



State of Ohio Environmental Protection Agency

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JUN -4 2008

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REGISTERED DIRECTOR'S JOURNAL

CERTIFIED MAIL

June 4, 2008

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.

Ms. Heather Klesch
Clow Water Systems Company
2266 South Sixth Street
Coshocton, Ohio 43812

By:  Date: 6-4-08

**Re: Approval of Container Storage Closure Plan and Charge Yard Area Closure Plan
Clow Water Systems Company
OHD 004 294 849**

Dear Ms. Klesch:

On July 20, 2007, RMT Inc. submitted to Ohio EPA a closure plan on behalf of Clow Water Systems Company (Clow) for the roll-off box located at 2266 South Sixth Street, Coshocton, Ohio. Revisions to the closure plan were received on November 5, 2007. On January 9, 2008, RMT Inc. submitted to Ohio EPA a separate closure plan on behalf of Clow for the charge yard area located at the same facility.

The closure plans were submitted to comply with the May 2008 Director's Final Findings and Orders in order to demonstrate that Clow's proposals for closure comply with the substantive requirements of the Ohio Administrative Code (OAC) rules 3745-55-11 and 3745-55-12.

The owner or operator and the public were given the opportunity to submit written comments regarding the closure plans in accordance with the hazardous waste rule requirements. No public comments were received by Ohio EPA.

Based upon review of Clow's submittals and subsequent revisions, I conclude that the closure plans for the hazardous waste facility at 2266 South Sixth Street, Coshocton, Ohio, as modified herein, meet the performance standard contained in OAC rule 3745-55-11, and comply with the pertinent parts of OAC rule 3745-55-12. These plans were processed using OAC rule 3745-66-12.

The closure plan submitted to Ohio EPA on July 20, 2007 and revised on November 5, 2007 for Clow is hereby approved with the following modifications:

1. The grinder pit, concrete apron and sump must be sufficiently cleaned to allow for a proper visual integrity assessment. If the integrity of the sump, concrete apron or grinder pit has been compromised, this would constitute an "unexpected event" and trigger an amended plan submission as specified by OAC rule 3745-66-12(C).

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

2. Section 4, page 10 - The following text is revised to ensure proper minimum detection limits; the new limits were provided in an e-mail from Tamara Moorman from RMT, Inc. to Marie Jarden from Ohio EPA on December 12, 2007:

Since the final sample will be collected to support closure of the former container storage area, the laboratory will provide data results with a minimum detection limit of ~~2.5 mg/L~~ 7.5 µg/L lead and ~~0.5 mg/L~~ 2.5 µg/L cadmium in order to adequately provide data to the necessary to determine clean closure.

3. Section 4, page 10 - To ensure appropriate analytical evaluation of environmental media, the rinsate analysis discussed in Section 4 must be performed using TCLP SW 846 Method 1311. The rinsate must also be analyzed for lead and cadmium using SW 846 Method 6010/6020. Tamara Moorman provided these methods to Marie Jarden in an e-mail on December 6, 2007.
4. Section 6, page 13 - The closure certification must provide a written description of the observations made during the visual assessments of the grinder pit, sump and apron and include a description of the cleaning activities conducted in these areas.

The closure plan submitted to Ohio EPA on January 9, 2008 and revised on April 4, 2008 for Clow is hereby approved with no further modifications.

Compliance with the approved closure plans, including the modifications specified herein, is expected. Ohio EPA will monitor such compliance. Ohio EPA expressly reserves the right to take action, pursuant to Chapters 3734 and 6111 of the Ohio Revised Code, and other applicable law, to enforce such compliance and to seek appropriate remedies in the event of noncompliance with the provisions and modifications of these Approved Closure Plans. Please be advised that approval of these closure plans does not release Clow from any responsibilities regarding corrective action for all releases of hazardous waste or constituents from any waste management unit, regardless of the time at which waste was placed in the unit.

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 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:

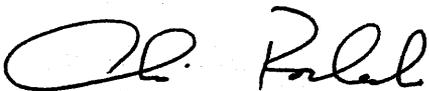
Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 43215

When closure is completed, OAC rule 3745-55-15 requires the owner or operator of a facility to submit to the Director of Ohio EPA a certification by the owner or operator and an independent, registered professional engineer that the facility has been closed in accordance with the approved closure plan. The certification by the owner or operator shall include the statement found in OAC rule 3745-50-42(D). These certifications should be submitted to:

Ohio Environmental Protection Agency
Division of Hazardous Waste Management
Attention: Dave Sholtis, Assistant Chief
Regulatory and Information Services Section
P.O. Box 1049
Columbus, Ohio 43216-1049

Ohio EPA's Division of Hazardous Waste Management strongly encourages you to consider pollution prevention options for any processes at your facility that generate waste. While implementation of pollution prevention options is not required by Ohio laws and regulations, the application of waste minimization practices may help reduce the expense of remedial activities. Additionally, implementation of pollution prevention options may prevent the creation of new units and as a result eliminate the requirement to submit a closure plan in the future. For assistance in identifying and implementing pollution prevention options, contact Rich Stewart at (740) 380-5278.

Sincerely,



Chris Korleski
Director

cc: Dale Meyer, EPA, Region V

ec: Jeremy Carroll, Supervisor, Engineering Unit, DHWM, CO
John Schierberl, Supervisor, Enforcement Unit, DHWM, CO
Rich Stewart, DHWM, SEDO
Marie Jarden, DHWM, CO
Dave Sholtis, Assistant Chief, RIS, DHWM, CO
Ed Lim, Manager, ERAS, DHWM, CO