



State of Ohio Environmental Protection Agency

OHIO E.P.A.

Northwest District Office

MAY - 6 2010

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www.epa.ohio.gov

347 North Dunbridge Rd.  
Bowling Green, OH 43402-9398

ENTERED DIRECTOR'S JOURNAL  
Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Kees, Director

MAY 6 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.

Mr. Troy Kajfasz  
Brush Wellman, Inc.  
14710 West Portage River South Road  
Elmore, Ohio 43416-2745

By: [Signature] Date: 5-6-10

Re: **Brush Wellman Inc., Industrial Solid Waste Landfill, Ottawa County  
Ohio Administrative Code (OAC) Rule 3745-30-08(C)(6)(g) Approval**

Dear Mr. Kajfasz:

On November 13, 2009, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a document titled "Request to Update Statistical Background Data Set, Active Industrial Solid Waste Landfill" dated November 9, 2009, for Brush Wellman Inc., Industrial Solid Waste Landfill (Facility). This document was submitted by Cox-Colvin, Inc. on behalf of the owner/operator. The submittal contained a request to add previously-determined statistically significant increases to the background database pursuant to OAC Rule 3745-30-08(C)(6)(g). The data associated with the request includes: alkalinity at downgradient monitoring well SW-02U.

Pursuant to OAC Rule 3745-30-08(C)(6)(g), background data can be added only 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 the data collected April 2009 is acceptable relative to updating the background data set for alkalinity at monitoring well SW-02U. The above referenced data can be added to the background data group.

Therefore, pursuant to OAC Rule 3745-30-08(C)(6)(g), the owner or operator is hereby authorized to update the background database for the previous statistically significant April 2009 alkalinity result at monitoring well SW-02U.

A detailed account of Ohio EPA's review of the ground water demonstration will be sent to you under separate cover.

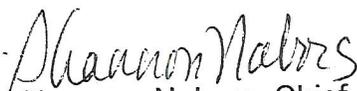
Mr. Troy Kajfasz  
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You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth 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 letter, please contact Tyler Madeker of Ohio EPA, NWDO at 419-373-3078.

Sincerely,

  
Shannon Nabors, Chief  
Northwest District Office  
for Chris Korleski, Director

/lb

pc: Scott Hester, DSWIM-CO  
Eric Getz, NWDO  
Chad Zajkowski, DDAGW, NWDO  
Jack Leow, DDAGW, NWDO  
Mike Reiser, DSIWM-NWDO  
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