



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

OHIO E.P.A.

MAR 18 2015

ENTERED DIRECTOR'S JOURNAL

MAR 18 2015

Joe Miller, Ray Eyler and Rob Ault
Holmes County Board of Commissioners
2 Court Street, Suite 14
Millersburg, OH 44654

**RE: Holmes County Landfill
Director's Authorization
Approval
Municipal Solid Waste Landfill
Holmes County
MSWL018757**

**Subject: Holmes County Landfill
Ohio Administrative Code (OAC) Rule 3745-27-10(C)(7)(g)**

Dear Sirs:

On January 22, 2015, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northeast District Office (NEDO) received a document titled: "*Response to December 12, 2014, Notice of Violation (NOV) – June 2013 Update of Background Data, Holmes County Landfill,*" dated January 20, 2015, for the Holmes County Landfill (Facility) located in Holmes County. This document was prepared by North Point Engineering Corporation (NPE) and HzW Environmental Consultants (HzW) on behalf of the Holmes County Board of Commissioners (Holmes County).

Pursuant to OAC 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.

Holmes County has proposed to update background datasets as part of the Facility's background data for the following well/parameter combinations:

- Uppermost Aquifer System (UAS) Wells: UZ-1 for ammonia, chloride, and potassium and UZ-2, UZ-8, UZ-9, UZ-10, UZ-11, and UZ-12 for ammonia, chloride, potassium, and sodium;
- Lower Aquifer System Wells: LZ-1R and LZ-2 for ammonia, chloride, potassium, and sodium.

JOE MILLER, RAY EYLER AND ROB AULT
HOLMES COUNTY LANDFILL
PAGE 2 OF 2

Ohio EPA has reviewed the applicable information and concurs with the addition of the above data to existing background data. Therefore, pursuant to OAC Rule 3745-27-10(C)(7)(g), the owner or operator is hereby authorized to incorporate the above data in the Facility's background data.

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
77 South High St., 17th Floor
Columbus, Ohio 43215

If you have any questions concerning this letter, please contact Clarissa Gereby, DMWM, NEDO at (330) 963-1224.

Sincerely,



Kurt Prinic
Chief, Northeast District Office
for Craig W. Butler, Director

KP:CG:cla

cc: Jarnal Singh, Ohio EPA, NEDO, DMWM
Jon Croup, Homes County Health Department