



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

June 2, 2021

Mr. Noah Wayt
Waste Management Inc.
Statewide RDF
12201 Council Drive
North Jackson, Ohio 44451

**Re: Statewide Recycling & Disposal
Director's Authorization
Approval
Municipal Solid Waste Landfills
Stark County
MSWL019989**

**Subject: Statewide Recycling & Disposal Facility, Stark County
Ohio Administrative Code (OAC) Rule 3745-27-10(E)(7)(k)(ii) Approval**

Dear Mr. Wayt:

On December 17, 2020, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northeast District Office (NEDO) received a document titled, "*Statistical Analysis of the 2020 Second Semiannual Compliance Monitoring Results and Semiannual Determination of Rate and Extent, Statewide Recycling and Disposal Facility*," dated December 16, 2020, for the Statewide Recycling and Disposal Facility (Facility) located in Stark County.

The document was submitted by Eagon & Associates, Inc. on behalf of Waste Management, Inc. (Owner) and contained an alternate source demonstration pursuant to Ohio Administrative Code (OAC) Rule 3745-27-10(E)(7)(k)(ii) with a request that the director approve continuation of uppermost aquifer system (UAS) wells MWU-1 and MWU-16 in the compliance monitoring program. Statistically significant increases (SSIs) were declared for potassium and ammonia in UAS monitoring wells MWU-1 and MWU-16, respectively, during the October 2020 ground water sampling event at the Facility.

Pursuant to OAC Rule 3745-27-10(E)(7)(k)(ii), the owner or operator may demonstrate that a source other than the sanitary landfill facility caused the contamination, or that an SSI resulted from error in sampling, analysis, or statistical evaluation, or from natural variation in ground water quality.

Ohio EPA has reviewed the December 16, 2020 document and has determined that the Owner has provided sufficient evidence to demonstrate that the SSIs for potassium and ammonia at monitoring wells MWU-1 and MWU-16, respectively, were from natural variation in ground water quality, not caused by a release from the sanitary landfill facility, and to meet the requirements of OAC 3745-27-10(E)(7)(k)(ii). Therefore, Ohio EPA approves the Owner's request pursuant to OAC 3745-27-10(E)(7)(k)(ii) to continue the compliance monitoring program at monitoring wells MWU-1 and MWU-16 at the Facility.

You are hereby notified that this action of the Director of Ohio EPA (Director) is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. 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 action, please contact Mark Kroenke, DMWM, NEDO at (330) 963-1225.

Sincerely,



Laurie A. Stevenson
Director

LAS/MAK/dy

ec: Noah Wayt, Waste Management
Eric Adams, Ohio EPA, DMWM, NEDO
Jarnal Singh, Ohio EPA, DMWM, NEDO
Colum McKenna, Ohio EPA, DMWM, NEDO
Scott Sutliff, Ohio EPA, DMWM, CO
Phil Revlock, Stark County Health Department