



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

OHIO E.P.A.

DEC 31 2014

ENTERED DIRECTOR'S JOURNAL

DEC 31 2014

Mayor Randy Riley
City of Wilmington
69 North South Street
Wilmington, Ohio 45177

Re: Wilmington Sanitary Landfill
Director's Authorization
Approval
Municipal Solid Waste Landfill
Clinton County
MSWL018744

**Subject: Wilmington Sanitary Landfill, Clinton County
Ohio Administrative Code (OAC) Rule 3745-27-10(E)(9)(a) Approval**

Dear Mayor Riley:

On September 4, 2014, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southwest District Office (SWDO) received a document titled "Request for Reinstatement of Monitoring Well P-10S to the Detection Monitoring Program at the Wilmington Sanitary Landfill," dated September 3, 2014, for Wilmington Sanitary Landfill (Facility) located in Clinton County. This document was submitted by Hull & Associates, on behalf of the city of Wilmington, pursuant to OAC rule 3745-27-10(E)(9)(a), and requested reinstatement of the ground water detection monitoring program for a specific monitoring well at the Facility and to release the owner or operator from the obligation to comply with the ground water quality assessment monitoring program implemented due to the detection of statistically significant changes for chlorobenzene in monitoring well P-10S during the November 2011 ground water sampling event at the Facility.

Pursuant to OAC rule 3745-27-10(E)(9)(a), the owner or operator may determine that the concentrations of **all waste-derived constituents** at all of the monitoring wells in a ground water quality assessment monitoring program and at any additional wells that may have been installed as part of this assessment monitoring program are shown to be at or below background values for two consecutive sampling events, and may request that the director approve reinstatement of the ground water detection monitoring program for these monitoring wells and release the owner or operator from the obligation to comply with the ground water quality assessment monitoring program requirements at the Facility.

Based on the information contained in the request, the results of two consecutive sampling events, conducted June 6, 2012 and December 5, 2012, indicate that the concentrations of all waste-derived constituents, including chlorobenzene, were at or

below background values. Ohio EPA has reviewed the applicable information and concurs with this conclusion. Therefore, pursuant to OAC rule 3745-27-10(E)(9)(a), I hereby approve reinstatement of the ground water detection monitoring program for the monitoring well in the ground water quality assessment monitoring program, noted above, and release the owner or operator from the obligation to comply with this assessment monitoring program at the Facility. This approval of reinstatement of the detection monitoring program applies to monitoring well P-10S.

Should future or existing ground water sampling results indicate statistically significant changes in ground water monitoring parameters, the owner or operator will be required to either enter into the ground water quality assessment monitoring program in accordance with OAC rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program pursuant to OAC rule 3745-27-10(D)(7)(c).

This approval shall not be construed to release the owner or operator from the obligation to comply with the requirements of any other ground water quality assessment monitoring program being conducted at the Facility.

You are hereby notified that this action of the Director of Ohio EPA (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 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 St., 17th Floor
Columbus, Ohio 43215

If you have any questions concerning this action, please contact Toni Carmichael, DMWM, SWDO at (937) 285-6090.

Sincerely,



Mike Proffitt, Assistant Chief
Southwest District Office
for Craig W. Butler, Director

cc: Michelle Ackenhausen, DMWM, SWDO