



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

September 24, 2021

Robert Vanzant, DVM
Health Commissioner
Fayette County Public Health
317 S. Fayette Street
Washington CH, Ohio 43160

Re: Fayette County Public Health
Director's Authorization
Approval
Health District Partners
Fayette
HD2400

**Subject: Placement on the director's approved lists
Solid & Infectious Waste Programs
C&DD Program**

Dear Dr. Vanzant:

On July 27, 2021, the Ohio Environmental Protection Agency (Ohio EPA) completed its annual survey of your health district regarding your Solid and Infectious Waste Programs and Construction and Demolition Debris Program in accordance with Ohio Administrative Code (OAC) Rule 3745-37-08. The annual survey included the time period between March 6, 2020 and July 27, 2021.

Upon review of the survey findings, I have determined that Fayette County Public Health is in substantial compliance and I hereby place Fayette County Public Health on my approved lists of health districts authorized to administer and enforce the solid and infectious waste and construction and demolition debris laws and rules in accordance with Sections 3734.08 and 3714.09 of the Ohio Revised Code.

Additionally, 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, 4th floor
Columbus, Ohio 43215

I consider our agencies regulatory partners and appreciate the efforts of your dedicated staff. I recognize the extraordinary role your agency has played in addressing the COVID-19 pandemic, and the challenge this incredible response may have had on health district staffing and implementation of your Solid and Infectious Waste and Construction and Demolition Debris programs. If at any time Ohio EPA can provide assistance to support these programs, please encourage your staff to contact Ohio EPA's Central District Office.

Enclosed please find a copy of the annual survey evaluation report for your health district, which includes an assessment of administrative activities. If you have questions or comments regarding the manner in which our agencies administer these programs, please contact me or Vlad Cica, Chief of the Division of Materials and Waste Management.

If you have any questions concerning this letter, please contact Phil Farnlacher of Ohio EPA's Central District Office by telephone at (614) 728-3890.

Sincerely,



Laurie A. Stevenson
Director

Enclosure: 2021 Annual Survey Evaluation Report

cc: Brian Dearth, DMWM-CO
Ralph McGinnis, DMWM-CO

Annual Survey Evaluation Report

Ohio EPA's Delegation of the Solid & Infectious Waste and Construction & Demolition Debris
Programs to Local Health Districts

<p>Health District: Fayette County Public Health</p> <p>Core ID: 432257</p> <p>Secondary ID: HD2400</p>	<p>Survey Period:</p> <p>Start Date: 3/6/2020 End Date: 7/27/2021</p> <p>Ohio EPA Inspector: Phil Farnlacher, Jessica Hirashima</p>
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Administrative Review

A health district either meets program requirements (Y), does not meet program requirements (N), or requirements are not applicable (N/A). Upon review of health district records and other documentation, Ohio EPA made the following conclusions:

	Solid & Infectious Waste (ORC 3734)			Construction & Demolition Debris (ORC 3714)		
	Y	N	N/A	Y	N	N/A
OAC Rule 3745-37-08(C)(1) and (D)(1)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Applications for licenses are on file for each licensed solid waste, infectious waste treatment, or C&DD facility in the health district.						
OAC Rule 3745-37-08(C)(2) and (D)(2)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Applications are properly completed with all required information.						
OAC Rule 3745-37-08(C)(3) and (D)(3)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
All known solid waste, infectious waste treatment, and C&DD facilities operating in the health district do hold valid and unexpired licenses.						
OAC Rule 3745-37-08(C)(4)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
No license has been issued for any new solid waste or new infectious waste treatment facility prior to the director's issuance of required permits and approval of required detail plans.						
OAC Rule 3745-37-08(C)(5) and (D)(4)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Certification of inspection and compliance has been made to the director within thirty days after issuance of any license.						
OAC Rule 3745-37-08(C)(6) and (D)(5)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
The health district inspects solid waste, infectious waste treatment, and C&DD facilities with sufficient frequency to ensure substantial compliance.						

	Solid & Infectious Waste (ORC 3734)			Construction & Demolition Debris (ORC 3714)		
	Y	N	N/A	Y	N	N/A
OAC Rule 3745-37-08(C)(7) and (D)(6)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
The health district maintains a file of information relating to each licensed solid waste, infectious waste treatment, and C&DD facility throughout each facility's operation and applicable closure periods. Each file includes applications for licenses, certification records, inspection records, approved plans, litigation information (except that privileged by the attorney-client relationship), and other pertinent information.						
OAC Rule 3745-37-08(C)(8) and (D)(7)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
The health district undertakes appropriate actions against persons whenever necessary to bring about substantial compliance with Chapters 3734. and 3714. of the Revised Code and rules adopted thereunder.						
OAC Rule 3745-37-08(C)(9) and (D)(8)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
The health district takes immediate action to abate serious hazards to the public health resulting from violations of Chapters 3734. and 3714. of the Revised Code and rules adopted thereunder.						
OAC Rule 3745-37-08(C)(10) and (D)(9)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
The health district complies with applicable facility license transfer procedures.						
OAC Rule 3745-37-08(C)(11) and (D)(10)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
The health district seeks legal assistance from appropriate state and local agencies as necessary to carry out its assigned responsibilities.						
OAC Rule 3745-37-08(D)(11)				<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Each health district staff person possesses either a registered sanitarian/sanitarian-in-training certificate, the equivalent educational background required, or two years adequate work experience inspecting waste facilities.						
OAC Rule 3745-37-08(D)(12)				<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
The health district maintains a file of information relating to each exemption and license special term/condition. The file includes a copy of each exemption order issued and each license issued that contains special terms and/or conditions, as well as the health district's written justification for each action.						

Comments:

OAC Rule 3745-37-08(C)(8) and (D)(7): During the annual survey period, the health district received 24 complaints regarding solid or infectious waste or construction and demolition debris disposal. Of these 24 complaints, 20 have been resolved and 4 of them are still active and working towards resolution.

OAC Rule 3745-37-08(C)(9) and (D)(8): No serious public health hazards resulting from violations of the solid and infectious waste rules or the construction and demolition rules were on record for the survey year.

Facility & Inspection Inventory From: 3/6/2020 To: 7/27/2021			
Facility Name	Facility Type & Minimum Inspection #	Comprehensive Inspections Completed	“Other” Inspections Completed
Fayette County Transfer	MSW Transfer Facility (4)	6	1
Fayette County Scrap Tire	Scrap Tire Facility (4)	6	0
Fayette County LF #3	Closed MSW Landfill (4-30 yrs pcc) (1)	3	0
Fayette County C&DD	C&DD Landfill (4)	6	0
Fayette County Compost	Composting Facility (Class IV) (1)	6	0
Washington CH Compost	Composting Facility (Class IV) (1)	2	0

Field Survey

Ohio EPA’s field survey evaluation is focused on the health district inspector’s familiarity with program rules and policies, the ability to recognize and document violations, and thoroughness of communication with an owner/operator.

Facility Type: MSW Transfer Facility

Facility Name: Fayette County Transfer Facility

Location: 1580 Robinson Road, Washington CH

Inspection Type: Comprehensive

Facility Representative(s): Danny Springer

Health District Sanitarian(s): Brian King

Ohio EPA Inspector(s): Phil Farnlacher, Jessica Hirashima

Date: 7/27/2021

Findings/Recommendations: Mr. King demonstrated adequate knowledge of the solid waste transfer facility regulations. He used the appropriate checklists and took notes to document observations. Mr. King made the following observations during the inspection:

- The daily logs, self-inspection checklists, and contingency plan were complete.
- No leachate collection issues or blowing litter was found. The facility installed a 4-foot high chain link fence on the east side of the facility to help contain litter. It appears that this is helping to keep litter from blowing away from the facility and across the field to the east.

No violations were found during the inspection.

Mr. King was asked to summarize his findings to Ohio EPA. At the time of the inspection, Ohio EPA acknowledged the inspector's findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter, dated July 28, 2021, Ohio EPA determined that the inspector adequately documented the July 27, 2021 inspection.

Facility Type: Scrap Tire Sites/Facilities
Facility Name: Fayette County Tire Collection
Location: 1580 Robinson Road, Washington CH
Inspection Type: Comprehensive
Facility Representative(s): Danny Springer
Health District Sanitarian(s): Brian King
Ohio EPA Inspector(s): Phil Farnlacher, Jessica Hirashima
Date: 7/27/2021

Findings/Recommendations: Mr. King demonstrated adequate knowledge of the scrap tire collection facility regulations. He used the appropriate checklists and took notes to document observations. Mr. King made the following observations during the inspection:

- Fayette County uses a semi trailer to store scrap tires until they are removed for disposal by Sundown Tires, a registered scrap tire transporter.
- The semi-trailer did not contain very many scrap tires at the time of inspection and the scrap tires present had been placed in the front part of the semi-trailer.

No violations were found during the inspection.

Mr. King was asked to summarize his findings to Ohio EPA. At the time of the inspection, Ohio EPA acknowledged the inspector's findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter, dated July 28, 2021, Ohio EPA determined that the inspector adequately documented the July 27, 2021 inspection.

Facility Type: C&DD Landfill
Facility Name: Fayette County C&D Landfill
Location: 1580 Robinson Road
Inspection Type: Comprehensive
Facility Representative(s): Danny Springer
Health District Sanitarian(s): Brian King
Ohio EPA Inspector(s): Phil Farnlacher, Jessica Hirashima
Date: 7/27/2021

Findings/Recommendations: Mr. King demonstrated adequate knowledge of the construction and demolition debris facility regulations. He used the appropriate checklists and took notes to document observations. Mr. King made the following observations during the inspection:

- The daily logs for the facility were reviewed and no deficiencies were found.
- The facility had an appropriately marked unloading zone and no solid waste items were found in the working face of the landfill. There were a few plastic bags of trash that needed to be pulled from the unloading zone at the time of the inspection.
- The landfill had adequate weekly cover and there were no erosion areas noted.

- There was a leachate outbreak at the base of the northern face of the closed and capped portion of the landfill.

The health district inspector noted the following violation of the Ohio Administrative Code (OAC):

- OAC Rule 3745-400-11(O) for failing to control, contain, and repair the leachate outbreak
- Mr. King discussed this issue with Mr. Springer at the conclusion of the inspection and informed him that he was going to issue a Notice of Violation of OAC Rule 3745-400-11(O) for failing to control, contain, and repair the leachate outbreak.

Mr. King was asked to summarize his findings to Ohio EPA. At the time of the inspection, Ohio EPA acknowledged the inspector's findings and made no additional recommendations. After receiving and reviewing a copy of the inspector's Notice of Violation letter, dated July 28, 2021, Ohio EPA determined that the inspector adequately documented the July 27, 2021 inspection.

Facility Type: Composting Facility (IV)
Facility Name: Washington Courthouse Composting Facility
Location: 1100 South Elm Street, Washington CH
Inspection Type: Comprehensive
Facility Representative(s): Not Present
Health District Sanitarian(s): Brian King
Ohio EPA Inspector(s): Phil Farnlacher, Jessica Hirashima
Date: 7/27/2021

Findings/Recommendations: Mr. King demonstrated adequate knowledge of the class IV composting facility regulations. He used the appropriate checklists and took notes to document observations. Mr. King made the following observations during the inspection:

- No unauthorized materials anywhere found in a random check of an existing windrow.
- No leachate issues or odors were detected around the windrow of decaying leaves.

No violations were noted during the inspection.

Mr. King was asked to summarize his findings to Ohio EPA. At the time of the inspection, Ohio EPA acknowledged the inspector's findings and made no additional recommendations. After receiving and reviewing a copy of the inspection letter, dated July 28, 2021, Ohio EPA determined that the inspector adequately documented the July 27, 2021 inspection.

Facility Type: IW Generator
Facility Name: Adena Healthcare
Location: 308 Highland Avenue, Washington CH
Inspection Type: Comprehensive
Facility Representative(s): Brooks Cunningham
Health District Sanitarian(s): Brian King
Ohio EPA Inspector(s): Phil Farnlacher, Jessica Hirashima
Date: 7/27/2021

Findings/Recommendations: Mr. King demonstrated adequate knowledge of the infectious waste generator regulations. He used the appropriate checklists and took notes to document observations. Mr. King made the following observations during the inspection:

- The infectious waste storage area was both locked and labelled with the international biohazard symbol.
- Untreated infectious waste was being routinely collected by a outside vendor.
- Waste was being placed in appropriate containers.

Solid and Infectious Waste Programs Summary

The health district conducted the required number of comprehensive inspections during the current survey year regardless of the COVID-19 pandemic. Since the last annual survey, Fayette County installed a fence on the east side of the transfer facility to help contain some of the blowing litter at the transfer facility. Additionally, Mr. King conducted a follow-up inspection at the Fayette County Transfer Facility on April 12, 2021 to ensure that scattered litter violation noted in his March 25, 2021, inspection had been properly abated.

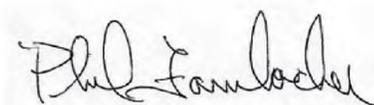
Construction and Demolition Debris Program Summary

Mr. King is knowledgeable regarding the construction and demolition debris landfill regulations and conducts thorough inspections of the landfill. At the start of 2020, waste placement began in the expansion area of the Fayette County C&DD landfill. It appears that facility personnel are doing an adequate job of managing the leachate levels in this new area.

Post-Survey Conference

On July 27, 2021, I held a post survey conference at the Fayette County Health Department with Leigh Cannon, Deputy Health Commissioner, Brian King, Sanitarian, and Jessica Hirashima, Ohio EPA Environmental Specialist, to discuss the findings of the annual survey evaluation. During the post survey conference, I shared my intention to recommend to the Director that the health district remain on the director's approved lists.

This Annual Survey Evaluation Report (Report) is for internal use to perform a preliminary assessment of approved health districts. It is not to be used as an indication of a health district's overall compliance with OAC Rule 3745-37-08, which is a determination of the director of Ohio EPA. This Report and any accompanying information will be forwarded to the director for consideration and to determine substantial compliance with Rule 3745-37-08 of the Administrative Code.



Signature

8-17-21

Date

Phil Farnlacher
Environmental Specialist
Division of Materials and Waste Management
Ohio Environmental Protection Agency
Central District Office