



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

OHIO E.P.A.

MAY 21 2014

ENTERED DIRECTOR'S JOURNAL

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: Donna Cassiter Date: 5-21-14

CERTIFIED

May 21, 2014

Mr. Keith Kimble
Kimble Clay & Limestone Co.
3596 State Route 39 NW
Dover, Ohio 44622

Re: Kimble Sanitary Landfill
Director's Authorization
Approval
Municipal Solid Waste Landfills
Tuscarawas County
MSWL018778

Subject: Ohio Administrative Code Rule 3745-27-10(C)(7)(g) Approval

Dear Mr. Kimble:

On December 23, 2013, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southeast District Office (SEDO) received a document titled "Request to update the Background Data Sets for Monitoring Wells BP-36, DP-31A, DP-50A, SP-40 AND DP-50 at the Kimble Sanitary Landfill" dated December 19, 2013, for the Kimble Sanitary Landfill (Facility) located in Tuscarawas County. This document was submitted by Civil & Environmental Consultants Inc. (CEC), on behalf of the Facility pursuant to Ohio Administrative Code (OAC) Rule 3745-27-10(C)(7)(g), and requested to update the background data group representing the background ground water quality at monitoring wells BP-36 for sodium, DP-31A for chloride, DP-50A for potassium, SP-40 for chloride, DP-50 for potassium, and DP-30 for ammonia.

Pursuant to OAC Rule 3745-27-10(C)(7)(g), background data can be added only in blocks of data resulting from analysis of four or more statistically independent samples after the data have been statistically compared to the current background data and no statistical differences are detected, unless another method is deemed acceptable to the director.

Ohio EPA has reviewed the request to determine if the alternate method of evaluation adequately demonstrates, in accordance with OAC Rule 3745-27-10(B)(1)(a), (C)(4), and (C)(5), that the data represents the quality of background ground water that has not been affected by past or present operations at the sanitary landfill facility. Ohio EPA concurs that the new proposed background data group for monitoring wells BP-36 for sodium, DP-31A for chloride, DP-50A for potassium, SP-40 for chloride, DP-50 for potassium, and DP-30 for ammonia best represents the current ground water quality that has not been affected by past or present operations at the sanitary landfill facility. Therefore, pursuant to OAC Rule 3745-27-10(C)(7)(g), the owner or operator is hereby authorized to update the background database for monitoring wells BP-36 for sodium, DP-31A for chloride, DP-50A for potassium, SP-40 for chloride, DP-50 for potassium, and DP-30 for ammonia as detailed in the December 23, 2013 request.

Kimble Sanitary Landfill

Approval

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You are hereby notified that this action of the Director of Environmental Protection (Director) is final and may be appealed to the Environmental Review Appeals Commission pursuant to Ohio Revised Code Section 3745.04. 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." The Commission, in its discretion, may reduce the fee if by affidavit it is demonstrated 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
77 South High St., 17th Floor
Columbus, Ohio 43215

If you have any questions, please feel free to contact Dale Warner in the Division of Materials and Waste Management at (740) 380-5435.

Sincerely,



Jim Sferra, Chief Southeast District Office
For Craig W. Butler, Director

CB/JS/DW/mr

cc: Rich Fox, DMWM, SEDO
cc: Tuscarawas County Health Department