



State of Ohio Environmental Protection Agency

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MAY -3 2010

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

ENTERED DIRECTOR'S JOURNAL

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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.

Mohammad Ali
Waste Management
American Landfill
7916 Chapel Street, SE
Waynesburg, OH 44688-9700

By:  Date: 5-3-2010

**RE: AMERICAN LANDFILL, STARK COUNTY
OHIO ADMINISTRATIVE CODE (OAC) RULE 3745-27-10(D)(7)(C)(II) APPROVAL
2009 SECOND SEMI ANNUAL DETECTION MONITORING EVENT**

Dear Mr. Ali:

On December 30, 2009, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northeast District Office (NEDO), received a document titled *Alternate Source Demonstration 2009 Second Semiannual Detection Monitoring Event, American Landfill, Inc.* dated December 23, 2009, for the American Landfill (Facility) located in Stark County. This document was submitted by Eagon and Associates, Inc. and contains the ground water sampling results and the statistical analysis from the October 20-22, 2009, ground water sampling event at the Facility.

According to the document, analysis of the ground water detection monitoring data indicated that the following statistically significant increases (SSIs) were detected: sodium at monitoring wells LKC-3A, LKC-4, AMW-3, AMW-4, and PHL/BC-17; selenium at monitoring wells PHL/BC-1, PHL/BC-11, PHL/BC-12, and PHL/BC-14; and potassium at monitoring wells AMW-5, LKC-5 and UC-2.

Pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator may demonstrate that a source other than the sanitary landfill facility caused the contamination, or that the SSIs resulted from error in sampling, analysis, or statistical evaluation or natural variation in ground water quality. A report documenting this demonstration must be submitted to and approved by Ohio EPA. If the owner or operator does not obtain approval to continue detection monitoring within two hundred ten (210) days from initial sampling, the owner or operator is required to comply with the provisions of OAC Rule 3745-27-10(E) for ground water quality assessment monitoring.

The December 23, 2009, document concluded that the SSIs of sodium at monitoring wells LKC-3A, LKC-4, AMW-3, and AMW-4 were due to a source other than the sanitary landfill facility and that the SSIs of potassium at monitoring wells LKC-5, AMW-5, and UC-2; selenium in monitoring wells PHL/BC-1, PHL/BC-11, PHL/BC-12, and PHL/BC-14; and sodium in monitoring well PHL/BC-17 were errors due to natural variation in ground water quality.

Ohio EPA has reviewed the applicable information and concurs with the demonstration included in the December 23, 2009, document for monitoring wells LKC-3A, LKC-4, AMW-3, AMW-4, PHL/BC-17, PHL/BC-1, PHL/BC-11, PHL/BC-12, PHL/BC-14, AMW-5, LKC-5 and UC-2. Therefore, pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator is hereby authorized to continue the detection monitoring program at the Facility for monitoring wells LKC-3A, LKC-4, AMW-3, AMW-4, PHL/BC-17, PHL/BC-1, PHL/BC-11, PHL/BC-12, PHL/BC-14, AMW-5, LKC-5 and UC-2.

AMERICAN LANDFILL
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Should future or existing ground water sampling results indicate SSIs in ground water monitoring parameters, the owner or operator will be required to either enter into assessment monitoring in accordance with OAC Rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program.

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, Ohio 43215

If you have any questions concerning this letter, please contact Joshua Adams of Ohio EPA, DSIWM-NEDO at (330) 963-1103.

Sincerely,



William T. Skowronski, Chief
Northeast District Office
for Chris Korleski, Director

WTS/JA:ddw

cc: Scott Hester, DSIWM-CO
Doug Dobransky, DDAGW-NEDO
Kirk Norris, Stark County Health Department
file: [land/american/aut/76]
DSIWM ID# 2957