Re: Richland Moulded Brick Co, Mansfield
Remediation Response
RCRA C-Hazardous Waste
Richland County
370002869

Subject: Closure Plan Approval
REMOVAL
Richland Moulded Brick
OHR 000 011 221

Dear Mr. Frame:

On October 9, 2014, Richland Moulded Brick Company, Inc. submitted to Ohio Environmental Protection Agency (Ohio EPA) a closure plan for the hazardous waste storage areas located at 800 and 1000 Richland Shale Road, Mansfield, Ohio. The closure plan was submitted pursuant to the September 12, 2011, Director's Final Findings and Orders in order to demonstrate that Richland Moulded Brick's proposal for closure complies with the substantive requirements of Ohio Administrative Code (OAC) rules 3745-55-11 and 3745-55-12.

The owner, operator, and the public were given the opportunity to submit written comments regarding the closure plan in accordance with the hazardous waste rule requirements. No public comments were received by Ohio EPA.

Based upon review of Richland Moulded Brick's submittal, I conclude that the closure plan for the hazardous waste facility at 800 and 1000 Richland Shale Road, meets the performance standard contained in OAC rule 3745-55-11, and complies with the pertinent parts of OAC rule(s) 3745-55-12.

The closure plan submitted to Ohio EPA on October 9, 2014 by Richland Moulded Brick is hereby approved.
Compliance with the approved closure plan is expected. Ohio EPA will monitor such compliance. Ohio EPA expressly reserves the right to take action, pursuant to chapters 3734. and 6111. of the Ohio Revised Code, and other applicable law, to enforce such compliance and to seek appropriate remedies in the event of noncompliance with the provisions and modifications of this approved plan. Please be advised that approval of this closure plan does not release Richland Moulded Brick from any responsibilities regarding corrective action for all releases of hazardous waste or constituents from any waste management unit, regardless of the time at which waste was placed in the unit.

You are hereby notified that this action of the 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 30 days after notice of the director’s action. The appeal must be accompanied by a filing fee of $70.00 (made payable to “Ohio Treasurer of State”) 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 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

When closure is completed, OAC rule 3745-55-15 requires the owner or operator of a facility to submit to the director of Ohio EPA, certification by the owner or operator and an independent, registered professional engineer, that the facility has been closed in accordance with the approved closure plan. The certification by the owner or operator shall include the statement found in OAC rule 3745-50-42(D). These certifications should be submitted to:

Ohio Environmental Protection Agency  
Division of Environmental Response and Revitalization  
P.O. Box 1049  
Columbus, Ohio 43216-1049  
Attn: Erik Hagen, ERAS
A copy should also be sent to:

Ohio Environmental Protection Agency
Division of Environmental Response and Revitalization
Northwest District Office,
347 North Dunbridge Road.
Attn: Michael Terpinski

If you have any questions about implementing this closure plan, contact Brian Patterson at (419) 373-3133.

Sincerely,

Craig W. Butler
Director

pc: Jack Van Kley, Esq., Van Kley & Walker, LLC (132 North Woods Blvd., Suite C-1, Columbus, Ohio 43235)
Gary Hoam, Chem-Tech Consultants, Inc. (559 State Route 97 East, Bellville, Ohio 44813)
NWDO File: DERR-HW: Richland County, Richland Moulded Brick, Closure
RCRAInfo Data Entry

ec: Michael Terpinski, DERR, NWDO
Don Vogel, DERR, CO
Erik Hagen, ERAS, DERR, CO
Tammy Heffelfinger Enforcement Unit, DMWM, CO
Connie Livchak, FARU-DMWM, CO
Kara Reynolds, DMWM, NWDO
Brian Patterson, DERR, NWDO