



State of Ohio Environmental Protection Agency

OHIO E.P.A.

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OCT - 8 2009 MAILING ADDRESS:

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OCT 08 2009

Mr. John Butler
Rumpke Waste, Inc.
10795 Hughes Road
Cincinnati, Ohio 45251

I certify this to be a true and accurate copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

By John Lassiter Date: 10-8-09

**Re: Rumpke Sanitary Landfill, Hamilton County
Ohio Administrative Code (OAC) Rule 3745-27-10(C)(7)(g) Approval**

Dear Mr. Butler:

On July 8, 2009, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southwest District Office (SWDO) received a document titled "Statistical Analysis Program for Ground-Water Quality Monitoring, Rumpke Sanitary Landfill, Hamilton County, Ohio" dated June 2009, for the Rumpke Sanitary Landfill (Facility) located in Hamilton County. This document was submitted by Eagon & Associates Inc., on behalf of Rumpke Sanitary Landfill Inc. The submittal contained background updates for ammonia in several wells and an update request pursuant to OAC Rule 3745-27-10 (C)(7)(g) for ammonia in MW-3. MW-3 is a designated low yield well such that a complete set of required parameters are unobtainable. The well commonly yields less than 100 mL (3.3 fl oz) of water during most sample events, which qualifies the well for an alternative parameter list per OAC Rule 3745-27-10(D)(4).

Pursuant to OAC Rule 3745-27-10(C)(7)(g), background data can only be added in blocks of data resulting from the analysis of four or more statistically independent samples after the data have been statistically compared to current background data and no statistical differences are detected, unless another method is deemed acceptable by the Director.

Ohio EPA has reviewed the information provided and concurs that this data can be added to the background data group. Therefore, pursuant to OAC Rule 3745-27-10(C)(7)(g), the owner or operator is hereby authorized to update the background database for ammonia at well MW-3, as detailed in the July 8, 2009 request.

You are hereby notified that this action of the 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

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

Mr. John Butler
Rumpke Sanitary Landfill, Inc.
Page 2 of 2

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 which the Commission, in its discretion, may reduce if by affidavit you demonstrate 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
309 South Fourth Street
Room 222
Columbus, Ohio 43215

If you have any questions concerning this letter, please contact Jay Cavender of Ohio EPA, SWDO at (937) 285-6357.

Sincerely,



Jeff G. Hines, Acting Chief/SWDO
for Chris Korleski, Director

cc: Tracy Buchanan, DSIWM-SWDO
Scott Hester, DSIWM-CO
Chuck DeJonckheere, Hamilton County Public Health