



OHIO E.P.A.

MAR 14 2013

ENTERED DIRECTOR'S JOURNAL

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

CERTIFIED

March 14, 2013

Rumpke Waste, Inc.
Attention: Jay Roberts
10295 Hughes Road
Cincinnati, Ohio 45251

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: John Lassiter Date: 3-14-13

**Re: Beech Hollow Landfill, Jackson County
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c) Approval**

Dear Mr. Roberts:

On November 9, 2012, the Southeast District Office (SEDO) of the Ohio Environmental Protection Agency (Ohio EPA) received the sampling results and the statistical report for the August 27, 2012 sampling event at the Beech Hollow Landfill (BHL). BHL is owned and managed by Rumpke Waste, Inc. (RW). The report identified one statistically significant increase for sodium in monitoring well BHW-28S.

In accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(b), RW notified the Director of Ohio EPA (Director) of the significant change from background values within the required seventy-five days of withdrawing the sample at BHL.

On January 30, 2013, SEDO received a demonstration report from RW for the sodium exceedence in monitoring well BHW-28S at BHL. The report concluded that the statistically significant detection for sodium in BHW-28S was the result of natural variation in ground water quality. The demonstration was reviewed by the Division of Drinking and Ground Waters (DDAGW) and the Division of Materials and Waste Management (DMWM). Upon review, the data submitted adequately supports RW's conclusion for the statistically significant increase of sodium in BHW-28S.

Based on the demonstration provided, the statistically significant increase for sodium in monitoring well BHW-28S reported in the 2012 second semi-annual ground water statistics report appears to be a false statistical positive. Therefore, Ohio EPA approves continuation of the detection monitoring program in accordance with OAC Rule 3745-27-10(D)(7)(c) for the well and parameter specified above.

Should future ground water sampling results indicate statistically significant increases in ground water monitoring parameters at any of the detection monitoring wells, you must

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OAC 3745-27-10(D)(7)(c) Approval
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either enter them into assessment monitoring in accordance with OAC Rule 3745-27-10(E) or obtain an approval to keep them in the detection monitoring program.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC 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 Street, 17th Floor
Columbus, Ohio 43215

If you have any questions or require further assistance, please contact Mr. Daniel Bergert of Ohio EPA's Southeast District Office at 740-380-5438.

Sincerely,



Jim Sferra, Chief
Southeast District Office
For Scott J. Nally, Director

cc: Jackson County Health Department
Bruce Downard, Beech Hollow Landfill, 28 AW Long Road, Wellston, Ohio 45692
Scott Hester, DMWM, CO
SEDO-DMWM
SEDO-DDAGW

JS/DB/mr