



Mike DeWine, Governor  
Jon Husted, Lt. Governor  
Laurie A. Stevenson, Director

MAR 25 2019

Mr. Justin R. Jent, PE  
American Electric Power  
1 Riverside Plaza  
Columbus, Ohio 43215

Re: Conesville FGD LDF  
Director's Authorization  
Approval  
Municipal Solid Waste Landfills  
Coshocton County  
MSWL018444

**Subject:** Conesville FGD Landfill, Municipal Solid Waste Landfill, Coshocton County  
End of Post-Closure Care Period

Ohio EPA MAR 25 '19  
Entered Directors Journal

Dear Mr. Jent:

American Electric Power (AEP) is the owner of Conesville FGD Landfill (Facility) located on Parcel #0100000081200 in Coshocton County. On November 16, 1988, the owner certified closure of the Facility by final capping the approximately 50-acre area of waste placement.

On November 19, 2018, Ohio EPA received a letter from you requesting to be released from the post-closure care requirement pursuant to Ohio Administrative Code (OAC) Rule 3745-27-14(C). The Facility has been in post-closure care for 30 years as of November 16, 2018. During the post-closure care period, the owner performed quarterly inspections of the Facility.

Ohio EPA staff have reviewed the available documents, conducted a site inspection, and concluded that the post-closure care requirements have been met and current site conditions do not pose a risk to human health or safety or the environment. Therefore, I acknowledge that the post-closure care obligations, as required by OAC Rule 3745-27-14, for the Conesville FGD Landfill have been completed and authorize the discontinuance of the post-closure care period.

Please be advised that OAC Rule 3745-27-13 is still applicable to this facility. OAC Rule 3745-27-13(A) states:

*No person shall, without authorization from the director, engage in filling, grading, excavating, building, drilling, or mining on land where a hazardous waste facility or solid waste facility was operated. Any person proposing to engage in these activities on land where a hazardous waste facility or solid waste facility was operated shall comply with the requirements of this rule.*

While AEP is no longer obligated to conduct post-closure care activities at the Facility pursuant to the solid waste regulations, AEP should recognize that Ohio Revised Code (ORC) Chapter 6111 prohibits causing pollution to waters of the state. Therefore, Ohio EPA recommends that AEP continue to undertake reasonable measures to prevent impacts from the Facility, such as periodic inspection and maintenance of the landfill cap and any surface water control features on the property.

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, 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  
30 East Broad Street, 4th Floor  
Columbus, OH 43215

If you have any questions regarding this authorization, please contact Dale Warner of Ohio EPA's Southeast District Office at (740) 380-5435.

Sincerely,



Laurie A. Stevenson, Director

LS/DW/mr

ec: Justin Jent, AEP  
Zach Fanning, Coshocton County General Health District  
Rich Fox, DMWM, SEDO  
Dale Warner, DMWM, SEDO  
Jeremy Carroll, DMWM, CO