



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

OCT 02 2015

Commissioner Robert Ault
Holmes County Commissioners
2 Court Street, Suite 14
Millersburg, Ohio 44654

**Re: Holmes County SWMD
Long Term Planning for Reg Entity
Final Approval or Acknowledgement
Solid Waste Management Planning
Holmes County
SWMD138**

Subject: Ohio Revised Code Section 3734.55(C)(1) Holmes County Solid Waste Management District Solid Waste Management Plan Approval

Dear Commissioner Ault:

The Director of the Ohio Environmental Protection Agency (Director) has reviewed and approved the ratified draft solid waste management plan update (Plan) for the Holmes County Solid Waste Management District (District). Director's Final Findings and Orders approving the Plan are enclosed with this letter. Attachment 1 is a summary of the implementation schedule that was derived from the District's Plan.

The District should proceed to implement its approved Plan in accordance with the implementation schedule and timeline contained in the approved Plan and in Attachment 1 to the enclosed Director's Final Findings and Orders. Please be advised that Ohio Revised Code (ORC) Section 3734.55(C)(4) also requires the Policy Committee to "...annually review implementation of the approved plan... and report its findings and recommendations regarding implementation to the board of county commissioners or board of directors of the district."

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 Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
77 South High Street
17th Floor
Columbus, Ohio 43215

cto

Finally, I had the pleasure of getting to work closely with the District throughout the planning process. I truly appreciate the thought and discussions that occurred during Policy Committee meetings. Also, authoring a solid waste plan in-house is no easy task and Mr. Summers is to be commended for his dedication and efforts. I truly believe this Plan is a new beginning for the District and will allow it to look beyond the challenges of the past. I look forward to continuing to build a strong relationship with the District as it continues to move forward.

If you have any questions regarding implementation of the approved Plan, please contact me at (614) 728-5317 or christopher.germain@epa.ohio.gov.

Sincerely,



Christopher Germain, AICP
Planner (Environmental Specialist)
Division of Materials and Waste Management

Enclosures (2): Director's Final Findings and Orders
 Attachment 1 to the Findings and Orders

cc (with enclosures): Brian Summers, Coordinator, Holmes County SWMD
 Jarnal Singh, Environmental Supervisor, DMWM-NEDO

OHIO E.P.A.

OCT -2 2015

BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY

In the matter of:

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|---------------------------------|---|---------------------|
| Holmes County | : | Director's Final |
| Solid Waste Management District | : | Findings and Orders |
| 2 Court Street, Suite 22 | | |
| Millersburg, Ohio 44654 | | |

I. JURISDICTION

These Director's Final Findings and Orders (Orders) are issued to the Holmes County Solid Waste Management District (District), pursuant to the authority vested in the Director of the Ohio Environmental Protection Agency (Ohio EPA) under Ohio Revised Code (ORC) Section 3734.55(C).

II. PARTIES

These Orders shall be binding upon the District.

III. DEFINITIONS

Unless otherwise stated, all terms used in these Orders shall have the same meanings as defined in ORC Chapter 3734 and the rules promulgated thereunder.

IV. FINDINGS

The director of Ohio EPA has determined the following findings:

1. Pursuant to ORC Section 3734.56, the policy committee of a solid waste management district (SWMD) with an approved solid waste management plan that contains a planning period of fifteen or more years is required to submit an amended solid waste management plan that complies with the requirements in Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53 to the director of Ohio EPA on or before the fifth year anniversary of the date the existing solid waste management plan was approved.
2. The District's existing solid waste management plan was approved on July 10, 2009 and covers a planning period of fifteen or more years. The District's draft amended solid waste management plan was due to Ohio EPA on July 10, 2014.

3. On July 10, 2014, Ohio EPA received a draft amended solid waste management plan from the District's Policy Committee.
4. Pursuant to ORC Section 3734.55, the director of Ohio EPA is required to provide the policy committee of a SWMD with a written, nonbinding advisory opinion regarding a draft solid waste management plan and any recommended changes to it that the director considers necessary to effect its approval.
5. On August 22, 2014, Ohio EPA mailed a written, nonbinding advisory opinion concerning the draft amended solid waste management plan received on July 10, 2014 to the District's Policy Committee.
6. Pursuant to ORC Section 3734.55, the policy committee of a SWMD is required to submit a draft solid waste management plan that was ratified in accordance with the criteria established in Division (B) of ORC Section 3734.55 to the director of Ohio EPA to be reviewed for compliance with Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53.
7. On September 2, 2015, Ohio EPA received a ratified, draft, amended solid waste management plan from the District's Policy Committee.
8. The director has determined that the District's ratified, draft, amended solid waste management plan is in compliance with Divisions (A), (B), (D), and (E)(1) of Section 3734.53 of the ORC.

V. ORDERS

1. The District's ratified, draft, amended plan that was received by Ohio EPA on September 2, 2015 is hereby approved.
2. The District shall proceed to implement its approved solid waste management plan in accordance with the strategies, programs, and activities described in the ratified, draft, amended solid waste management plan and contained in the implementation schedule included as Attachment 1 to these Orders.

VI. OTHER APPLICABLE LAWS

All actions required to be taken pursuant to these Orders shall be undertaken in accordance with the requirements of all applicable local, state, and federal laws and regulations.

VII. RESERVATION OF RIGHTS

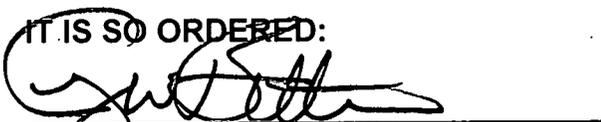
Nothing contained herein shall be construed to prevent Ohio EPA from seeking legal or equitable relief to enforce the terms of these Orders or from taking other administrative, legal, or equitable action as deemed appropriate and necessary, including seeking penalties against the District for noncompliance with these Orders.

Nothing contained herein shall be construed to prevent Ohio EPA from exercising its lawful authority to require the District to perform additional activities pursuant to ORC Chapter 3734 or any other applicable laws in the future. Nothing herein shall restrict the right of the District to raise any administrative, legal, or equitable claim or defense with respect to such further actions which Ohio EPA may seek to require of the District. Nothing in these Orders shall be construed to limit the authority of Ohio EPA to seek relief for violations which may occur.

VIII. EFFECTIVE DATE

The effective date of these Orders is the date these Orders were entered into the Ohio EPA Director's Journal.

IT IS SO ORDERED:



Craig W. Butler, Director
Ohio Environmental Protection Agency

ATTACHMENT 1 TO THE FINDINGS AND ORDERS
Summary of the Implementation Schedule for the

Holmes County Solid Waste Management District

Several sections of the ratified, draft amended solid waste management plan update (Plan) submitted by the Solid Waste Management District or Authority identified above are considered to be part of the implementation schedule required in accordance with Ohio Revised Code Section 3734.53(A)(13). This attachment lists the elements that Ohio EPA understands to constitute the implementation schedule contained in the District's or Authority's Plan. These elements are listed in the table below.

Implementation Schedule for Facilities, Strategies, Programs and Activities

| 1. Elements of the Plan | 2. According to the Plan, when will implementation of this strategy begin and end? | 3. Which Goal will this strategy be used to demonstrate compliance with? |
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| Commercial/Industrial Sector TA and Education | | |
| 9454 Industrial Technical Assistance Brochure on Source Reduction | 2017, Ongoing | Goal 3 |
| 9455 Industrial Technical Assistance on Source Reduction & Recycling | 2016, Ongoing | Goal 3 |
| 9453 Residential/Commercial Technical Assistance on Source Reduction & Recycling | 2016, Ongoing | Goal 3 |
| Curbside Recycling, Non-subscription | | |
| 9441 Killbuck Village | Ongoing | Goal 1, 2 |
| 7398 Millersburg Village | Ongoing | Goal 1, 2 |
| Drop-off Recycling, FS, Rural | | |
| 7399 Berlin Village (Berlin Township) | Ongoing | Goal 1, 2 |
| 7411 Charm Village (Clark Township) | Ongoing | Goal 1, 2 |
| 7406 Clark Village (Mechanic Township) | Ongoing | Goal 1, 2 |
| 7424 Holmes County Recycling Center (Prairie Township) | Ongoing | Goal 1, 2 |
| 7408 Holmesville Village (Prairie Township) | Ongoing | Goal 1, 2 |
| 7405 Killbuck Village (Killbuck Township) | Ongoing | Goal 1, 2 |

| 1. Elements of the Plan | 2. According to the Plan, when will implementation of this strategy begin and end? | 3. Which Goal will this strategy be used to demonstrate compliance with? |
|--|--|--|
| 7413 Lakeville Village (Washington Township) | Ongoing | Goal 1, 2 |
| 7407 Mt. Hope Village (Salt Creek Township) | Ongoing | Goal 1, 2 |
| 7404 Walnut Creek Village (Walnut Creek Township) | Ongoing | Goal 1, 2 |
| 7403 Winesburg Village (Paint Township) | Ongoing | Goal 1, 2 |
| Drop-off Recycling, FS, Urban | | |
| 7401 Millersburg #1 (Hardy Township) | Ongoing | Goal 1, 2 |
| 7402 Millersburg #2 (Hardy Township): Clinton Street Government Office Building | Ongoing | Goal 1, 2 |
| 7414 Millersburg #3 (Hardy Township): Old Jail Government Office Building | Ongoing | Goal 1, 2 |
| Electronics Collection | | |
| 9444 Battle of the Schools Electronic Challenge (at least once during planning period) | 2016 | Goal 2 |
| 9443 Electronics Recycling Program (Information Distribution) | Ongoing | Goal 2 |
| Household Hazardous Waste | | |
| 9448 HHW Program (Information & Education) | Ongoing | Goal 2, 5 |
| Lead-Acid Battery Programs | | |
| 9449 LAB and Used Oil (Information & Education) | Ongoing | Goal 2, 5 |
| Other Programs | | |
| 9446 Adopt-A-Road Program | Ongoing | None |
| 9452 Holmes County Landfill Post-Closure Reporting & Activities | 2012 - 2042 | None |
| Other Residential/Commercial Recycling | | |
| 9451 Agricultural Plastics Recycling Program | 2017, Ongoing | Goal 2 |
| 9450 Appliance Recycling (Information & Education) | Ongoing | Goal 2 |
| 9442 School Paper Recycling Program | Ongoing | Goal 2 |

| 1. Elements of the Plan | 2. According to the Plan, when will implementation of this strategy begin and end? | 3. Which Goal will this strategy be used to demonstrate compliance with? |
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| Residential Sector Education and Awareness |
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| 7436 District Newsletter | 2017, Ongoing | Goal 3, 4 |
| 7433 Drop-Off Advertising Campaign | Ongoing | Goal 3, 4 |
| 7432 Recycling Program Directory | 2016, ongoing | Goal 3, 4 |
| 7439 Residential/Commercial Brochure on Source Reduction | 2017, Ongoing | Goal 3, 4 |
| 7434 School and Community Presentations/Outreach | Ongoing | Goal 3, 4 |
| 9445 Website and Internet Presence | 2016, Ongoing | Goal 3, 4 |

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| Scrap Tire Programs |
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| 9447 Scrap Tire Program (Information & Education) | Ongoing | Goal 2, 5 |
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| Yard Waste Programs |
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| 7440 Yard Waste Program (Information & Education) | Ongoing | Goal 2, 4 |
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