



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

**JUL 18 2019**

Tunnell Hill Reclamation, LLC  
Attn: Rod Deeds, General Manager  
P.O. Box 625  
New Lexington, OH 43764

Re: Tunnell Hill Reclamation, LLC  
Director's Authorization  
Approval  
Municipal Solid Waste Landfills  
Perry County  
MSWL018748

**Subject: Tunnell Hill Reclamation, Perry County  
OAC Rule 3745-27-19(E)(7)(e) Approval**

Dear Mr. Deeds:

Ohio EPA JUL 18 '19  
Entered Directors Journal

On May 21, 2019, Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southeast District Office (SEDO) received a request from Tunnell Hill Reclamation, LLC (THR) with respect to PTI No. 06-08443 as approved September 1, 2011. The request proposed the ongoing use of two working faces at the Tunnell Hill Reclamation (Facility). THR proposes a separate working face to address safety concerns with incompatible truck traffic within a single working face. The Facility's operations are non-typical with the delivery of waste by both local haulers in over-the-road trucks and by large off-road trucks from the landfill's transloading facilities which service both gondola railcars and intermodal containers. Alternately, small inbound loads of waste are directed to a roll-off dumpster staged just past the truck scales at the landfill's entrance.

In accordance with Ohio Administrative Code (OAC) Rule 3745-27-19(E)(7)(e), an owner or operator shall ensure that all waste admitted to the sanitary landfill facility is deposited at the working face, spread in layers not more than two feet thick, and compacted to the smallest practical volume. An alternate method may be used if approved in writing by the director.

Ohio EPA has reviewed the request to use two working faces at the Facility as described in the letter dated May 21, 2019. The request is hereby approved with the following conditions:

#### **CONDITIONS**

1. Utilization of two working faces shall be conducted in accordance with the request dated May 21, 2019 and the terms and conditions of this authorizing document.

2. At a minimum, the second working face shall be compacted to the smallest practical volume by using a trash compactor by the end of each operating day and prior to application of daily cover.
3. If the second working face accepts more than 400 tons daily, then THR shall operate a dedicated trash compactor at the second working face during operational hours, spread waste in layers not more than two feet thick, and compact to the smallest practical volume.
4. In accordance with OAC Rule 3745-27-19(E)(7)(c), the owner or operator shall confine unloading of waste materials to the smallest practical area. The second exposed working face shall not exceed 10,000 square feet at any time.
5. The owner or operator shall ensure that each unloading area is supervised by a person or persons knowledgeable regarding operations at the working face.
6. In accordance with OAC Rule 3745-27-19(E)(3)(e), the owner or operator shall ensure that operable equipment of adequate size and quantity for the operations of the facility is available at all times.
7. In accordance with OAC Rule 3745-27-19(F), the owner or operator shall place soil or an approved alternative daily cover over the exposed waste before the end of the working day to control fire hazards, blowing litter, odors, dust, insects, and rodents.
8. The owner or operator shall document the locations of the two working faces on the Daily Log of Operations.
9. In the event conditions caused by the use of two working faces result in violation of this authorization and/or applicable regulations cited by Ohio EPA or the Perry County Health Department, the owner or operator may be required to cease operations at the second working face.
10. This approval authorizes the owner or operator to use not more than two working faces. No additional working faces may be used at the Facility without prior authorization from Ohio EPA, except as provided in OAC Rules 3745-27-19(D)(1) and (E)(7)(d).

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations. This letter shall not be interpreted to release the owner or operator from responsibility under Ohio Revised Code (ORC) Chapters 3704, 3714, 3734, or 6111; under Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response,

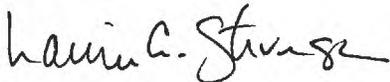
Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

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

If you have any questions concerning this action, please contact Craig Walkenspaw, SEDO-DMWM at (740) 380-5440.

Sincerely,



Laurie A. Stevenson  
Director

CW/mr

ec: Rod Deeds, Tunnell Hill Reclamation, LLC  
Perry County Health Department  
Jeremy Carroll, Ohio EPA, CO-DMWM  
Sara Anderson, Ohio EPA, SEDO-DMWM