



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

MAY 30, 2018

Jerry Kinsella, Geologist  
Rumpke Waste, Inc.  
10795 Hughes Road  
Cincinnati, Ohio 45251

Re: Rumpke Waste Inc. Scioto  
County Landfill  
Non-Permit Related Exemption  
Approval  
Municipal Solid Waste Landfills  
Scioto County  
MSWL019388

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

Dear Mr. Kinsella:

Ohio EPA MAY 30 '18  
Entered Directors Journal

On February 12, 2018, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southeast District Office (SEDO) received a request, dated February 12, 2018, titled "OAC 3745-27-10(D)(2)(b) Demonstration". On April 18, 2018, Ohio EPA received supplemental correspondence regarding this demonstration via electronic mail. The documents were submitted by Rumpke Waste, Inc. for the Scioto County Landfill (Facility) located at 811 Arion Road, McDermott, Ohio. The documents 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 parameters numbered 1-66 of Appendix I of this rule that were determined not to have been released to ground water. Rumpke Waste, Inc. 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 validated 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 Rumpke Waste, Inc. 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 Ohio Revised Code (ORC) Section 3734.02(G) and OAC Rule 3745-27-03(B), Rumpke Waste, Inc. 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. Rumpke Waste, Inc. 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 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, 4<sup>th</sup> 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,



Craig W. Butler  
Director, Ohio EPA

ec: Jerry Kinsella, Rumpke Waste, Inc.  
Dave Murphy, Rumpke Waste, Inc.  
JT Westerfield, Rumpke Waste, Inc.  
Bruce Downard, Rumpke Waste, Inc.  
Rich Fox, DMWM, SEDO  
Scott Hester, DMWM, CO  
Steve Lowry, DDAGW, SEDO