



State of Ohio Environmental Protection Agency

OHIO E.P.A. MAILING ADDRESS:

STREET ADDRESS:

Lazarus Government Center  
50 W. Town St., Suite 700  
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184  
www.epa.state.oh.us

FEB - 3 2010 P.O. Box 1049  
Columbus, OH 43216-1049

ENTERED DIRECTOR'S JOURNAL

FEB - 3 2010

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.

Bernard E. Boraten  
Village Manager  
Amberley Village  
7149 Ridge Road  
Amberley Village, Ohio 45237

By: Amie Lassiter Date: 2-3-10

**Re: Amberley Village Landfill, Hamilton County  
Request for Cessation of Explosive Gas Monitoring**

Dear Mr. Boraten:

On December 1, 2009, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southwest District Office (SWDO) received a request titled Ceasing Gas Monitoring, Cell Tower Compound Area, North Side Composting Facility, Amberley Village, Hamilton County, Ohio, Project No. N1087276 dated December 1, 2009 for the Amberley Village Closed Landfill (Facility) located in Hamilton County. This document was submitted on behalf of Amberley Village (Village) by H.C. Nutting, a Terracon Company, and contains information to support cessation of the monthly explosive gas monitoring at the Facility. The request was submitted pursuant to Ohio Administrative Code (OAC) Rule 3745-27-12(G).

The Amberley Village Landfill is a closed municipal solid waste disposal facility located at 8601 Ridge Road, Cincinnati, Ohio. The landfill ceased accepting waste and completed closure in 1985. Consequently, the Village completed the twenty (20) year post-closure monitoring period in 2005. In 2006 the Village received authorization pursuant to OAC Rule 3745-27-13 and excavated nearly all emplaced waste at the Facility. However, a small portion of waste remained emplaced under a cellular phone tower and was unable to be removed. To date, the Village has been monitoring this small area for any explosive gas generation and migration, and has reported no presence of any methane gas.

Pursuant to OAC Rule 3745-27-12(G), the owner or operator, after monitoring for the twenty year period following closure of a solid waste landfill, may submit a written request to the director for authorization to discontinue monitoring and abandon any permanent monitors in accordance with the approved gas monitoring plan. Upon finding that there is no significant likelihood of explosive gas formation and migration sufficient to require contingency procedures, the Director may authorize discontinuation of explosive gas monitoring and abandonment of any permanent explosive monitors at the Facility.

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

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Bernard E. Boraten  
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Ohio EPA, DSIWM has reviewed the December 1, 2009 request and concurs with the request. Therefore, pursuant to OAC Rule 3745-27-12(G), the owner or operator is hereby authorized to cease explosive gas monitoring at the Facility.

Should the Director find that explosive gas formation and migration threaten human health, safety, or the environment, he may order Amberley Village to perform such measures to abate or minimize the formation or migration of explosive gas at the Facility.

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 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 "Ohio Treasurer Kevin Boyce," 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, OH 43215

If you have any questions concerning this authorization, please contact Holly Hillyer of Ohio EPA, SWDO at (937) 285-6072.

Sincerely,



Chris Korleski  
Director

CK/KM/sw

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