OhioEPA

OHIO E.P.A.
OCT 29 2014
ENTERED DIRECTOR'S JOURNAL

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

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: [signature] Date: 10-29-14

OCT 29 2014

Certified Mail

Ms. Jennifer McGuckin
The D. S. Brown Company
300 East Cherry Street
North Baltimore, Ohio 45872

Re: The D. S. Brown Company
Director's Authorization
Approval
RCRA C - Hazardous Waste
Wood County
OHD 987 000 734

Subject: Closure Plan Approval
for clean closures by REMOVAL
The D. S. Brown Company
OHD 987 000 734

Dear Ms. McGuckin:

On November 27, 2013, The D. S. Brown Company (Brown) submitted to Ohio Environmental Protection Agency (Ohio EPA) a closure plan for the Former Drum Crushing and Drum Storage units (S01) located at 300 East Cherry Street, North Baltimore, Ohio, 45872. The closure plan was submitted pursuant the October 3, 2013 Director's Final Findings and Orders in order to demonstrate that Brown's proposal for closure complies with the substantive requirements of Ohio Administrative Code (OAC) rules 3745-55-11 and 3745-55-12. Revisions to the closure plan were received on March 13, 2014 and on October 1, 2014.

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

Based upon review of Brown's submittal and subsequent revisions, I conclude that the amended closure plan for the hazardous waste facility at 300 East Cherry Street, North Baltimore, Ohio, as modified herein, meets the performance standard contained in OAC rule 3745-55-11, and complies with the pertinent parts of OAC rule 3745-55-12.

The amended closure plan submitted to Ohio EPA on November 27, 2013 and revised on March 13, 2014 and October 1, 2014 by Brown is hereby approved with the following modification(s):

> Complete a Tier I Data Validation The wipe sample analytical data will be reviewed and validated for compliance with quality control requirements following appropriate guidance outlined in the Ohio EPA Tier I Data Validation Manual. The results of the validation will be summarized in a technical memorandum to include information regarding the facility and samples collected, a statement regarding the basis for collecting the samples, a summary of validation results, and a statement concerning the usability of the data. Validation will include review of data completeness, holding times, laboratory method blanks, laboratory control samples, and quantitation.

Compliance with the approved closure plan, 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 this approved plan. Please be advised that approval of this closure plan does not release The D. S. Brown Company 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 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 of State ") 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 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
77 South High Street, 17th Floor
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:

Ohio Environmental Protection Agency
Division of Environmental Response and Revitalization
P.O. Box 1049
Columbus, Ohio 43216-1049
Attn: Edwin Lim, ERAS

A copy should also be sent to:

Ohio Environmental Protection Agency
Division of Environmental Response and Revitalization
Northwest District Office,
347 N. Dunbridge Road
Bowling Green, Ohio 43402
Attn: Mike Terpinski

If you have any questions about implementing this closure plan, contact Don Vogel at 614-644-4826.

Sincerely,

Craig W. Butler
Director

cc: Mike Terpinski, DERR, NWDO
Dawn Pleiman / DERR / NWDO
Don Vogel, DERR, CO
Ed Lim, Manager, ERAS, DERR, CO
Kelly Smith, Enforcement Unit, DMWM
Connie Livchak, FARU-DMWM, CO
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