



State of Ohio Environmental Protection Agency

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MAY - 7 2002

ENTERED DIRECTOR'S JOURNAL

MAY 7 2002

Bruce Downard, Manager
Beech Hollow Landfill
28 A. W. Long Road
Wellston, Ohio 45692

I certify this is an original and accurate copy of the
official document as filed in the records of the Ohio
Environmental Protection Agency.

By: James J. Lammert 5/7/02

**Re: Beech Hollow Landfill, Jackson County
Approval for Alternative Daily Cover Material**

Dear Mr. Downard:

On March 5, 2002, Southeast District Office (SEDO) of Ohio EPA received a report from Rumpke Waste, Inc., outlining the performance of Beltech 113 as an alternative daily cover (ADC) material at the Beech Hollow Landfill (BHL). Within this report, you requested to utilize Beltech 113 as an ADC in lieu of daily soil cover on a permanent basis in accordance with Ohio Administrative Code (OAC) Rule 3745-27-19(F). BHL is hereby granted approval to use Beltech 113 as ADC in lieu of daily soil cover subject to the following conditions:

CONDITIONS

1. This authorization is limited to the use of Beltech 113 only at BHL. No other ADC material may be used at BHL without prior authorization from Ohio EPA.
2. BHL shall place Beltech 113 over exposed waste materials by the end of the working day, or more frequently if necessary, to control fire hazards, blowing litter, odors, dust, insects, and rodents.
3. If inclement weather conditions will render the placement or use of Beltech 113 ineffective or otherwise unsatisfactory, BHL shall temporarily revert to using conventional soil cover in accordance with OAC Rule 3745-27-19(F) until such conditions cease to exist. Under such circumstances, BHL may apply another ADC material that has been approved for use at the facility, provided that the ADC material is able to perform effectively under the inclement conditions.

Bob Taft, Governor
Maureen O'Connor, Lieutenant Governor
Christopher Jones, Director

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4. If BHL determines that Beltech 113 is ineffective, or otherwise unsatisfactory under normal operating conditions, BHL shall immediately revert to using conventional soil cover in accordance with OAC Rule 3745-27-19(F). Under such circumstances, BHL may apply another ADC material that has been approved for use at the facility. BHL shall verbally notify Ohio EPA, SEDO and the Jackson County Health Department (JCHD) of this action by the end of the next working day and shall submit written notification to Ohio EPA, SEDO within fourteen (14) calendar days. This notification is not necessary if the use of Beltech 113 ceases on a temporary basis in accordance with Condition Number 3.
5. If Ohio EPA determines that the use of Beltech 113 is ineffective or unsatisfactory under normal operating conditions, then permission to use the material may be revoked. Upon revocation, BHL shall immediately cease to use the material at the facility and shall revert to using conventional soil cover in accordance with OAC Rule 3745-27-19(F). Under such circumstances, BHL may apply another ADC material that has been approved for use at the facility.
6. BHL shall not have more than 43,560 square feet of the working face covered with ADC material. This amount represents the maximum area of the facility that can be covered with ADC material at any one time. This maximum area applies to the use of Beltech 113 by itself or in combination with other ADC materials that the director has authorized to be used at BHL.
7. Beltech 113 shall not be used as intermediate or final cover. Any solid waste disposal area that remains inactive for a period of seven (7) days, and which has been covered with Beltech 113, shall be covered with at least six inches of soil in accordance with OAC Rule 3745-27-19(F) by the end of the seventh day.
8. Nothing in this letter shall be construed to authorize any waiver from the requirements of any other applicable federal or state laws or regulations. This letter shall not be interpreted to release BHL from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code; under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

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You are hereby notified that this action of the Director of Environmental Protection is final and may be appealed to the Environmental Review Appeals Commission (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. It must be filed with the Commission within thirty (30) days after notice of the director's action. A copy of the appeal must be served on the director within three (3) days of filing with the Commission. An appeal may be filed with the Commission at the following address:

Environmental Review Appeals Commission
236 East Town Street
Room 300
Columbus, Ohio 43215

If there are any questions regarding this authorization, please contact Dan Bergert at (740) 380-5438.

Sincerely,



Christopher Jones
Director

CJ/DB/jg

cc: Steve Rine, Supervisor, DSIWM, SEDO
Scott Hester, Supervisor, DSIWM, CO
Lana Cherrington, Jackson County Health Department