



State of Ohio Environmental Protection Agency

OHIO E.P.A.

APR -8 2010

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ENTERED DIRECTOR'S JOURNAL

P.O. Box 1049  
Columbus, OH 43216-1049

APR 8 2010

Mr. Dave Matthews  
Mt. Eaton Landfill  
P O Box 336  
Navarre, Ohio 44659

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.

RE: Mt. Eaton Landfill, Wayne County  
Surface Water Control Plan Approval

*M. S. Shapiro* Date: 4/8/10

Dear Mr. Matthews:

On November 19, 2009, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northeast District Office (NEDO) received a document dated November 18, 2009, titled "Stormwater Management Plan, Mount Eaton Sanitary Landfill" (Stormwater Management Plan). The document was submitted as required by Item Number 14 of the Consent Order filed with the Wayne County Court of Common Pleas on September 21, 2009 (Consent Order). On February 26<sup>th</sup>, 2010, Ohio EPA received additional information as requested in a February 16, 2010, Ohio EPA letter. The Stormwater Management Plan was prepared by URS on behalf of Norton Environmental (Norton) for the Mt. Eaton Landfill (Facility).

Ohio EPA has reviewed the Stormwater Management Plan and additional information received on November 19, 2009, and February 16, 2010, respectively, and has determined that it fulfills the obligation of Norton to submit a surface water control plan as required by Item Number 14 of the Consent Order. Therefore, I hereby approve the Stormwater Management Plan for the Facility. Norton shall implement the Stormwater Management Plan in accordance with the following conditions:

### CONDITIONS

1. Norton shall complete all closure activities, including construction of all surface water control structures, in accordance with the deadlines established in the September 21, 2009 Consent Order.
2. Norton shall maintain all surface water control structures in compliance with Ohio Administrative Code (OAC) Rule 3745-27-19(J) and OAC Rules 3745-27-14(A)(1) and (2) such that the structures maintain compliance with the design

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

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requirements set forth in OAC Rules 3745-27-08(D)(2) and (3) throughout the closure and post-closure care period.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission (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 regarding this letter, please contact Judy Bowman at (330) 963-1238, or e-mail at [judy.bowman@epa.state.oh.us](mailto:judy.bowman@epa.state.oh.us).

Sincerely,



Chris Korleski  
Director, Ohio EPA

CK/JB/cl

cc: Jennifer Kurko, DSIWM-NEDO  
Bruce McCoy, DSIWM-CO  
Ken Eng, Wayne County Health Department  
Thomas A. Kovacic, P.E., URS Corporation