



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

SEPTEMBER 21, 2017

Mr. Scott Herman
Cuyahoga Landfill, Inc.
6640 Cochran Road
Solon, Ohio 44139

Re: **Cuyahoga Landfill, Inc.
Director's Authorization
Approval
Municipal Solid Waste Landfills
Cuyahoga County
MSWL020118**

Ohio EPA SEP 21 '17
Entered Directors Journal

**Subject: Cuyahoga Regional Sanitary Landfill, Inc., Cuyahoga County
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(2) and
3745-27-10(E)(4) Approval**

Dear Mr. Herman:

On March 24, 2017, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northeast District Office (NEDO) received a request, dated March 23, 2017, titled "Request for Director's Approval to Delete EDB and DBCP, OAC 3745-27-10(D)(2)(b) and (E)(4)(g) Demonstration." The document was submitted in accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(2) and (E)(4) by Eagon Associates, Inc., on behalf of Cuyahoga Landfill, Inc., and requested to remove 1,2-dibromo-3-chloropropane (DBCP) and 1,2-dibromoethane (EDB) from the list of Appendix I and Appendix II ground water monitoring parameters to be analyzed in monitoring wells at Cuyahoga Landfill, Inc. (Facility), located at 6640 Cochran Road, Solon, 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), upon written request of the owner or operator, the director may delete any of the monitoring parameters contained in Appendix II of OAC Rule 3745-27-10 for a sanitary landfill facility if the owner or operator can show that the deleted constituents are not reasonably expected to be in or derived from the waste contained in the sanitary landfill.

I have reviewed the applicable information and approve removing DBCP and EDB from further detection and assessment 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 and Appendix II 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 Bill Lutz of Ohio EPA, NEDO at (330) 963-1245.

Sincerely,



Kurt M. Princic
Chief, Northeast District Office
for Craig W. Butler
Director, Ohio EPA

KMP:BL:cla

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