



July 24, 2024

Ron Graham
Health Commissioner
Lake County General Health District
5966 Heisley Rd.
Mentor, Ohio 44060

**Re: Lake County General Health District
Director's Authorization
Approval
Health District Partners
Lake County
HD4300**

**Subject: Placement on the Director's Approved Lists
Solid & Infectious Waste Programs
Construction & Demolition Debris Programs**

Dear Graham:

On February 23, 2024, the Ohio Environmental Protection Agency (Ohio EPA) completed its annual survey of your health district regarding your Solid and Infectious Waste Programs and Construction and Demolition Debris Programs in accordance with Ohio Administrative Code Rule 3745-37-08. The annual survey included the time period between March 17, 2023, and February 23, 2024.

Upon review of the survey findings, I have determined that the Lake County General Health District is in substantial compliance and I hereby place the Lake County General Health District on my approved lists of health districts authorized to administer and enforce the solid and infectious waste and construction and demolition debris laws and rules in accordance with Sections 3734.08 and 3714.09 of the Ohio Revised Code (ORC).

Additionally, you are hereby notified that this action of the 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

Lake County General Health District

Director's Authorization

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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, Ohio 43215

I consider our agencies regulatory partners and appreciate the efforts of your dedicated staff. The role your agency plays is invaluable to the effectiveness of achieving our shared mission of protecting public health and the environment. If at any time Ohio EPA can provide assistance to support these programs, please encourage your staff to contact the Division of Materials and Waste Management.

Enclosed please find a copy of the annual survey evaluation report for your health district, which includes an assessment of administrative and field activities. If you have questions or comments regarding the manner in which our agencies administer these programs, please contact me or Nichole Lemin, Chief of the Division of Materials and Waste Management.

If you have any questions concerning this letter, please contact Jennifer Carlin of Ohio EPA by telephone at 330.963.1133.

Sincerely,



Anne M. Vogel
Director

JC/dy

Enclosure: 2024 Annual Survey Evaluation Report

cc: Brian Dearth, DMWM
Jennifer Carlin, DMWM
Aaron Shear, DMWM
Jeremy Carroll, DMWM

Attachment: Annual Survey Evaluation Report



**Environmental
Protection
Agency**

Annual Survey Evaluation Report
Ohio EPA's Delegation of the Solid & Infectious Waste and
Construction and Demolition Debris Programs to Local Health
Districts

Health District: Lake County General Health District **Survey Period:**

Core ID: 502889

Start Date: 3/17/23

Secondary ID: HD4300

End Date: 2/23/24

HC Email: rgraham@lcghd.org

Ohio EPA Inspector: Jennifer Carlin

Administrative Review

A health district either meets program requirements (Y), does not meet program requirements (N), or requirements are not applicable (N/A). Upon review of health district records and other documentation, Ohio EPA made the following conclusions:

	Solid & Infectious Waste			Construction & Demolition Debris		
	Y	N	N/A	Y	N	N/A
Ohio Administrative Code (OAC) Rule 3745-37-08(C)(1) and (D)(1)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Applications for licenses are on file for each licensed solid waste, infectious waste treatment, or construction and demolition debris (C&DD) facility in the health district.						
OAC Rule 3745-37-08(C)(2) and (D)(2)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Applications are properly completed with all required information						
OAC Rule 3745-37-08(C)(3) and (D)(3)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All known solid waste, infectious waste treatment, and C&DD facilities operating in the health district do hold valid and unexpired licenses.						
OAC Rule 3745-37-08(C)(4)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
No license has been issued for any new solid waste or new infectious waste treatment facility prior to the director's issuance of required permits and approval of detail plans.						
OAC Rule 3745-37-08(C)(5) and (D)(4)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Certification of inspection and compliance has been made to the director within thirty days after issuance of any license						

	Solid & Infectious Waste			Construction & Demolition Debris		
	Y	N	N/A	Y	N	N/A
OAC Rule 3745-37-08(C)(6) and (D)(5) The health district inspects solid waste, infectious waste treatment, and C&DD facilities with sufficient frequency to ensure substantial compliance.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OAC Rule 3745-37-08(C)(7) and (D)(6) The health district maintains a file of information relating to each licensed solid waste, infectious waste treatment, and C&DD facility throughout each facility's operation and applicable closure periods. Each file includes applications for licenses, certification records, inspection records, approved plans, litigation information (except that privileged by the attorney-client relationship), and other pertinent information.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OAC Rule 3745-37-08(C)(8) and (D)(7) The health district undertakes appropriate actions against persons whenever necessary to bring about substantial compliance with Chapters 3734. and 3714. of the Revised Code and rules adopted thereunder.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OAC Rule 3745-37-08(C)(9) and (D)(8) The health district takes immediate action to abate serious hazards to the public health resulting from violations of Chapters 3734. and 3714. of the Revised Code and rules adopted thereunder.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OAC Rule 3745-37-08(C)(10) and (D)(9) The health district complies with applicable facility licensing procedures.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OAC Rule 3745-37-08(C)(11) and (D)(10) The health district seeks legal assistance from appropriate state and local agencies as necessary to carry out its assigned responsibilities.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OAC Rule 3745-37-08(D)(11) Each health district staff person possesses either a registered environmental health specialist or environmental health specialist-in-training certificate, the equivalent educational background required, or two years adequate work experience inspecting waste facilities.				<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OAC Rule 3745-37-08 (D)(12) The health district maintains a file of information relating to each C&DD exemption and license special term/condition. The file includes a copy of each exemption order issued and each license issued that contains special terms and/or conditions, as well as the health district's written justification for each action.				<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Comments**OAC Rule 3745-37-08(C)(8) and (D)(7):**

During the administrative review of records, Ohio EPA determined that Lake County General Health District (LCGHD) properly cited violations for conditions observed during inspections conducted throughout the survey period. The health district promptly investigated and brought about resolution of solid waste or C&DD complaints within its jurisdiction.

Solid waste and C&DD complaints are resolved by conducting inspections and sending notice of violation letters or placing hangtags at the property identifying the violations. Re-inspections are conducted within weeks. If the violations are not resolved in a timely manner, then written board orders are sent or board hearings are scheduled. If board orders or board hearings do not resolve the violations, the complaint is forwarded to the Prosecutor's Office for resolution. During the annual survey period, LCGHD received 102 solid waste and C&DD complaints; all but two cases have been resolved. The health district is actively working to resolve the two remaining cases.

OAC Rule 3745-37-08(C)(9) and (D)(8):

No serious public health hazards resulting from violations of the solid and infectious waste rules or C&DD rules were on the record for this survey period.

Additional Comments:

Facility & Inspection Inventory			
Facility Name	Facility Type & Minimum Inspection #	Inspections Completed	
		Comprehensive	Other
Lake County Solid Waste Facility*	MSW Landfill (4)	11*	0
Lake County Recycling & Disposal Facility	Closed MSW Landifll (4-30 yr PCC) (1)	1	0
Willoughby Pelton Road Landfill	Closed MSW Landifll (4-30 yr PCC) (1)	2	0
Glenn Avenue Landfill	Closed MSW Landifll (4-30 yr PCC) (1)	1	0
City of Eastlake Landfill	Closed MSW Landifll (4-30 yr PCC) (1)	3	0
Tripoint Medical Center	IW Treatment Facility (4)	4	0
Lake Hospital-West	IW Treatment Facility (4)	4	0

Lake County General Health District

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Jack Neff C&DD Processing Facility**	C&DD Processing Facility - SA (4)	3**	0
Blue Spruce Composting	Class III Composting Facility (1)	1	1
Lake Farmpark	Class III Composting Facility (1)	1	1
Berbakos D/K Bently, Inc	Class IV Composting Facility (1)	1	0
McCallister's Landscaping and Supplies	Class IV Composting Facility (1)	1	0
Village of Fairport Harbor	Class IV Composting Facility (1)	1	0
Hallmark Excavating	Class IV Composting Facility (1)	1	0
Perry Township Landfill Yard Waste Facility	Class IV Composting Facility (1)	1	0
Pro Tree Services	Class IV Composting Facility (1)	1	0
DeMita Sand and Gravel	Class IV Composting Facility (1)	1	0
JTO/Heisley Road	Class IV Composting Facility (1)	1	0
North Park CDF Sediment and Materials Recycling Facility	Class IV Composting Facility (1)	1	0
City of Wickliffe Composting Facility (Green Vision)	Class IV Composting Facility (1)	2	1

* The health district conducts monthly comprehensive inspections at Lake County Solid Waste Facility and, when needed, partial inspections to determine compliance with OAC Chapter 3745-27-19.

**Jack Neff C&DD Processing Facility received the facility license on December 31, 2023.

Field Survey

Ohio EPA's field survey evaluation is focused on the health district inspector's familiarity with program rules and policies, the ability to recognize and document violations, and thoroughness of communication with an owner/operator.

Facility Type: MSW Landfill

Facility Name: Lake County Solid Waste Facility

Location: 2039 Blase Nemeth Rd., Painesville, 44077

Inspection Type: Comprehensive

Facility Representative(s): Tim Gourley and James Armstrong

Health District Sanitarian(s): Elizabeth Militante-Advey

Ohio EPA Inspector(s): Jennifer Carlin

Date: 2/16/24

Findings/Recommendations: Elizabeth Militante-Advey demonstrated knowledge of the solid waste regulations and accurately evaluated the landfill for compliance with all applicable laws, rules, and authorizing documents. The health district conducts monthly comprehensive inspections and, when needed, partial inspections to determine compliance with OAC Chapter 3745-27-19. During the inspection, Ms. Militante-Advey used the appropriate checklist and took notes to document observations. She observed the working face, the capped portions of the landfill, and the perimeter slopes. The inspection also included an administrative review of the facility records and verification of a valid facility license. Ms. Militante-Advey noted the following:

- Daily logs, odor complaint logs, and the operating record were complete.
- The current 2024 license was posted by the records room.
- A horizontal collector was installed on the western side of the landfill.
- Leachate sums were in operation.
- No odors were detected along Bacon Road.
- Vegetative cover was observed on all capped portions of the landfill.
- No ponding was observed on the capped portions of the landfill.
- Some litter was present around the perimeter slopes; however, individuals were actively collecting trash at the time of the inspection.

No violations were noted.

Ms. Militante-Advey summarized her findings for Ohio EPA following the inspection. Ohio EPA concurred with her findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter dated March 6, 2024, Ohio EPA determined that the inspector accurately documented the February 16, 2024, inspection.

Facility Type: IW Generator w/ On-site Treatment

Facility Name: Tripoint Medical Center

Location: 7590 Auburn Rd., Concord, 44077

Inspection Type: Comprehensive

Facility Representative(s): Darla Green, Chris Spina, Alja Austin

Health District Sanitarian(s): Elizabeth Militante-Advey

Ohio EPA Inspector(s): Jennifer Carlin

Date: 2/13/2024

Findings/Recommendations: Elizabeth Militante-Advey demonstrated knowledge of the infectious waste regulations and accurately evaluated the autoclave for compliance with all applicable laws, rules, and authorizing documents. The health district conducts facility inspections quarterly to determine compliance with OAC Chapter 3745-27. The inspection included an administrative review of the facility records and observation of facility operations. The hospital will no longer treat infectious waste at the hospital and has contracted with Daniels Health, which is a medical waste disposal service. During the inspection, Ms. Militante-Advey used the appropriate checklist and took notes to document observations. Ms. Militante-

Advey observed the infectious waste treatment facility autoclave, the handling and storage area for infectious waste, and the infectious waste generator registration. Ms. Militante-Advey noted the following:

- The facility management plan was current and complete.
- The autoclave was not operational at the time of the inspection.
- All infectious waste is collected by Daniels twice a week.
- Tripoint has begun the process of decommissioning the autoclave.
- Disposal shipping papers for the waste were organized and complete.
- The infectious waste storage area was appropriately labeled and locked.
- The waste was stored in a non-putrescent manner and the waste containers were properly maintained.

No violations were noted.

Ms. Militante-Advey summarized her findings for Ohio EPA following the inspection. Ohio EPA concurred with her findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter dated March 6, 2024, Ohio EPA determined that the inspector accurately documented the February 13, 2024, inspection.

Facility Type: IW Generator

Facility Name: Lake Hospital-West

Location: 36000 Euclid Avenue, Willoughby, 44094

Inspection Type: Comprehensive

Facility Representative(s): Darla Green and Chris Spina

Health District Sanitarian(s): Elizabeth Militante-Advey

Ohio EPA Inspector(s): Jennifer Carlin

Date: 2/13/24

Findings/Recommendations: Elizabeth Militante-Advey demonstrated knowledge of the infectious waste regulations and accurately evaluated the infectious waste generator for compliance with all applicable laws and rules. The health district conducts facility inspections on a complaint basis to determine compliance with OAC Chapter 3745-27. During the inspection, Ms. Militante-Advey noted the following:

- Infectious waste was stored in a locked room.
- The waste was stored in a non-putrescent manner and the waste containers were properly maintained.
- The hospital maintained receipts from waste pick-up.
- Infectious waste generated was adequately segregated at the point of generation and placed into appropriate sharps containers or a red bag-lined box.
- All infectious waste is collected by Daniels twice a week.
- The facility's current registration (RN: IW6014186) is valid through September 10, 2025.

No violations were noted.

Ms. Militante-Advey summarized her findings for Ohio EPA following the inspection. Ohio EPA concurred with her findings and made no additional recommendations. After receiving and reviewing a copy of the

inspection letter dated March 06, 2024, Ohio EPA determined that the inspector accurately documented the February 13, 2024, inspection.

Facility Type: Composting Facility (IV)

Facility Name: City of Wickliffe (Green Vision)

Location: 1290 East 289th Street, Wickliffe, 44902

Inspection Type: Comprehensive

Facility Representative(s): None

Health District Sanitarian(s): Elizabeth Militante-Advey

Ohio EPA Inspector(s): Jennifer Carlin

Date: 2/5/2024

Findings/Recommendations: Elizabeth Militante-Advey demonstrated knowledge of the solid waste regulations and accurately evaluated the compost facility for compliance with all applicable laws and rules. The health district conducts facility inspections annually to determine compliance with OAC Chapter 3745-560. Ms. Militante-Advey observed the materials placement area. Active composting is taking place at the facility, although no finished compost is on the site. During the inspection Ms. Militante-Advey noted the following:

- Facility records were properly completed.
- No odors, dust, or scattered litter were observed.
- No solid waste was observed in the compost pile.
- No ponding or run-off issues were observed.

No violations were noted.

Ms. Militante-Advey summarized her findings for Ohio EPA following the inspection. Ohio EPA concurred with her findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter dated March 6, 2024, Ohio EPA determined that the inspector accurately documented the February 5, 2024, inspection.

Facility Type: Composting Facility (III)

Facility Name: Lake Farmpark

Location: 8800 Chardon Road, Kirtland, 44094

Inspection Type: Comprehensive

Facility Representative(s): Jason Collette

Health District Sanitarian(s): Elizabeth Militante-Advey

Ohio EPA Inspector(s): Jennifer Carlin

Date: 2/13/2024

Findings/Recommendations: Elizabeth Militante-Advey demonstrated knowledge of the solid waste regulations and accurately evaluated the compost facility for compliance with all applicable laws and rules. The health district conducts facility inspections annually to determine compliance with OAC Chapter 3745-560. During the inspection, Ms. Militante-Advey used the appropriate checklist and took notes to document observations. Ms. Militante-Advey inspected the materials placement area. Active composting was taking place at the facility, although no finished compost was on the site. Ms. Militante-Advey noted the following:

- Facility records were properly completed.
- No solid waste was observed in the compost piles.
- No odors were detected.
- No ponding or run-off issues were observed.

No violations were noted.

Ms. Militante-Advey summarized her findings for Ohio EPA following the inspection. Ohio EPA concurred with her findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter dated March 6, 2024, Ohio EPA determined that the inspector accurately documented the February 13, 2024, inspection.

Facility Type: Closed MSW Landfill

Facility Name: Eastlake City Landfill

Location: 35150 Lakeshore Blvd, Eastlake, 44095

Inspection Type: Comprehensive

Facility Representative(s): None

Health District Sanitarian(s): Elizabeth Militante-Advey

Ohio EPA Inspector(s): Jennifer Carlin

Date: 2/5/2024

Findings/Recommendations: Elizabeth Militante-Advey demonstrated knowledge of the solid waste regulations and accurately evaluated the closed solid waste landfill for compliance with all applicable laws and rules. The health district conducts semiannual inspections to determine compliance with OAC Chapter 3745-27. During the inspection, Ms. Militante-Advey observed the passive explosive gas vents, the integrity of the cap system, and whether any leachate outbreaks were present. Ms. Militante-Advey noted the following:

- No ponding or erosion was noted on the cap.
- No leachate outbreaks were noted on the cap or side slopes.

No violations were noted.

Ms. Militante-Advey summarized her findings for Ohio EPA following the inspection. Ohio EPA concurred with her findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter dated March 20, 2024, Ohio EPA determined that the inspector accurately documented the February 5, 2024, inspection.

Facility Type: C&DD Processing Facility-Stand alone

Facility Name: Jack Neff Sand and Gravel – C&DD Processing Facility

Location: 30155 Euclid Avenue, Wickliffe, 44092

Inspection Type: Comprehensive

Facility Representative(s): Alec Belich

Health District Sanitarian(s): Elizabeth Militante-Advey

Ohio EPA Inspector(s): Jennifer Carlin

Date: 2/21/24

Findings/Recommendations: Elizabeth Militante-Advey demonstrated knowledge of the C&DD processing regulations and accurately evaluated the C&DD processing facility for compliance with all applicable laws, rules, and authorizing documents. The health district conducts facility inspections quarterly to determine

compliance with OAC Chapter 3745-400. Ms. Militante-Advey used the appropriate checklist, asked for clarifications, and took notes to document observations. Ms. Militante-Advey noted the facility has a valid PTI and license and the facility is in compliance with these documents. Ms. Militante-Advey noted the following:

- No dust, odors, vectors, scattered litter, or other nuisances were observed.
- Records, including incoming and outgoing logs, were reviewed and found to be in order and complete.
- Roads were maintained.
- Operations are being confined to the horizontal and vertical limits of their PTI (150 feet by 120 feet by 15 feet high).

No violations were observed.

Ms. Militante-Advey summarized her findings for Ohio EPA following the inspection. Ohio EPA concurred with her findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter dated March 20, 2024, Ohio EPA determined that the inspector accurately documented the February 21, 2024, inspection.

Facility Type: Scrap Tire Site

Facility Name: Zappy's Auto Care Center

Location: 9862 Johnnycake Ridge Road, Concord, 44060

Inspection Type: Comprehensive

Facility Representative(s): Kim Herald

Health District Sanitarian(s): Elizabeth Militante-Advey

Ohio EPA Inspector(s): Jennifer Carlin

Date: 2/13/2024

Findings/Recommendations: Ms. Militante-Advey inspects this facility type on an as-needed or complaint basis to determine compliance with OAC Chapter 3745-580. The inspection included an administrative review of facility records and observation of facility operations. Ms. Militante-Advey noted the following:

- Scrap tires were stored in a locked and covered shed.
- Scrap tires were free of water.
- Scrap tires are picked up by a licensed scrap tire transporter.
- Shipping papers are maintained at the facility.

No violations were noted.

Ms. Militante-Advey utilized Ohio EPA's inspection checklist while conducting the inspection. She summarized her findings of the inspection to Ohio EPA following the inspection. At the time of the inspection, Ohio EPA acknowledged the inspector's findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter dated March 20, 2024, Ohio EPA determined the inspector adequately documented the inspection on February 13, 2024.

Solid and Infectious Waste Programs Summary

The health district conducts all required comprehensive inspections at licensed and registered facilities within its jurisdiction to ensure compliance with the solid and infectious waste regulations. The health district appropriately documents violations with a comprehensive notice of violation letter to the owner/operator detailing any violations, including rule citations and any additional information from the inspection. The

health district requests a response from the facility on actions taken to remedy or prevent the violation from reoccurring and conducts reinspections at facilities if violations are noted to ensure that compliance is achieved. The health district effectively manages solid waste complaints and has procedures in place to escalate enforcement if necessary.

Construction and Demolition Debris Programs Summary

The health district conducts all required comprehensive inspections at licensed facilities within its jurisdiction to ensure compliance with the construction and demolition regulations. The health district issued the permit-to-install and license to Jack Neff Sand and Gravel – C&DD Processing Facility on December 31, 2023.

Post-Survey Conference

On February 23, 2024, I held a post-survey conference at the Lake County General Health District with Chris Loxterman, Environmental Supervisor, and Elizabeth Militante-Advey, inspector, to summarize the annual survey findings. During the post-survey conference, we discussed the health district's compliance with ORC Sections 3734.08 and 3714.09. I informed Mr. Loxertman that, based on my observations during the survey, I would be recommending the health district remain on the director's approved lists.

This Annual Survey Evaluation Report is for internal use to perform a preliminary assessment of approved health districts. It is not to be used as an indication of a health district's overall compliance with OAC Rule 3745-37-08, which is a determination of the director of Ohio EPA. This Report and any accompanying information will be forwarded to the director for consideration and to determine substantial compliance with OAC Rule 3745-37-08.

Jennifer Carlin

June 7, 2024

Signature

Jennifer Carlin
Environmental Specialist
Division of Materials and Waste Management

Date