



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

May 28, 2020

Mr. Chris Jaquet  
 Director of Engineering and Landfill Operations  
 Rumpke of Ohio, Inc.  
 3990 Generation Drive  
 Cincinnati, Ohio 45251

Re: Rumpke Waste, Inc. Brown  
 County Landfill  
 Director's Authorization  
 Approval  
 Municipal Solid Waste Landfills  
 Brown County  
 MSWL018788

**Subject: Rumpke Waste, Inc. Brown County Landfill, Brown County  
 Authorization for Temporary Storage for Leachate**

Dear Mr. Jaquet:

On May 22, 2020, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southwest District Office (SWDO) received a request from Chris Jaquet, Director of Engineering and Landfill Operations of Rumpke Waste, Inc. (Rumpke) pursuant to Ohio Administrative Code (OAC) Rule 3745-27-19(K)(4), to temporarily store leachate within the limits of waste placement at Rumpke Waste, Inc. Brown County Landfill (Facility) located in Brown County.

Rumpke notified Ohio EPA that, due to abnormally high rainfall and pending renewal of the Facility's indirect discharge permit, leachate levels in the on-site lagoons are critically high. Rumpke is requesting authorization to temporarily store leachate within the limits of waste placement during those periods of time that the Village of Georgetown Wastewater Treatment Plant (Village of Georgetown WWTP) will not accept their leachate. Rumpke has ongoing relationships with other wastewater treatment facilities; however, they are also experiencing capacity issues. Rumpke anticipates Village of Georgetown WWTP may have capacity issues for extended periods over the next ninety (90) days.

Based upon review of the request and associated information, I hereby authorize Rumpke Waste, Inc. Brown County Landfill in Brown County to temporarily store leachate within the limits of waste placement pursuant to OAC Rule 3745-27-19(K)(4). This authorization is subject to the following conditions.

#### **CONDITIONS**

1. This authorization to temporarily store leachate within the limits of waste placement shall expire ninety (90) days after the effective date of this authorization.
2. This authorization is limited to situations when the Village of Georgetown WWTP requests that Rumpke temporarily cease discharging leachate and leachate levels in the on-site pretreatment ponds are critically high. These situations include, but are not limited to, POTW plant unavailability and POTW plant by-pass due to wet weather.

3. Nothing in this authorization shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations. This authorization shall not be interpreted to release the owner or operator from responsibility under Ohio Revised Code (ORC) Chapters 3704, 3714, 3734, or 6111.; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response, Compensation, and Recovery Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.
4. Issuance of this authorization does not constitute expressed or implied agreement that the operation of the Facility in accordance with this authorization will constitute compliance with applicable state and federal laws, rules and regulations, nor does issuance of this authorization ensure that necessary operating permits or licenses will be granted.

### END OF CONDITIONS

You are hereby notified that this action of the director of Environmental Protection (Director) is final and may be appealed to the Environmental Review Appeals Commission (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, 4<sup>th</sup> Floor  
Columbus, OH 43215

If you have any questions regarding this authorization, please contact Jill Olberding of Ohio EPA, SWDO at (937) 285-6094.

Sincerely,



Laurie A. Stevenson  
Director

ec: Michelle Ackenhausen, Ohio EPA, DMWM, SWDO  
Jeremy Carroll, Ohio EPA, DMWM, CO  
Stephen Dick, Brown County Health Department  
Jean Lakamp, Rumpke of Ohio, Inc.  
Chris Jaquet, Rumpke of Ohio, Inc.