



State of Ohio Environmental Protection Agency

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APR 16 2010

**CERTIFIED MAIL**

The Honorable John Love  
President, Board of County Commissioners  
245 East Main Street, Suite 101  
Ottawa, Ohio 45875-9213

**RE: Ohio Revised Code Section 3734.55(C)(1) Putnam County Solid Waste Management District Solid Waste Management Plan Approval**

Dear Commissioner Love:

The Ohio Environmental Protection Agency (Ohio EPA) has reviewed and approved the ratified draft solid waste management plan update (Plan) for the Putnam County Solid Waste Management District (District). Director's Final Findings and Orders approving the Plan are enclosed with this letter. Attachment 1 is a summary of the implementation schedule that was derived from the District's Plan.

The District should proceed to implement its approved Plan in accordance with the implementation schedule and timeline contained in the approved Plan and in Attachment 1 to the enclosed Director's Final Findings and Orders. Please be advised that Ohio Revised Code (ORC) Section 3734.55(C)(4) also requires the Policy Committee to "...annually review implementation of the approved plan... and report its findings and recommendations regarding implementation to the board of county commissioners or board of directors of the district."

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC Section 3745.04. 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 Environmental Review Appeals Commission within thirty (30) days after notice of this 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 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

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

OHIO E.P.A.  
BEFORE THE  
**OHIO ENVIRONMENTAL PROTECTION AGENCY**

ENTERED DIRECTOR'S JOURNAL

In the matter of:  
Putnam County Solid Waste Management District  
245 E. Main St.  
Suite 101  
Ottawa, Ohio 45875

: Director's Final  
Findings and Orders

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: [Signature] Date: 4-16-10

**I. JURISDICTION**

These Director's Final Findings and Orders (Orders) are issued to the Putnam County Solid Waste Management District (District), pursuant to the authority vested in the Director of the Ohio Environmental Protection Agency (Ohio EPA) under Ohio Revised Code (ORC) Section 3734.55(C).

**II. PARTIES**

These Orders shall be binding upon the District.

**III. DEFINITIONS**

Unless otherwise stated, all terms used in these Orders shall have the same meanings as defined in ORC Chapter 3734 and the rules promulgated thereunder.

**IV. FINDINGS**

The Director of Ohio EPA has determined the following findings:

1. Pursuant to ORC Section 3734.56, the policy committee of a solid waste management district (SWMD) with an approved solid waste management plan that contains a planning period of fifteen or more years is required to submit an amended solid waste management plan that complies with the requirements in Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53 to the Director of Ohio EPA on or before the fifth year anniversary of the date the existing solid waste management plan was approved.
2. The existing solid waste management plan for the District was approved on November 25, 2003 and covers a planning period of at least 15 years. The date the District's draft amended solid waste management plan was due to Ohio EPA was November 25, 2008.

3. On February 27, 2009, Ohio EPA received a draft amended solid waste management plan from the policy committee for the District.
4. Pursuant to ORC Section 3734.55, the Director of Ohio EPA is required to provide the policy committee of a SWMD with a written, nonbinding advisory opinion regarding a draft solid waste management plan and any recommended changes to it that the Director considers necessary to effect its approval.
5. On April 10, 2009, Ohio EPA mailed a written, nonbinding advisory opinion concerning the draft amended solid waste management plan received on February 27, 2009 to the District's policy committee.
6. Pursuant to ORC Section 3734.55, the policy committee of a SWMD is required to submit a draft solid waste management plan that has been ratified in accordance with the criteria established in Division (B) of ORC Section 3734.55 to the Director of Ohio EPA to be reviewed for compliance with Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53.
7. On January 21, 2010, Ohio EPA received a ratified, draft, amended solid waste management plan from the policy committee for the District.
8. The Director has determined that the District's ratified, draft, amended solid waste management plan is in compliance with Divisions (A), (B), (D), and (E)(1) of Section 3734.53 of the ORC.

#### **V. ORDERS**

1. The Ratified Draft Amended Solid Waste Plan of the District's that was received by Ohio EPA on January 21, 2010 is hereby approved.
2. The District shall proceed to implement its approved solid waste management plan in accordance with the strategies, programs, and activities described in the District's ratified, draft, amended solid waste management plan and contained in the implementation schedule included as Attachment 1 to these Orders.

#### **VI. OTHER APPLICABLE LAWS**

All actions required to be taken pursuant to these Orders shall be undertaken in accordance with the requirements of all applicable local, state, and federal laws and regulations.

## VII. RESERVATION OF RIGHTS

Nothing contained herein shall be construed to prevent Ohio EPA from seeking legal or equitable relief to enforce the terms of these Orders or from taking other administrative, legal, or equitable action as deemed appropriate and necessary, including seeking penalties against the District for noncompliance with these Orders.

Nothing contained herein shall be construed to prevent Ohio EPA from exercising its lawful authority to require the District to perform additional activities pursuant to ORC Chapter 3734 or any other applicable laws in the future. Nothing herein shall restrict the right of the District to raise any administrative, legal, or equitable claim or defense with respect to such further actions which Ohio EPA may seek to require of the District. Nothing in these Orders shall be construed to limit the authority of Ohio EPA to seek relief for violations which may occur.

## VIII. EFFECTIVE DATE

The effective date of these Orders is the date these Orders were entered into the Ohio EPA Director's Journal.

**IT IS SO ORDERED:**



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Chris Korleski, Director  
Ohio Environmental Protection Agency

**ATTACHMENT 1 TO THE FINDINGS AND ORDERS**  
**Summary of the Implementation Schedule for the**  
**Putnam County SWMD**

Several sections of the ratified, draft, amended solid waste management plan update (Plan) submitted by the Solid Waste Management District or Authority identified above are considered to be part of the implementation schedule required in accordance with Ohio Revised Code Section 3734.53(A)(13). This attachment lists the elements that Ohio EPA understands to constitute the implementation schedule contained in the District's or Authority's Plan. These elements are listed in the table below.

**Implementation Schedule for Facilities, Strategies, Programs and Activities**

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
<b>Buy-Backs, Haulers, and Scrap Yards</b>		
7572 Commercial and industrial recycling via private haulers and MRFs. p.V-15, VI-13.	Ongoing	Goal 2
<b>Commercial/Industrial Sector TA and Education</b>		
7579 Biennial report and promotion designed to encourage local govts, commercial and industrial sectors to utilize District assistance.	Ongoing	Goal 3,4
7578 Periodic surveys. p.V-20, VI-15.	Ongoing	Goal 3,4
7577 Provide referrals, Web site links, information and technical assistance. p.V-20, VI-15	Ongoing	Goal 3,4
<b>Curbside Recycling, Non-subscription</b>		
7562 Ottawa Village. P. VI-11, VII-5	Ongoing	Goal 1,2
<b>Drop-off Recycling, FS, Rural</b>		
7568 Columbus Grove & Pleasant Twp. P. VI-12, VII-5	2009-Ongoing	Goal 1,2
7567 Continental Village & Monroe Twp. P. VI-12, VII-5	2009-Ongoing	Goal 1,2
7569 New full-time drop-off location to be added by 2010. May be urban or rural. P. VI-12, V-9	2010-Ongoing	Goal 1,2
7563 Union Township. P. VI-11, VII-5	2009-Ongoing	Goal 1,2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
<b>Drop-off Recycling, FS, Urban</b>		
7564 Lepsic, Liberty, Van Buren. P. VI-11, VII-5	2009-Ongoing	Goal 1,2
7566 Ottawa Village, Walmart. P. VI-12, VII-6	2009-Ongoing	Goal 1,2
7565 Ottawa, Glandorf, Ottawa Twp. P. VI-11, VII-5	2009-Ongoing	Goal 1,2
<b>Drop-off Recycling, PT, Rural</b>		
7570 Ottoville Village and Monterey Twp. P. VI-12, V-9, VII-5	Ongoing	Goal 1,2
<b>Electronics Collection</b>		
7585 Electronics collection event to be held biennially and data collected if resources are available. p.V-25, VI-16	2008-ongoing	Goal 2,5
<b>Financial Incentives/PAYT</b>		
7589 District will assist local municipalities who wish to institute or promote volume-based collection services. p.V-27, VI-16.	Ongoing	
7590 Integrate "Buy Recycled" message into programs and activities. p.VI-17, V-27.	Ongoing	
<b>Household Hazardous Waste</b>		
7581 Answer public questions about proper management of HHW. p.V-20, VI-15	Ongoing	Goal 3,4,5
7582 Include HHW education in educational materials. p.V-20, VI-15	Ongoing	Goal 3,4,5
7583 Use Web site to disseminate HHW. p.V-24, VI-15	Ongoing	Goal 3,4,5
<b>Landfill Post-Closure Activities</b>		
7591 Putnam County Landfill post-closure activities. Table VI-5, VIII-8.	Ongoing	none
<b>Lead-Acid Battery Programs</b>		
7584 Educate public about use of private sector for battery recycling. p.V-24, VI-16	Ongoing	Goal 3,4,5
<b>Other Programs</b>		
4286 In-district recycling opportunities for limited materials. (Table VI.5, ppV-13)	Ongoing	Goal 2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
<b>Other Residential/Commercial Recycling</b>		
3759 Office paper recycling at county offices. p.VI-14, VI-13.	2001, ongoing	Goal 2
3760 Paper recycling at schools p.VI-13, V-15	2001, ongoing	Goal 2
7571 Tentative new drop-off. District will add a new PT rural drop-off if needed to meet 90% access in or after 2010.	2011-ongoing	Goal 1,2
<b>Residential Sector Education and Awareness</b>		
7573 Annual marketing plan to increase participation in residential recycling opportunities. p.V-19, VI-14.	Ongoing	Goal 3,4,5
7574 Displays to promote WRR for at least one special event each year. p.V-19, VI-14.	Ongoing	Goal 3,4,5
2709 Grade appropriate classroom presentations targeting at least 500 students per year. p.V-18, VI-14.	1997 - ongoing	Goal 3, 4
7575 Print advertising. At least 8 print communications annually. p.V-19, VI-14.	Ongoing	Goal 3,4,5
<b>Scrap Tire Programs</b>		
7580 Publish list of tire disposal/recycling services. p.V-20, VI-15.	2009-ongoing	Goal 3,4,5
<b>Web site</b>		
7576 District will maintain web site. p.V-19, VI-14.	2010-ongoing	Goal 3,4,5
<b>Yard Waste Programs</b>		
7586 Backyard composting education. p.V-26, VI-16.	Ongoing	Goal 3,4,5
7587 Columbus Grove , Ottawa, Leipsic Class IV. p.V-26, VI-16.	Ongoing	Goal 2,5
7588 District will provide Wood Chipping services to local entities based on availability of resources.	Ongoing	Goal 5

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
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(1) Other facilities include those landfills, incinerators, compost and transfer stations that are used by the District that are either: under construction or expansion; going through closure; or are owned, operated, or funded by the SWMD.