



OCTOBER 27, 2017

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

Mr. Edward Walker  
Supervisor  
Wastewater Treatment Division  
966 Towler Road  
Xenia, Ohio 45385

Re: Xenia Municipal Landfill  
Non-Permit Related Exemption  
Approval  
Municipal Solid Waste Landfills  
Greene County  
MSWL019868

Ohio EPA OCT 27 '17  
Entered Directors Journal

**Subject: Xenia Municipal Landfill, Greene County  
Exemption from the Requirements of Ohio Administrative Code (OAC)  
Rule 3745-27-10(F)(2)(e)(ii)**

Dear Mr. Walker:

On September 8, 2017, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southwest District Office (SWDO) received a request, dated September 8, 2017, titled "Exemption Request Pursuant to OAC Rule 3745-27-03 for Director's Approval to Delete EDB and DBCP from the Ground Water Monitoring Programs." The document was submitted in accordance with OAC Rule 3745-27-03(B) by Amec Foster Wheeler Environment & Infrastructure, Inc. on behalf of the City of Xenia (City), owner of Xenia Municipal Landfill (Facility). The document requested an exemption from the requirements of OAC Rule 3745-27-10(F)(2)(e)(ii), in accordance with OAC Rule 3745-27-03(B).

OAC Rule 3745-27-10(F)(2)(e)(ii) requires sampling for the parameters numbered 1-66 of Appendix I of this rule which were determined not to have been released to ground water. The City requested to delete 1,2-dibromo-3-chloropropane (DBCP) and 1,2-dibromoethane (EDB) from the corrective measures monitoring parameter list for the Facility.

Sampling results for DBCP and EDB included in the exemption request support the removal of DBCP and EDB from the corrective measures monitoring parameter list. Based on the submitted data, the Facility has never had a detection of DBCP or EDB and the parameters are not reasonably expected to be in or derived from the waste contained or deposited in the Facility.

Ohio EPA has reviewed the exemption request and has determined that granting the City an exemption from the requirements of OAC Rule 3745-27-10(F)(2)(e)(ii) is unlikely to adversely affect public health or safety or the environment. Therefore, pursuant to ORC Section 3734.02(G) and OAC Rule 3745-27-03(B), the City is hereby granted an exemption from the requirements in OAC Rule 3745-27-10(F)(2)(e)(ii) only as it relates to determining the presence of DBCP or EDB in ground water above background levels.

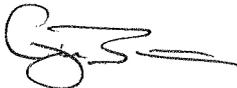
The City shall continue monitoring all the wells in corrective measures monitoring for parameters 1-27 and parameters 30-66 listed in Appendix I in accordance with OAC Rule 3745-27-10, unless otherwise authorized by Ohio EPA. This exemption shall remain in effect unless otherwise revoked.

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

If you have any questions concerning this letter, please contact Dylan Dyer of Ohio EPA, SWDO at (937) 285-6048.

Sincerely,



Craig W. Butler  
Director, Ohio EPA

ec: Tracy Buchanan, DMWM, SWDO  
Scott Hester, DMWM, CO  
John McGinnis, DDAGW, SWDO  
Jeff Webb, Greene County Public Health