



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

MAY 10, 2017

Ashland County Commissioners
Ashland County Courthouse
110 Cottage Street
Ashland, Ohio 44805

Re: Ashland County Landfill
Director's Authorization
Approval
Municipal Solid Waste Landfills
Ashland County
MSWL019358

Ohio EPA MAY 10 '17
Entered Directors Journal

**Subject: Ashland County Closed Landfill, Ashland County
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(2) and OAC Rule
3745-27-10(E)(4) Approvals**

Dear County Commissioners:

On March 29, 2017, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northwest District Office (NWDO) received a request, dated March 28, 2017, titled "OAC 3745-27-10(D)(2)(b) Request to Remove 1,2-Dibromomethane and 1,2-Dibromo-3-chloropropane from the OAC 3745-27-10 Parameter List". The document was submitted in accordance with OAC Rule 3745-27-10(D)(2) and OAC Rule 3745-27-10(E)(4) by Mannik & Smith Group, on behalf of the Ashland County Commissioners, and requested to remove 1,2-Dibromo-3-chloropropane (DBCP) and 1,2-Dibromoethane (EDB) from the list of Appendix I ground water monitoring parameters to be analyzed in monitoring wells at the Ashland County Closed Landfill (Facility) located on County Road 1754, Ashland, Ohio.

Pursuant to OAC Rule 3745-27-10(D)(2), the owner or operator of a sanitary landfill facility may propose in writing to delete any of the Appendix I parameters monitored to meet the requirements of paragraphs (D)(5) to (D)(7) of OAC Rule 3745-27-10. The Director of Environmental Protection may approve an alternative list of monitoring parameters if the removed parameters are not reasonably expected to be in or derived from the waste contained or deposited in the sanitary landfill facility. Upon approval, the owner or operator may use the alternative list.

Pursuant to OAC Rule 3745-27-10(E)(4)(g), after sampling in accordance with paragraph (E)(4)(a) of this rule, the owner or operator may delete 1,2- Dibromoethane (EDB) and 1,2-Dibromo-3-chloropropane (DBCP) from the constituents used to meet paragraph (E) of this rule upon demonstration that there has never been a confirmed detection of EDB or DBCP in the ground water at the sanitary landfill facility.

I have reviewed the applicable information and approve the alternative list removing DBCP and EDB from further ground water monitoring at the Facility. The Facility shall continue monitoring all wells in the monitoring system for the remaining parameters listed in Appendix I in accordance with OAC Rule 3745-27-10, unless otherwise authorized by Ohio EPA.

You are hereby notified that this action of the 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
30 East Broad Street, 4th Floor
Columbus, Ohio 43215**

If you have any questions concerning this letter, please contact Susan Hardy of Ohio EPA-NWDO at (419) 373-3043.

Sincerely,



Shannon Nabors
Chief, Northwest District Office
for Craig W. Butler
Director, Ohio EPA

/wla

ec: Mike Reiser, DMWM-NWDO
Scott Hester, DMWM-CO
Pat Donaldson, Ashland County Health Department
Ken Brock, DDAGW-NWDO