33, 47) existing, ongoing

Household Hazardous Waste

3615 E-waste & television collection (at recycling center) (pp 15, 30, 47) 2001, ongoing Goal 2, Goal 5

7131 Fluorescent tube light collection (at recycling center) (pp 15, 30, 47) existing, ongoing Goal 2, Goal 5

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
5426 HHW awareness/education (pg 47)	existing, ongoing	Goal 3, Goal 4, Goal 5
3279 HHW collection (optional, based on funding) (pp 33, 47)	TBD	Goal 2, Goal 5
3282 HHW hotline assistance (pg 47)	existing, ongoing	Goal 3, Goal 4, Goal 5
3280 Used motor and hydrolic oil collection (at recycling center) (pp 17, 30, 47)	1997, ongoing	Goal 2, Goal 5
Industrial Recycling and Reduction		
5428 Industrial collection services program/expansion (pp 17, 30-31, 46)	existing, ongoing	Goal 2
8478 Industrial drop-off at MRF (pg 46)	existing/ongoing	Goal 2
Lead-Acid Battery Programs		
3285 Wet-cell battery collection (at recycling center) (pp 17, 30, 47)	existing, ongoing	Goal 2, Goal 5
MRFs		
8477 Collection equipment expansion and upgrades (pp 33, 46)	existing, ongoing	
5412 District materials recovery Facility and recycling center/facility improvements (pp 17, 30, 51) Pleasant Township	existing, ongoing	
5411 Expand list of processed materials (pp 15, 47)	existing, ongoing	Goal 2
5431 Improve facility layout and traffic control (pp 33, 47)	existing, ongoing	
8479 Single stream collection evaluation (pp 17, 33, 45)	2011, 2012	
Other Programs		
8481 Data management system improvements (pp 33, 47)	2010, 2012	
5429 Intergovernmental contract collection (Allen and Putnam counties) (pp 18, 31, 47)	existing, ongoing	
8482 Strategic planning, SWOT analysis, surveys	existing, ongoing	
8473 Vinyl siding collection (pg 45)	existing, ongoing	

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
-------------------------	--	--

Other Residential/Commercial Recycling

5430 Appliance collection (at recycling center) (pp 15, 30, 45)	existing, ongoing	Goal 2
5417 Commercial collection services program/expansion (pp 17, 31-32, 46)	existing, ongoing	Goal 1, Goal 2
5416 Community clean-up days (Convoy, Ohio City, and Wilshire) (pp 16, 29, 46)	existing, ongoing	Goal 2
8483 Drop and swap gently used items (pp 15, 20, 45)	existing, ongoing	Goal 2
5415 Non-profit collection (pp 16, 29)	existing, ongoing	Goal 2
6852 School recycling program using roll-off bins (pp 16, 29, 47)	existing, ongoing	Goal 2
3262 Used book collection (at recycling center) (pp 15, 30, 45)	existing, ongoing	Goal 1, Goal 2

Residential Sector Education and Awareness

3264 Community parades (pp 19, 32, 46)	existing, ongoing	Goal 3, Goal 4
3265 Distribution of printed material (pp 19, 32, 46)	existing, ongoing	Goal 3, Goal 4
5421 Earth Day open house celebration (pp 19, 32, 46)	existing, ongoing	Goal 3, Goal 4
5423 Expand information/education programs (pp 33, 46)	existing, ongoing	Goal 3, Goal 4
3267 Full page ads/news releases/news media/radio spots (pp 19, 32, 46)	existing, ongoing	Goal 3, Goal 4
8474 Not Just Cows and Plows Day (pp 19, 32, 46)	existing, ongoing	Goal 3, Goal 4
8476 One-on-one contacts (pp 32, 46)	existing, ongoing	Goal 3, Goal 4
5419 Recycling Center Tours (pp 18, 31, 46)	existing, ongoing	Goal 3, Goal 4
3266 School/civic event participation and presentations (pp 32, 46)	existing, ongoing	Goal 3, Goal 4
6853 Web page and internet advertising (pp 19, 32, 46)	existing, ongoing	Goal 3, Goal 4

Scrap Tire Programs

3278 Used tire collection (at recycling center) (pp 15, 30, 47,)	1997, ongoing	Goal 2, Goal 5
---	---------------	----------------

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
-------------------------	--	--

Yard Waste Programs

3284 Class IV Composting facility (pp 17, 30, 47)

1994, ongoing

Goal 2, Goal 5