

PUBLIC NOTICE
Ohio EPA Issues Modified Decision Document

On September 9, 2014, the Ohio Environmental Protection Agency (Ohio EPA) issued a Modification to the September 10, 2012 Decision Document (2012 Decision Document) concerning the King Road Landfill site located at 3535 King Road, Sylvania, Lucas County, Ohio (Site). The Modified Decision Document identifies the modifications to the selected alternative to remediate contamination at the Site, and the rationale for the modifications.

The King Road Landfill began waste disposal operations in 1954 and ceased them in 1976, resulting in a waste disposal area of approximately 70 acres. From 1980 through 1991, a transfer station was operated near the main gate on King Road. Based on the information identified during the remedial investigation and feasibility study, the selected remedial alternative for the Site included: a vegetated landfill cap; maintenance of the landfill cap; site access, and engineering and institutional controls; ditch sediment hot spot removal; establishing a “no well zone” in the area around the landfill by the Lucas County Board of Health; ground water monitoring; and, continued operation of the existing leachate collection and pump station, and methane gas monitoring.

Ohio EPA issued a Preferred Plan for the remediation of this Site on April 16, 2009. On the same date, Ohio EPA issued Directors Final Findings and Orders (Orders), pursuant to Ohio Revised Code Section 3734.02(G), exempting the Lucas County Commissioners from the requirement to construct a composite cap system in accordance with OAC Rule 3745-27-11(G), as was described in the April 16, 2009 Preferred Plan. Based on the comments received on the April 16, 2009 Preferred Plan, and on the issuance of the April 16, 2009 Orders, Ohio EPA issued a revised Preferred Plan on November 29, 2010. Ohio EPA then issued the 2012 Decision Document, which was appealed to the Environmental Review and Appeals Commission (ERAC) in October 2012.

Subsequent to the issuance of the 2012 Decision Document and the associated ERAC appeal, information was provided to the Agency documenting the acceptable closure in 1969 of an approximately 43 acre portion of the nearly 70 acre King Road Landfill. The thickness of the soil cover on the remaining 27 acre portion of the landfill was evaluated in June 2013. The resulting July 5, 2013 report indicates that the remedy will require the installation of additional soil cover on only about one acre located at the southwest corner of the western end of the landfill. Additional information was also provided to the Agency with regard to “hot spot” ditch sediments and the groundwater no well zone, which resulted in modifications and updates to the selected remedial alternative in the 2012 Decision Document.

The effective date of this final action is September 9, 2014. You are hereby notified that this action of the Director is final and may be appealed to ERAC 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,” which the Commission, in its discretion, may reduce if by affidavit a demonstration is made 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 Environmental Review Appeals Commission, 77 South High Street, 17th Floor, Columbus, Ohio 43215.

Copies of the 2012 Decision Document, the Modified Decision Document and related materials have been provided to the document repository at the Toledo-Lucas County Public Library (Sylvania Branch) located at 6749 Monroe Street in Sylvania, Ohio, and are also available for review at Ohio EPA's Northwest District Office, located at 347 N. Dunbridge Road in Bowling Green, Ohio, by calling Cathy Sherer, Information Specialist, at (419) 373-3084 for an appointment.