



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

OHIO E.P.A.

MAR -6 2013

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.

ENTERED DIRECTOR'S JOURNAL

By: Don Kasser

Date: 3-6-13

March 6, 2013

Ms. Robin Jones
Project Manager Closed Sites
Waste Management
P.O. Box 13506
Dayton, Ohio 45413

CERTIFIED MAIL

**Re: ELDA Recycling and Disposal Facility Closed Landfill, Hamilton County
Ohio Administrative Code (OAC) Rule 3745-27-10(C)(7)(g) Approval**

Dear Ms. Jones:

On November 20, 2012, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southwest District Office (SWDO) received the document titled Statistical Analysis Program for Ground-water Quality Monitoring, ELDA Recycling and Disposal Facility-Revision 6, dated November 2012, for the ELDA Landfill located in Hamilton County. This document was submitted by Eagon & Associates, Inc. on behalf of Waste Management, Inc. The facility has requested approval to update background groundwater data for the following monitoring wells and constituents:

- Barium for W-18AR and E20AR
- Chloride for W-18AR, E24, E25, and E20AR
- Sodium for E24 and E20AR

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 has been statistically compared to current background data and no statistical differences are detected, unless another method is deemed acceptable by the Director.

Ohio EPA has reviewed the proposal and concurs that barium, chloride and sodium concentrations in the above noted monitoring wells are attributed to natural variability in the ground water. Therefore, pursuant to OAC Rule 3745-27-10(C)(7)(g), the Facility is authorized to add data from November 2012 to the background data.

Ms. Robin Jones
Waste Management
Page 2

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 John McGinnis of Ohio EPA-SWDO at (937) 285-6050.

Sincerely,



Bonnie Buthker, Chief, SWDO
for Scott J. Nally, Director

cc: Tracy Buchanan, DMWM-SWDO
Scott Hester, DMWM-CO
Rick Thornburg, Cincinnati Health Department