



March 29, 2024

Ms. Sarah Peck
9330 Eckhart Rd
Germantown, Ohio 45327

**Re: Hollingshead Materials, LLC
Director's Authorization
Approval
Municipal Solid Waste Landfills
Montgomery County
MSWL019384**

**Subject: Hollingshead Materials, LLC, Montgomery County
Explosive Gas Monitoring Plan Approval**

Dear Ms. Peck:

On December 11, 2023, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), received a document titled, *Closed Eckhart Landfill Update of Explosive Gas Monitoring Plan* (Plan). The Plan was submitted by Seneca Engineering, LLC, on behalf of Hollingshead Materials, LLC, and proposed to update the explosive gas monitoring plan for the closed Hollingshead Materials, LLC Landfill, FKA Weidle Sand and Gravel Landfill located at 9330 Eckhart Road, Germantown, Ohio. On January 17, 2024, DMWM received a final version of the Plan dated January 12, 2024.

Pursuant to Ohio Administrative Code (OAC) Rule 3745-27-12(F)(1)(b)(ii), effective July 1, 2021, the facility owner was required to submit a revised explosive gas monitoring plan not later than March 28, 2022.

Ohio EPA has reviewed the January 17, 2024 Plan and has determined that it meets the applicable requirements of OAC Rule 3745-27-12. Therefore, I hereby approve the date Plan and, pursuant to OAC Rule 3745-27-12(F)(1)(e) and 3745-27-12(F)(1)(f), the responsible party shall implement and comply with the Plan.

Issuance of this approval does not constitute express or implied agreement that necessary operating permits or licenses will be granted. Nothing in this letter shall be construed to authorize any waiver from any requirements of applicable state solid waste laws or regulations, including Ohio Revised Code (ORC) Section 3734.041. This authorization shall not be interpreted to release the owner or others from responsibility under ORC Chapters 3704, 3714, 3734, or 6111; under the Federal Clean Water Act, the Resource Conservation and

Recovery Act, the Toxic Substances Control Act, or the Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

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 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, 4th Floor
Columbus, OH 43215

If you have any questions concerning this letter, please contact Yingjia Zhu of Ohio EPA, DMWM at 937.285.6047.

Sincerely,



Anne M. Vogel
Director, Ohio EPA

ec: Andrew Drumm, DMWM
Michael Kautz, Public Health-Dayton and Montgomery County (MKautz@phdmc.org)
Jeremy Carroll, DMWM
Michelle Ackenhausen, DMWM
Jill Olberding, DMWM
Sonja Crooks, Seneca Engineering, LLC. (scrooks@senecarngr.com)