



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

OHIO E.P.A.

DEC -6 2013

ENTERED DIRECTOR'S JOURNAL  
CERTIFIED

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: Janet Lasseiter Date: 12-6-13

December 6, 2013

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

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

**Subject: Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c) Approval**

Dear Mr. Kimble:

On October 1, 2013, the Ohio Environmental Protection Agency(Ohio EPA) Southeast District Office (SEDO) received an alternate source demonstration submitted in accordance with OAC Rule 3745-27-10(D)(7)(c)(ii) for the statistically significant increases identified during the May and June 2013 sampling events performed at the Kimble Sanitary Landfill. As noted in the facility's semiannual detection monitoring report submitted on July 27, 2013, two statistically significant exceedances were observed in the May sampling event. Monitoring well DP-31A had a concentration of 35 ppm of chloride and monitoring well SP-40 had a concentration of 3.3 ppm of chloride. Cumulative sum control chart (CUSUM) values for each of the aforementioned wells were exceeded. Resampling occurred on June 21, 2013 and verified the exceedance of the control chart limits for both wells and represents a statistically significant increase above background.

The demonstration received October 1, 2013 was reviewed by the Division of Drinking and Ground Waters (DDAGW) and the Division of Materials and Waste Management (DMWM). Based on the data within the demonstration, the statistically significant increases in monitoring wells DP-31A and SP-40 and reported in the July 27, 2013 ground water statistics report appear to be caused by natural variation. Therefore, Ohio EPA approves continuation of the detection monitoring program in accordance with OAC Rule 3745-27-10(D)(7)(c) for the parameters and wells specified above. The demonstration data submitted adequately supports the Kimble Sanitary Landfill's conclusion of natural variability.

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., 17<sup>th</sup> Floor  
Columbus, Ohio 43215

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

Sincerely,



Jim Sferra, Chief Southeast District Office  
for Scott Nally, Director

JS/SN/DW/mr

cc: Tuscarawas County Health Department  
Scott Hester, DMWM, CO  
SEDO-DMWM  
SEDO-DDAGW