



Environmental
Protection Agency

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

OHIO E.P.A.

MAY 11 2011

ENTERED DIRECTOR'S JOURNAL

CERTIFIED MAIL

May 11, 2011

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.

Mr. Cliff Hamilton
Environmental Health & Safety
Hudson Health Center 210
Athens, Ohio 45701

By: Donna Casser Date: 5-11-11

**Re: Amended Closure Plan Approval
Clean Closure by Decontamination
Ohio University, The Ridges Area 10, BLD. 32 - OHD986975068**

Dear Mr. Hamilton:

On February 7, 2011, Spence Environmental Consulting, Inc., ("Spence") submitted to Ohio EPA an amended closure plan for two hazardous waste management units ("HWMUs"), consisting of one indoor Light Bulb Storage Room, and one Hazardous Waste Storage Area at The Ridges Area 10, Building 32, Ohio University, located in Athens, Ohio. Revisions to the amended closure plan were received on April 21, 2011. The original plan was submitted pursuant to the December 8, 2010, Director's Final Findings and Orders. The amended closure plan was submitted pursuant to rule 3745-66-12 of the Ohio Administrative Code (OAC) in order to demonstrate that Ohio University's proposal for amended closure complies with the substantive requirements of 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 amended closure plan in accordance with the hazardous waste rule requirements. No public comments were received by Ohio EPA.

Based upon review of Spence's submittal and subsequent revisions, I conclude the amended closure plan for the HWMUs at The Ridges Area 10, Building 32, Ohio University, located in Athens, Ohio meets the performance standard contained in OAC rules 3745-55-11 and complies with the pertinent parts of OAC rule 3745-55-12.

The amended closure plan submitted to Ohio EPA on February 7, 2011, and revised on April 21, 2011 by Spence is hereby approved.

Compliance with the approved closure plan 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 of this approved closure plan. Please be advised that approval of this amended closure plan does not release Ohio University 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, made payable to "Ohio Treasurer," 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 3745-55-15 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 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:

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

A copy should also be sent to:

Ohio Environmental Protection Agency
Division of Materials and Waste Management
Elizabeth Herron
Southeast District Office
2195 Front Street
Logan, Ohio 43138

Ohio EPA, Division of Materials and 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 Elizabeth Herron at (740) 380-5248.

Sincerely,


Scott J. Nally
Director

cc: Scott Heidenreich, Manager, ERIS, DMWM, CO
Ed Lim/Don Vogel, DERR, CO
Elizabeth Herron, DHWM, SEDO
Kelly Jeter, Supervisor, Enforcement Unit, DMWM, CO