



Mike DeWine, Governor  
Jon Husted, Lt. Governor  
Laurie A. Stevenson, Director

JANUARY 16, 2019

Ms. Dawn Wright  
Environmental Manager  
Lorain County II Landfill, LLC  
43502 Oberlin-Elyria Road  
Oberlin, OH 44074

**Re: Lorain County II Landfill  
Non-Permit Related Exemption  
Approval  
Municipal Solid Waste Landfills  
Lorain County  
MSWL018801**

**Subject: Lorain County II Landfill, Lorain County  
Exemption Request to Delete EDB and DBCP from the Corrective  
Measures Monitoring Program**

Dear Ms. Wright:

Ohio EPA JAN 16 '19  
Entered Directors Journal

On October 23, 2018, the Ohio Environmental Protection Agency (Ohio EPA), Northeast District Office (NEDO), Division of Materials and Waste Management (DMWM) received a request, dated October 23, 2018, titled, "Exemption Request to Delete EDB and DBCP from the Corrective Measures Monitoring Program, Lorain II Landfill, Lorain County, Ohio." The request was submitted by Eagon & Associates, Inc. (Eagon) on behalf of Lorain County II Landfill, LLC (Lorain). The document was submitted in accordance with Ohio Administrative Code (OAC) Rule 3745-27-03(B). 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. Lorain requested to delete 1,2-dibromo-3-chloropropane (DBCP) and 1,2-dibromoethane (EDB) from the corrective measures monitoring parameter list for the landfill.

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, Lorain has never had a verified 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 landfill.

Ohio EPA has reviewed the exemption request and has determined that granting Lorain 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

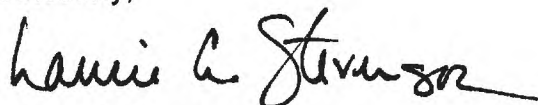
Revised Code (ORC) Section 3734.02(G) and OAC Rule 3745-27-03(B), Lorain is hereby granted an exemption from the requirements in OAC Rule 3745-27-10(F)(2)(e)(ii) only as it relates to determining the presence of DBCP or EDB in ground water above background levels. Lorain shall continue monitoring all 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 of Environmental Protection (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 Mark Kroenke of Ohio EPA, NEDO at (330) 963-1225.

Sincerely,



Laurie A. Stevenson  
Director, Ohio EPA

CWB:MK

ec: Eric Adams, Ohio EPA, NEDO, DMWM  
Katharina Snyder, Ohio EPA, NEDO, DMWM  
Jeremy Carroll, Ohio EPA, Central Office, DMWM  
Tom Blackford, Lorain Co. Health Dept.  
Juston Carpenter, Lorain Co. Health Dept.