



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

MAR 30 2016

Commissioner Doug Spencer  
Chair, Policy Committee Auglaize  
County SWMD  
Auglaize County Commissioners  
2090 South Blackhoof Street  
Room 201  
Wapakoneta, OH 45895

**Re: Auglaize County SWMD  
Long Term Planning for Reg Entity  
Final Approval or Acknowledgement  
Solid Waste Management Planning  
Auglaize County  
SWMD106**

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

Dear Commissioner Spencer:

The Director of the Ohio Environmental Protection Agency (Director) has reviewed and approved the ratified draft solid waste management plan update (Plan) for the Auglaize 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

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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  
17<sup>th</sup> Floor  
Columbus, Ohio 43215

I have had the honor of working with Scott Cisco over the past year and have truly enjoyed getting to know both and the great work the district performs. Scott joined in the middle of a planning cycle, which is no easy task, and worked diligently to help address some initial comments the agency had on content. With Scott and your consultant's assistance, the final ratified Plan will set the district up for continued success for many years.

If you have any questions regarding implementation of the approved Plan, please contact me at (614) 728-5317 or [christopher.germain@epa.ohio.gov](mailto: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):      Scott Cisco, Coordinator, Auglaize County SWMD  
                                 Michael Reiser, Environmental Supervisor, DMWM-NWDO

OHIO E.P.A.

HAR 30 2016

BEFORE THE

ENTERED DIRECTOR'S JOURNAL  
**OHIO ENVIRONMENTAL PROTECTION AGENCY**

In the matter of:

Auglaize County	:	Director's Final
Solid Waste Management District	:	Findings and Orders
P.O. Box 603, 155502 St. Mary's Road	:	
St. Mary's, Ohio 45885	:	

**I. JURISDICTION**

These Director's Final Findings and Orders (Orders) are issued to the Auglaize County 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 November 16, 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 November 16, 2014.

3. On November 14, 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 December 26, 2014, Ohio EPA mailed a written, nonbinding advisory opinion concerning the draft amended solid waste management plan received on November 14, 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 February 1, 2016, 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 February 1, 2016 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

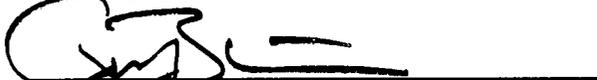
Nothing contained herein shall be construed to prevent Ohio EPA from seeking legal or equitable relief to enforce the terms of these Orders or from taking other administrative, legal, or equitable action as deemed appropriate and necessary, including seeking penalties against the District for noncompliance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

**ATTACHMENT 1 TO THE FINDINGS AND ORDERS**  
**Summary of the Implementation Schedule for the**  
**Auglaize 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?
<b>Commercial/Industrial Sector TA and Education</b>		
381 (AC-18) Commercial & Industrial Surveying Initiative 18.1: Data Collection Improvement	Ongoing	Goal #3, #4
9564 (AC-22) DIY Waste Audit and Waste Reduction Resources	2016-2030	Goal #2, #3, #4
<b>Curbside Recycling, Non-subscription</b>		
358 (AC-1) New Knoxville	Ongoing	Goal #1
359 (AC-1) St. Marys Initiative 1.1: Targeted Improvements (2016-2018)	Ongoing	Goal #1
360 (AC-1) Wapakoneta	Ongoing	Goal #1
<b>Drop-off Recycling, FS, Rural</b>		
363 (AC-2) Cridersville (Tower Park)	Ongoing	Goal #1
9546 (AC-2) Initiative 2.1: New Part-Time Drop-Off	2016-2021	Goal #1
7531 (AC-2) New Bremen (Herman Street)	Ongoing	Goal #1
<b>Drop-off Recycling, FS, Urban</b>		
4190 (AC-2) Auglaize County MRF Drop-Off	Ongoing	Goal #1
9136 (AC-2) St. Marys Township (State Route 364)	Ongoing	Goal #1

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?
<b>Drop-off Recycling, PT, Rural</b>		
362 (AC-2) Buckland Recycling (Old Tile Mill)	Ongoing	Goal #1
364 (AC-2) Minster Recycling (Garfield Street)	Ongoing	Goal #1
9137 (AC-2) Salem (OH 197)	Ongoing	Goal #1
368 (AC-2) Waynesfield (Wayne Street)	Ongoing	Goal #1
<b>Drop-off Recycling, PT, Urban</b>		
9135 (AC-2) St. Marys Volunteer Recycling	Ongoing	Goal #1
367 (AC-2) Wapakoneta (N. Water Street)	Ongoing	Goal #1
<b>Financial Incentives/PAYT</b>		
9561 (AC-17) Curbside and Pay-As-You-Throw Technical Assistance Initiative 17.1: Targeted Curbside Promotion (2016-2020)	Ongoing	Goal #2
<b>Grants/Funding</b>		
7556 (AC-14) Recycling Opportunity Fund Initiative 14.1: Technical Assistance	Ongoing	Goal #6
<b>Household Hazardous Waste</b>		
9552 (AC-4) Initiative 4.1: HHW Year-Round Collection	2016-2025	Goal #5
<b>Household Hazardous Waste Programs</b>		
386 (AC-4) HHW Annual Collection Event	Ongoing	Goal #5
<b>Lead-Acid Battery Programs</b>		
397 (AC-6): Lead Acid and Household Battery Collection	Ongoing	Goal #5
<b>Market Development Programs</b>		
7560 (AC-13) Buy Recycled Campaign Initiative 13.1: Grants	Ongoing	Goal #7
<b>MRFs</b>		
370 (AC-19) Auglaize County Materials Recovery Facility Initiative 19.1: MRF Evaluation (separate entry) Initiative 19.2: Evaluate Recycling Decreases	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?
9547 (AC-19) Initiative 19.1 MRF Expansion Evaluation	2016-2018	Goal #2
9565 (AC-21) Solid Waste Management Infrastructure Improvements	2016 - 2018	Goal #2
<b>Other Programs</b>		
9563 (AC-20) General Plan Implementation	Ongoing	None
<b>Other Residential/Commercial Recycling</b>		
7555 (AC-10) School Recycling Collection Initiative 10.1: End of Year Recycling Initiative 10.2: School Waste Diversion Plans (one every 3 years)	Ongoing	Goal #2
361 (AC-11) Special collection routes - Government Office Recycling Initiative 11.1: Education Brochures (2016-2030)	Ongoing	Goal #2
9557 (AC-12) Multifamily Housing Recycling Program Initiative 12.1: Grants (2016-2020) Initiative 12.2: Containers and Collection (2016-2020)	2016-2030	Goal #2
9560 (AC-15) Volunteer Recycling Assistance Group Grants	Ongoing	None
9553 (AC-7) Used Oil Collection	Ongoing	Goals #2, #5
400 (AC-8) Annual Appliance Collection Event	Ongoing	Goal #2
7553 (AC-9) Special Events Recycling	Ongoing	Goal #2
<b>Residential Sector Education &amp; Awareness Programs</b>		
372 (AC-16) Education and Outreach Program Initiative 16.1: Promoting Presentations Initiative 16.2: Website Domain (2016-2018) Initiative 16.3: Quarterly Newspaper Articles	Ongoing	Goal #3, Goal #4
<b>Scrap Tire Programs</b>		
385 (AC-5) Scrap Tire Annual Collection and biannual Amnesty Event	Ongoing	Goal #5
<b>Yard Waste Programs</b>		
9551 (AC-3) Initiative 3.1: Targeted Assistance to Communities	2016-2020	Goal #2, #5
9550 (AC-3) Yard Waste Program: Composting Facilities (5)	Ongoing	Goal #2, #5

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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394 (AC-3) Yard Waste Program: Land Application

Ongoing

Goal #2, #5