OhioEPA
State of Ohio Environmental Protection Agency

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P.O. Box 1049
Columbus, OH 43216-1049

CERTIFIED MAIL

October 10, 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.

By: _____ Date: 10.10.08

OHIO E.P.A.
OCT 10 2008
ENTERED DIRECTOR'S JOURNAL

Doug Wagner
Project Manager
Genoa Environmental Corporation
7704 Milan Road
Sandusky, OH 44870

RE: AMENDED POST-CLOSURE GROUND WATER MONITORING PLAN APPROVAL REALM, OHD004201091

Dear Mr. Wagner:

On August 6, 2004, REALM submitted to Ohio EPA an amended post-closure ground water monitoring plan for its closed landfill. Revisions to the amended post-closure ground water monitoring plan were received on November 16, 2005 and February 27, 2007. The amended post-closure plan was submitted pursuant to rule 3745-55-18 of the Ohio Administrative Code (OAC) in order to demonstrate that REALM's proposal for amended post-closure complies with the ground water monitoring and response requirements of OAC chapters 3745-54 and 55, as well as with OAC rule 3745-55-18.

The owner or operator and the public were given the opportunity to submit written comments regarding the amended post-closure ground water monitoring plan in accordance with the hazardous waste rule requirements. No public comments were received by Ohio EPA.

Based upon review of REALM's submission and subsequent revisions, I conclude that the amended post-closure ground water monitoring plan for the hazardous waste facility at 1400 Lowell St., Elyria, Ohio, meets the ground water monitoring and response requirements of OAC chapters 3725-54 and 55, and complies with the pertinent parts of OAC rule 3745-55-18.

The amended post-closure ground water monitoring plan submitted to Ohio EPA on March 3, 2004 and revised on November 16, 2005 and February 27, 2007, by REALM is hereby approved.

Compliance with the approved post-closure ground water monitoring plan is expected. Ohio EPA will monitor such compliance. The Director 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 this approved post-closure ground water monitoring plan.

Please be advised that approval of this amended post-closure ground water monitoring plan does not release REALM 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 the post-closure care period is completed, OAC rule 3745-55-20 requires the owner or operator of a facility to submit, to the Director of Ohio EPA, certification by the owner or operator and an independent, registered professional engineer, that the post-closure care was performed in accordance with the approved post-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

Sincerely,

Chris Korleski
Director

CK/NM:ddw

cc: Dave Sholtis, Assistant Chief, DHWM, CO
Ed Lim, Manager, ERAS, DHWM, CO
Dale Meyer, Region V, U.S. EPA
Nyall McKenna, DHWM, NEDO
John Palmer, DHWM, NEDO