



State of Ohio Environmental Protection Agency

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JUL 22 2002

OHIO EPA
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ENTERED DIRECTOR'S JOURNAL

Mr. David Vossmer
Browning-Ferris Industries of Ohio, Inc.
530 North Camp Road
Port Clinton, Ohio 43452

**Re: Ottawa County Landfill, Ottawa County
Ohio Administrative Code (OAC) Rule 3745-27-10(E)(7)(b)
Approval (COD) at MW-32**

Dear Mr. Vossmer:

By letter dated May 21, 2002, the Northwest District Office (NWDO) of the Ohio Environmental Protection Agency (Ohio EPA) received an authorization request from Civil & Environmental Consultants, Inc., pursuant to Ohio Administrative Code (OAC) Rule 3745-27-10(E)(7)(b), to reinstate detection ground water monitoring for the Ottawa County Landfill (Facility). Ohio EPA has completed a review of the May 21, 2002, letter regarding a demonstration that elevated constituent concentrations for Chemical Oxygen Demand (COD) in the ground water at bedrock monitoring well MW-32 are not attributable to contamination from the Facility.

In accordance with OAC Rule 3745-27-10(E)(7)(b), the owner or operator may demonstrate that a statistically significant change in ground water monitoring parameter(s) was not a result of impact from the landfill. Upon such a determination by the Director, the Director may reinstate the ground water detection monitoring program for the affected wells.

Based upon the review of the May 21, 2002, re-sampling event the results demonstrate the elevated concentration of COD at MW-32 is not a result of impact from the landfill. Therefore, pursuant to OAC Rule 3745-27-10(E)(7)(b), Ohio EPA approves the demonstration for COD at MW-32 and the owner/operator of the Ottawa County Landfill may reinstate ground water detection monitoring for COD at MW-32.

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

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)

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

Official documents filed in the records of the Environmental Protection Agency.
7/22/02

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. 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 you have any questions please feel free to contact Ken Brock of Ohio EPA, Northwest District Office at (419) 373-3143. Any written correspondence should be sent to the attention of Beth Skulina, Ohio EPA, NWDO-DSIWM, 347 N. Dunbridge Road, Bowling Green, Ohio 43402.

Sincerely,



Christopher Jones
Director

cc: Scott Hester, DSIWM-CO
Beth Skulina, DSIWM-NWDO
Ken Brock, DDAGW-NWDO
Jack Leow, DDAGW-NWDO
Pat Nortz, BFIO, Lorain County Landfill
Robert Harklau, Civil Environmental Consultants
Dave Vossmer, Browning-Ferris Industries of Ohio, Port Clinton
5-2204