



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

April 26, 2021

Craig Slater  
Conesville Industrial Park, LLC  
500 Seneca St., Suite 504  
Buffalo, NY 14204

Re: Conesville SR83 RSW LDF  
Director's Authorization  
Approval  
Residual Solid Waste Landfills  
Coshocton County  
RSWL018811

**Subject: Conesville SR83 RSW LDF, Coshocton County  
Ohio Administrative Code (OAC) Rule 3745-30-08(D)(9)(b) Approval**

Dear Mr. Slater:

On April 1, 2021, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southeast District Office received a document titled "Alternate Source Demonstration for the 2nd 2019, 1st 2020 and 2nd 2020 Semi-annual Groundwater Statistical Exceedances", dated April 1, 2021. The Request was submitted by Civil & Environmental Consultants, on behalf of Conesville Industrial Park, LLC, regarding the ground water sampling results and the statistical analyses from the October 2019, May 2020, and November 2020 sampling events at Conesville SR83 RSW LDF located at the intersection of County Road 275 and State Route 83, Conesville, Ohio.

Pursuant to OAC Rule 3745-30-08(D)(9)(b), when the owner or operator demonstrates that the statistically significant increase is an error in statistical procedure or from natural variation in ground water quality, a report documenting this demonstration shall be submitted as an addendum to the results and data required in paragraph (C)(8) of this rule for approval by the director or his authorized representative. The owner or operator shall comply with paragraphs (D)(8) to (D)(12) of this rule until the demonstration report is approved.

The Request provided evidence to indicate that the statistically significant changes for calcium, chloride, and sulfate at monitoring wells C-13 and S-17 were due to natural variation in ground water quality, and not as a result of impact from the landfill. Ohio EPA has reviewed the applicable information and concurs with the demonstration included in the Request. Therefore, pursuant to OAC Rule 3745-30-08(D)(9)(b), the owner or operator is hereby authorized to continue the detection monitoring at well C-13 and S-17.

Should future or existing ground water sampling results indicate statistically significant changes over background in detection monitoring parameters, the owner or operator shall proceed in accordance with OAC Rule 3745-30-08(D)(9) in order to remain in the detection monitoring program or otherwise comply with the provisions of OAC Rule 3745-30-08(E).

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 Benjamin Reed, DMWM, SEDO at [benjamin.reed@epa.ohio.gov](mailto:benjamin.reed@epa.ohio.gov).

Sincerely,



Harry Kallipolitis  
Chief, Southeast District Office  
for Laurie A. Stevenson  
Director, Ohio EPA

LS/HK/BR/mr

ec: Joe Goicochea, DMWM, SEDO  
Erika Jackson, DMWM, SEDO  
Coshocton County Health Department