



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

AUGUST 2, 2017

Joe Tatarek
Apex Sanitary Landfill
P.O. Box 157
Amsterdam, Ohio 43903

Re: Apex Environmental Landfill
Director's Authorization
Approval
Municipal Solid Waste Landfills
Jefferson County
MSWL018772

Ohio EPA AUG 2 '17
Entered Directors Journal

**Subject: Apex Sanitary Landfill, Jefferson County
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(2) Approval**

Dear Mr. Tatarek:

On May 24, 2017, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southeast District Office (SEDO) received a request titled *Groundwater Detection Monitoring Plan – Revised May 2017*. The document was prepared in accordance with OAC Rule 3745-27-10(D)(2) by Civil and Environmental Consultants, Inc., on behalf of Apex Environmental, LLC 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 Apex Sanitary Landfill (Facility) located at 11 County Road 78, Amsterdam, 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.

I have reviewed the applicable information and approve the alternative list removing DBCP and EDB from further detection 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 Sara Anderson of Ohio EPA, SEDO at (740) 380-5219.

Sincerely,



Holly Tucker
Chief, Southeast District Office
for Craig W. Butler
Director, Ohio EPA

CB/HT/SA/mr

ec: Joe Tatarek, Apex Environmental, LLC
Carla Gampolo, Jefferson County General Health District
Rich Fox, DMWM, SEDO
Scott Hester, DMWM, CO
Joe Laughery, DDAGW, SEDO