



State of Ohio Environmental Protection Agency

OHIO E.P.A.

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DEC 15 2010

Mr. Chris Valerian  
Sunny Farms Landfill, LLC  
12386 Township Road 108  
Fostoria, Ohio 44830

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: **Sunny Farms Landfill, Seneca County  
OAC Rule 3745-27-19(E)(7)(e) Request**

By Sam Lasstec Date: 12-15-10

Dear Mr. Valerian:

On July 22, 2010, the Ohio Environmental Protection Agency (Ohio EPA), Northwest District Office (NWDO), Division of Solid and Infectious Waste Management (DSIWM), received a request dated July 16, 2010 and revisions dated August 12, 2010 and September 30, 2010, requesting approval to use separate working faces at the Sunny Farms Landfill (Facility). The owner or operator indicated that two working faces are needed to address safety concerns with truck traffic, alleviate haul road maintenance, and optimize two distinct methods of waste delivery that are utilized at the Facility. One method is delivery by local haulers in over-the-road trucks and the other method is delivery by articulated off-road dump trucks.

In accordance with Ohio Administrative Code (OAC) Rule 3745-27-19(E)(7)(e), an owner or operator shall ensure that all waste admitted to the sanitary landfill facility is deposited at the working face, spread in layers not more than two feet thick, and compacted to the smallest practical volume. An alternate method may be used if approved in writing by the director.

Ohio EPA has reviewed the request to use two working faces at the Facility as referred to in the letter dated July 16, 2010 and its revisions dated August 12, 2010 and September 30, 2010. The request is hereby approved with the following conditions:

**CONDITIONS**

1. Utilization of the two working faces shall be conducted in accordance with the request dated July 16, 2010 and subsequent revisions dated August 12, 2010 and September 30, 2010.
2. The total combined size of the working faces shall not exceed 24,825 square feet.
3. In accordance with OAC Rule 3745-27-19(F), the owner or operator shall place

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

soil or an approved alternative daily cover over the exposed waste before the end of the working day to control fire hazards, blowing litter, odors, dust, insects, and rodents.

4. If conditions resulting from the use of two working faces results in the citation of a notice of violation by Ohio EPA or the Seneca County Health Department of any requirement of OAC Rule 3745-27-19 or any other applicable regulation, the owner or operator shall immediately revert to using one working face. The owner or operator shall document all changes of the working faces on the Daily Log of Operations.
5. If, in the judgment of Ohio EPA or the Seneca County Health Department, the owner or operator is unable to abate existing nuisance conditions or has not complied with the conditions of this authorization, then the owner or operator shall, upon notification from Ohio EPA or Seneca County Health Department, cease utilization of two working faces at the Facility.
6. This approval authorizes the owner or operator to use not more than two working faces. No additional working faces may be used at the Facility without prior authorization from Ohio EPA, except as provided in OAC Rules 3745-27-19(D)(1) and (E)(7)(d).

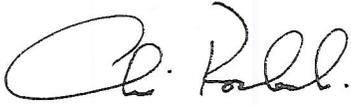
Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations. This letter shall not be interpreted to release the owner or operator from responsibility under Ohio Revised Code (ORC) Chapters 3704, 3714, 3734, or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

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 regarding this authorization, please contact Susan Hardy of Ohio EPA, NWDO at (419) 373-3043.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Korleski". The signature is fluid and cursive, with a large initial "C" and a distinct "K" for "Korleski".

Chris Korleski  
Director

pc: Ed Brdicka, Sunny Farms Landfill, LLC  
Jim Mohrman, Seneca County Health Department  
Mike Reiser, DSIWM, NWDO  
Andy Drumm, DSIWM, NWDO  
Susan Hardy, DSIWM, NWDO  
NWDO File: Seneca County, Sunny Farms Landfill, Authorizing Documents