



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

June 10, 2020

RE: USA GENEVA LANDFILL  
 DIRECTORS AUTHORIZATION  
 APPROVAL  
 MUNICIPAL SOLID WASTE LANDFILLS  
 ASHTABULA COUNTY  
 MSWL018758

Mr. Scott Herman, District Engineer  
 USA Waste Geneva Landfill, Inc.  
 4330 Tuttle Road  
 Geneva, Ohio 44041

**TRANSMITTED ELECTRONICALLY**

**Subject: USA Waste Geneva Landfill, Ashtabula County  
 Ohio Administrative Code (OAC) Rule 3745-27-10(C)(7)(g) Approval**

Dear Mr. Herman:

On May 11, 2020, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northeast District Office (NEDO) received a request, titled *Groundwater Quality Statistical Analysis Program- Revision 4* – the submittal contains a Request for Directors Approval - OAC 3745-27-10(C)(7)(g). The document was submitted in accordance with OAC Rule 3745-27-10(C)(7)(g) by Eagon & Associates, on behalf of USA Waste (Owner), and requested to update the background data group representing the background water quality at monitoring well SW-3 (Ammonia), SW-7 (Chloride), MW-8 (Zinc), MW-112 (Ammonia and Lead), SW-112 (Arsenic, Chloride, and Potassium), MW-123 (Arsenic), and SW-123 (Potassium and Sodium) at Geneva Landfill (Facility) located at 4339 Tuttle Road, Geneva, Ohio, Ashtabula County.

Pursuant to OAC Rule 3745-27-10(C)(7)(g), background data can be added only in blocks of data resulting from the analysis of four or more statistically independent samples after the data have been statistically compared to the current background data and no statistical differences are detected, unless another method is deemed acceptable to the director.

Ohio EPA has reviewed the May 11, 2020 document and concurs with the request that the statistically different data be added to the existing background datasets. Ohio EPA's review determined that the owner or operator has provided sufficient evidence to demonstrate that the statistically different data can be added to the existing background datasets and meets the requirements of OAC 3745-27-10(C)(7)(g) in the document. Therefore, Ohio EPA approves this request pursuant to OAC 3745-27-10(C)(7)(g) at Geneva Landfill.

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 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, 4<sup>th</sup> Floor  
Columbus, OH 43215

If you have any questions concerning this letter, please contact Jeffrey Rizzo of Ohio EPA, NEDO at 330-963-1115, or by email at [jeffrey.rizzo@epa.ohio.gov](mailto:jeffrey.rizzo@epa.ohio.gov) .

Sincerely,



Kurt M. Princic  
Chief, Northeast District Office  
for Laurie A. Stevenson  
Director, Ohio EPA

KMP/dy

ec: Eric Adams, Environmental Manager, DMWM, NEDO  
Scott Herman, WM  
Ray Saporito, Ashtabula County Health Department  
Louis Bull, WM  
Kelly Birkas, Eagon & Associates  
Jennifer Carlin, Environmental Specialist 2, DMWM, NEDO