



**Environmental  
Protection Agency**

John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

OHIO E.P.A.

MAY 27 2011

ENTERED DIRECTOR'S JOURNAL

CERTIFIED MAIL

May 27, 2011

MTD Products, Inc.  
Thomas M. Skove, Assistant General Counsel, Environmental & Regulatory Compliance  
5903 Grafton Road  
Valley City, Ohio 44280

**Re: Closure Period Extension  
MTD Consumer Group, Inc.  
West 130<sup>th</sup> Facility  
OHD 059 058 263**

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: 5.27.2011

Dear Mr. Skove:

On May 23, 2011, MTD Consumer Group, Inc., located at 5389 West 130<sup>th</sup> Street, Parma, Ohio 44130, submitted a request for an extension to the closure period specified in the approved closure plan dated December 9, 2010. The extension request was submitted pursuant to Ohio Administrative Code (OAC) rule 3745-66-13(B), as closure will require longer than the 180 day period specified in OAC rule 3745-66-13. MTD Consumer Group Inc. has requested an additional 60 days to complete closure because during implementation of the approved closure plan, MTD discovered that two units were actually within an area of contamination. This discovery necessitated further delineation of the units for purposes of closing the units. Additionally, as a result of this discovery, MTD submitted an amended plan to address these issues on February 28, 2011, and is currently working on addressing deficiencies that Ohio EPA has with the amended plan. The additional time period will allow the company to address the deficiencies, amend the approved closure plan and complete closure.

My staff reviewed your request for an extension to the closure period, and recommends that the extension be granted per OAC rule 3745-66-13(B). I concur, and am therefore granting this extension request. This extension is being granted for the above referenced closure plan and expires on August 6, 2011.

MTD Consumer Group Inc. shall continue to take all steps to prevent a threat to human health and the environment from the unclosed, but inactive waste management unit per OAC rule 3745-66-13(B)(2).

Please be advised that approval of this closure extension request does not release MTD Consumer Group Inc. from any responsibilities as required under the Hazardous and Solid Waste Amendments of 1984, regarding corrective action for all releases of hazardous waste or constituents from any solid 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

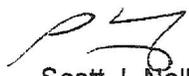
Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the director's action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Treasurer, State of Ohio," 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, Ohio 43215

When closure is completed, OAC rule 3745-66-15 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 facility has been closed in accordance with the specifications in the approved closure plan. The certification shall follow the format specified in OAC rule 3745-50-42(D), and should be submitted to:

Scott Heidenreich, Manager  
Ohio Environmental Protection Agency  
Division of Materials and Waste Management  
P.O. Box 1049  
Columbus, Ohio 43216-1049

Sincerely,

  
Scott J. Nally  
Director

cc: Cynthia A. Hafner, DERR, CO  
Ed Waddles, Environmental Manager, MTD Consumer Group Inc.  
Ed Lim, DERR, CO  
Erik Hagen, DERR, CO  
Ron Shadrach, DERR, NEDO  
Harry Courtright, DERR, NEDO  
Scott Heidenreich, DMWM, CO  
Mitch Mathews, DMWM, CO