



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director
JAN - 6 2016

ENTERED DIRECTOR'S JOURNAL

JAN 06 2016

Mr. Michael B. Dreisbach, Service Director
City of Oxford
Municipal Building
101 East High Street
Oxford, Ohio 45056-1887

Re: Oxford Landfill
Director's Authorization
Approval
Municipal Solid Waste Landfills
Butler County
MSWL020425

**Subject: City of Oxford Municipal Landfill, Butler County
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) Approval**

Dear Mr. Dreisbach:

On October 30, 2015, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southwest District Office, (SWDO) received a document titled 2015 Second Semiannual Ground Water Results, dated October 29, 2015, for the City of Oxford Municipal Landfill (Facility) located in Butler County. This document was submitted by Eagon and Associates, Inc. on behalf of the city of Oxford, and contains the ground water sampling results and the statistical analysis from the August 19, 2015 ground water sampling event at the Facility and subsequent resampling on September 24 and October 8, 2015.

Analysis of the ground water detection monitoring data included in the document indicates that the following statistically significant change was detected: statistical exceedance of arsenic in monitoring well MW-9.

Pursuant to OAC rule 3745-27-10(D)(7)(c)(ii), the owner or operator may demonstrate that a source other than the sanitary landfill facility caused the contamination, or that the statistically significant change resulted from error in sampling, analysis, or statistical evaluation or natural variation in ground water quality. A report documenting this demonstration must be submitted to and approved by Ohio EPA. If the owner or operator does not obtain approval to continue detection monitoring not later than two hundred ten (210) days from initial sampling, the owner or operator is required to comply with the provisions of OAC rule 3745-27-10(E) for ground water quality assessment monitoring.

As concluded in the October 29, 2015 document, the statistically significant change for arsenic in monitoring well MW-9 is due to natural variability of ground water and not as a result of impact from the landfill. Monitoring well MW-9 was initially sampled on August 19, 2015 and resampled on September 24 and October 8, 2015.

Ohio EPA has reviewed the applicable information and concurs with the demonstration included in the October 29, 2015 document. Therefore, pursuant to OAC rule 3745-27-10(D)(7)(c)(ii), the owner or operator is hereby authorized to continue the detection monitoring program at the Facility for monitoring well MW-9.

Should future or existing ground water sampling results indicate statistically significant changes in ground water monitoring parameters, the owner or operator will be required to either enter into assessment monitoring in accordance with OAC rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program.

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 action, please contact Dylan Dyer, DMWM, SWDO, at (937) 285-6048.

Sincerely,



Bonnie Buthker, Chief
Southwest District Office
for Craig W. Butler, Director

ec: Tracy Buchanan, DMWM, SWDO
John McGinnis, DDAGW, SWDO
Jay Cavender, DDAGW, SWDO
Christopher J. Cobel, Eagon and Associates, Inc.
Dave Treleaven, City of Oxford
Michael B. Dreisbach, City of Oxford