



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

ENTERED DIRECTOR'S JOURNAL

NOV -8 2013

CERTIFIED

November 8, 2013

Tim Haaf
Waste Management, Inc.
Statewide RDF
851 Robinson Road East
Erie, PA 16509

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: [Signature] Date: 11-8-13

**RE: Statewide Recycling & Disposal Facility
Director's Authorization
Final Approval
Municipal Solid Waste Landfills
MSWL019989**

Dear Mr. Haaf:

On June 26, 2013, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Northeast District Office (NEDO) received a document titled "2013 First Semiannual Corrective Measures Activities Report, Alternate Source Demonstration," dated June 20, 2013, for the Statewide Recycling and Disposal Facility (Facility) located in Stark County. This document was submitted by Eagon & Associates, Inc. on behalf of Waste Management, Inc., and contains the ground water sampling results and the statistical analysis from the April 2013 ground water sampling event at the Facility.

According to the document, analysis of the ground water detection monitoring data indicated that the following statistically significant change was detected: arsenic in monitoring well MW5C-4.

Pursuant to Section 9.2 of the Facility's approved corrective measures plan, approved on March 22, 2007, the owner or operator may demonstrate that the verified statistically significant change is due to a source other than the landfill. If the owner or operator does not receive approval to continue evaluating the statistically significant constituent as being below background values within 135 days of the date of notification of a verified statistically significant change, then the well and background wells must be sampled for the Appendix II parameters contained in OAC Rule 3745-27-10, and a new

Tim Haaf
Waste Management, Inc.
Page 2 of 3

rate, extent, and concentration determination must be made.

The June 20, 2013 document concluded that the statistically significant change in arsenic at monitoring well MW5C-4 was due to a source other than the landfill, namely acid mine drainage attributable to former strip mining activities at the Facility, and not as a result of impact from the landfill.

Ohio EPA has reviewed the applicable information and concurs with the demonstration included in the June 20, 2013 document. Therefore, the owner or operator is hereby authorized to continue evaluating the statistically significant change in arsenic at monitoring well MW5C-4 as being below background values.

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 obtain approval to continue evaluating the statistically significant change as being below background values or sample for the Appendix II parameters contained in OAC Rule 3745-27-10 and make a new determination of rate, extent, and concentration.

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 Street, 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.

Tim Haaf
Waste Management, Inc.
Page 3 of 3

Sincerely,

A handwritten signature in black ink, appearing to read "S. Nally", with a stylized flourish at the end.

Scott J. Nally, Director

cc: Lynn Sowers, DMWM-NEDO
Scott Hester, DMWM-CO
Paul DePasquale, Stark County Health Department