



**Environmental
Protection Agency**

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

OHIO E.P.A.

MAR 27 2012

ENTERED DIRECTOR'S JOURNAL

March 27, 2012

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.

Donald Minihan
Central Waste, Inc.
12003 Oyster Road
Alliance, OH 44601

By: Janda Lassiter Date: 3/27/12

**RE: CENTRAL WASTE LANDFILL, MAHONING COUNTY
OHIO ADMINISTRATIVE CODE (OAC) RULE 3745-27-10(C)(7)(G) APPROVAL**

Dear Mr. Minihan:

On February 14, 2011 and August 8, 2011, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northeast District Office (NEDO) received documents titled "Statistical Analysis Program for Ground-Water Quality Monitoring, Revision 3" and "Statistical Analysis Program for Ground-Water Quality Monitoring, Revision 4." The documents are dated February 11, 2011 and August 4, 2011, respectively. The documents contain statistical analysis information of ground water data for the Central Waste Landfill (Facility) located in Mahoning County. The documents were submitted by Eagon & Associates, Inc., on behalf of Central Waste, Inc., pursuant to OAC Rule 3745-27-10(C)(7)(g), and request the addition of background data for arsenic in the ground water detection monitoring program for a monitoring well at the Facility. Specifically, Central Waste, Inc. requested the addition of arsenic from the June 2006 (14 µg/L) and May 2007 (9.1 µg/L) sampling events in background data for monitoring well MW-3D.

Pursuant to OAC Rule 3745-27-10(C)(7)(g), background data can be added only in blocks of data resulting from the 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.

The documents demonstrated that the June 2006 and May 2007 statistically significant arsenic results from monitoring well MW-3D were false positives and therefore it is acceptable that these results be incorporated into the background data set of the well.

Ohio EPA has reviewed the applicable information and concurs with this conclusion. Therefore, pursuant to OAC Rule 3745-27-10(C)(7)(g), I hereby approve the addition of June 2006 and May 2007 results in the intrawell background data set for arsenic at MW-3D.

Donald Minihan
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Should future or existing ground water sampling results indicate statistically significant changes in ground water monitoring parameters, the owner or operator will be required to either enter into the ground water quality assessment monitoring program in accordance with OAC Rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program pursuant to OAC Rule 3745-27-10(D)(7)(c).

This approval shall not be construed to release the owner or operator from the obligation to comply with the requirements of any other ground water quality assessment monitoring program being conducted at the Facility.

You are hereby notified that this action of the Director of Ohio EPA (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." 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 concerning this letter, please contact Katharina Snyder of Ohio EPA, NEDO at (330) 963-1257.

Sincerely,



Kurt M. Princic
Chief, Northeast District Office
for Scott J. Nally
Director, Ohio EPA

KMP/SJN/KS/cl

cc: Lynn Sowers, DMWM- NEDO
Mary Helen Smith, Mahoning County Health Department