



Environmental Protection Agency

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Konoski, Director

OHIO E.P.A.

DEC - 6 2010

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I certify this to be a true and correct copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

Hancock County Board of Commissioners
300 South Main Street
Findlay, Ohio 45840

Donna Lassiter Date: 12-6-10

**Re: Hancock County Landfill, Hancock County
Ohio Administrative Code (OAC) Rule 3745-27-10(E)(9)(b) Approval**

Dear Commissioners:

On October 12, 2010, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a document titled "*Hancock County Sanitary Landfill demonstration of a false positive and request that groundwater monitoring well SZ-3B be returned to the detection monitoring program in accordance with Rule 3745-27-10 (E)(9)(b),*" dated October 11, 2010, for the Hancock County Landfill (Facility), located in Hancock County. This document was submitted by Malcolm Pirnie, Inc., on behalf of the Hancock County Commissioners, pursuant to OAC Rule 3745-27-10(E)(9)(b), and requested reinstatement of the ground water detection monitoring program for a specific monitoring well at the Facility and to release the owner or operator from the obligation to comply with the ground water quality assessment monitoring program implemented due to the detection of statistically significant changes for potassium in monitoring well SZ-3B during the May 15-18, 2006, semi-annual sampling event and the August 9, 2006, confirmation ground water sampling event at the Facility.

Pursuant to OAC Rule 3745-27-10(E)(9)(b), the owner or operator may demonstrate that a source other than the sanitary landfill facility caused the contamination, or that the statistically significant change resulted from error in sampling, analysis, or statistical evaluation or from natural variation in ground water quality and request that the director approve reinstatement of the detection monitoring program.

Ohio EPA has reviewed the October 11, 2010, document and has determined that the owner or operator has provided sufficient evidence to demonstrate that the increase in potassium at monitoring well SZ-3B was from a source other than the sanitary landfill facility. This demonstration provides ground water level data showing that monitoring well SZ-3B is upgradient of the landfill.

Therefore, pursuant to OAC Rule 3745-27-10(E)(9)(b), I hereby approve reinstatement of the ground water detection monitoring program for the monitoring well in the ground water quality assessment monitoring program, noted above, and release the owner or operator from the obligation to comply with this assessment monitoring program at the Facility. This approval of reinstatement of the detection monitoring program applies to monitoring well SZ-3B.

Should future or existing ground water sampling results indicate statistically significant changes in ground water monitoring parameters, the owner or operator will be required to either enter into the ground water quality assessment monitoring program in accordance with OAC Rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program pursuant to OAC Rule 3745-27-10(D)(7)(c).

This approval shall not be construed to release the owner or operator from the obligation to comply with the requirements of any other ground water quality assessment monitoring program being conducted at the Facility.

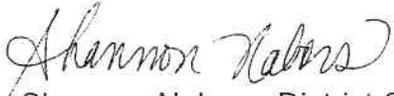
A detailed account of Ohio EPA's review of the ground water demonstration will be sent to you under separate cover.

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 Jeremy Scoles of Ohio EPA, NWDO at (419) 373-3079.

Sincerely,



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

pc: Scott Hester, DSIWM, CO
Mike Beal, DDAGW, NWDO, 5-9808
Jack Leow, DDAGW, NWDO
Jeremy Scoles, DSIWM, NWDO
Wesley Rhiel, Malcolm Pirnie, Inc.
Lindsay Summit, Hancock County Health Department

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