



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

December 14, 2020

Mr. Noah Wayt
Waste Management Inc.
Statewide RDF
12201 Council Drive
North Jackson, Ohio 44451

Re: **Statewide Recycling & Disposal
Director's Authorization
Approval
Municipal Solid Waste Landfills
Stark County
MSWL019989**

**Subject: Statewide Recycling and Disposal Facility, Stark County
Ohio Administrative Code (OAC) Rule 3745-27-10(C)(7)(g) Approval**

Dear Mr. Wayt:

On June 16, 2020, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northeast District Office (NEDO) received a request, titled, *Statistical Analysis Plan for Corrective Measures Monitoring (Revision 8), OAC 3745-27-10(C)(7)(g)-Request for Director's Approval (Request)*, dated June 8, 2020. The Request was prepared by Eagon & Associates, Inc., on behalf of Waste Management, Inc., and proposed to update the background data group representing the background water quality at monitoring wells MW5C-1 (arsenic, barium and vanadium), MW5C-2 (barium), MW5C-3 (arsenic), MW5C-4 (barium), MW5C-6 (cobalt and sodium), MWU-5 (chromium), MWU-12 (ammonia), and MWL-5 (ammonia and sodium) at Statewide Recycling and Disposal Facility, Inc. (Facility) located at, Ohio.

The Facility's Request also included data from MWU-2R (ammonia and barium) and MWL-2 (barium, chloride, potassium, and sodium). These data are not part of this approval and will be addressed in separate correspondence. Ohio EPA recently denied an alternate source demonstration for MWU-2R, which triggered a rate, extent, and concentration evaluation of MWU-2R pursuant to the Facility's corrective measures authorizing documents.

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 Request and concurs that the statistically different data from monitoring wells MW5C-1 (arsenic, barium and vanadium), MW5C-2 (barium), MW5C-3 (arsenic), MW5C-4 (barium), MW5C-6 (cobalt and sodium), MWU-5 (chromium), MWU-12 (ammonia), and MWL-5 (ammonia and sodium) be added to the existing background datasets. Ohio EPA's review determined that the owner or operator has provided sufficient evidence to demonstrate that these statistically different data can be added to the existing background datasets and meets the requirements of OAC Rule 3745-27-10(C)(7)(g) in the document.

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Therefore, Ohio EPA approves a portion of the Request pursuant to OAC Rule 3745-27-10(C)(7)(g) at Statewide Recycling and Disposal Facility, Inc., but excludes the data from MWU-2R (ammonia and barium) and MWL-2 (barium, chloride, potassium, and sodium), which will be addressed in separate correspondence.

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, 4th Floor
Columbus, OH 43215

If you have any questions concerning this letter, please contact Mark Kroenke of Ohio EPA, NEDO at 330-963-1225.

Sincerely,



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

MK/KP/dy

ec: Noah Wayt, Waste Management
Jennifer Kurko, Ohio EPA, DO, NEDO
Eric Adams, Ohio EPA, DMWM, NEDO
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