

OHIO ENVIRONMENTAL PROTECTION AGENCY

PERMIT-TO-INSTALL

Application Number: 05-10885
Application Received: March 23, 2000
Permit Fee: \$2,500.00
Permit Fee Balance: \$2,100.00

OHIO E.P.A.
AN -6 2003
ENTERED RECORDS JOURNAL

Applicant: Republic Services of Ohio Hauling, LLC
Address: 2415 Glendale-Milford Road
Cincinnati, Ohio 45241

Facility Name: Evendale Transfer Station

Location: The facility is located near the intersection of S.R.126 (Glendale-Milford Rd.) and Interstate 75 in Evendale, Hamilton County, Ohio.

Permit Type: Modification of an Existing Transfer Station

Issuance Date: January 6, 2003

Effective Date: January 6, 2003

The above named entity is hereby issued a permit approval (permit-to-install) for the above described source pursuant to Ohio Administrative Code (OAC) Chapter 3745-31. Issuance of this permit approval (permit-to-install) does not constitute expressed or implied approval or agreement that, if modified in accordance with the plans, specifications and/or information accompanying the permit application, the above described source of environmental pollutants will operate in compliance with applicable state and federal laws, rules, and regulations, and does not constitute expressed or implied assurances that if modified in accordance with those plans, specification, and /or information accompanying the permit application, the above described source of environmental pollutants will be granted the necessary operating permits and/or licenses. This permit approval (permit-to-install) is issued subject to the attached conditions which are hereby incorporated and made a part hereof.

In accordance with Ohio Revised Code (ORC) Section 3734.44, the applicant has exhibited sufficient reliability, expertise, and competency to operate the solid waste facility. This determination is made based upon review of the disclosure statements submitted pursuant to ORC Section 3734.42.

Ohio Environmental Protection Agency

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 Zona L. Clements 1/6/03

by Christopher Jones
Christopher Jones, Director

PERMIT SUMMARY

This permit approval (PTI Number 05-10885) authorizes Republic Services of Ohio Hauling, LLC (Republic) to modify its Evendale Transfer Station (Facility) by expanding the Facility's waste handling area. Located near the intersection of State Route 126 (Glendale-Milford Road) and Interstate 75, the Facility consists of an enclosed building with a daily waste processing rate of 1,000 tons. The Facility is also equipped with a leachate collection system and surface water management system.

This permit approval includes a variance from the requirement that the waste handling area of a solid waste transfer facility not be located 200 feet from a surface water and an exemption from the requirement that the leachate storage tank be provided with spill containment.

This summary is provided solely for informational purposes and does not constitute a part of, or otherwise affect, the attached permit to install.

PERMIT CONDITIONS

1. The director of the Ohio Environmental Protection Agency (Ohio EPA), or an authorized representative, may enter upon the premises of the above named applicant (permittee) during construction and operation at any reasonable time for the purpose of making inspections, conducting tests, or examining records or reports pertaining to the modification or installation of the above described solid waste facility.
2. The facility shall be modified in accordance with the plans and application submitted for this permit to the director. There may be no significant deviation from the approved plans without the express, written approval of Ohio EPA. Any deviation from the approved plans or the permit conditions may lead to such sanctions and penalties as provided under Ohio law. Approval of these plans does not constitute an assurance that the proposed facilities will operate in compliance with all Ohio laws and regulations. Additional facilities shall be installed upon orders of Ohio EPA if the proposed solid waste facility is inadequate or cannot meet applicable standards.
3. Issuance of this permit approval does not relieve the applicant (permittee) of the duty to comply with all applicable federal, state, and local laws, ordinances, and regulations.
4. This permit approval shall apply only to those facilities shown on the plans submitted as part of PTI Application Number 05-10885.

5. This permit approval may be modified, or alternatively revoked and reissued, to comply with any revisions to OAC Chapters 3745-27 and 3745-31 applicable to this solid waste facility.
6. The permittee shall provide for the proper maintenance and operation of the solid waste facility in accordance with the provisions of OAC Chapter 3745-27.
7. Nothing in this permit approval shall be interpreted to release the permittee from responsibility under ORC Chapters 3704, 3734, or 6111; under the Federal Clean Water or Comprehensive Environmental Response, Compensation, and Liability Acts; or from other applicable laws for remedying conditions resulting from any release of contaminants to the environment.
8. This permit approval does not include approval for the acceptance of any hazardous or infectious waste, except those excluded from hazardous waste or infectious waste regulation by ORC Chapter 3734.
9. This permit approval does not provide for the acceptance of any asbestos or asbestos-containing waste material that is subject to the provisions of NESHAP, 40 CFR Part 61, Subpart M. No such asbestos containing waste material may be accepted without first obtaining the necessary permits from Ohio EPA.
10. This permit approval does not provide for the acceptance, for transfer, of whole or shredded scrap tires unless they are to be transferred to a scrap tire collection, storage, recovery, monocell, or monofill facility licensed in accordance with OAC Rule 3745-27 or a licensed solid waste incinerator.
11. This permit approval does not provide for the acceptance for transfer of yard waste, source-separated yard waste, or mixed yard waste except that source-separated yard waste may be accepted if it will be transferred to a composting facility registered or licensed in accordance with OAC Chapter 3745-27.
12. Prior to the start of operations, the permittee shall notify Ohio EPA, Southwest District Office (SWDO) and the Hamilton County General Health District of the operation start date so that the facility can be routinely inspected.
13. The permittee shall provide for the following inspections and maintenance of the facility:
 - a. The permittee shall provide for daily inspection of the facility and completion of the solid waste transfer facility daily log of operations. Written results of the inspection, including any corrective measures employed, shall be made

available to Ohio EPA, SWDO and the Hamilton County General Health District upon request.

- b. The leachate collection system shall be inspected and maintained to prevent blockage or clogging that may impede proper collection of leachate.
14. In accordance with OAC Rule 3745-27-23(Y), the permittee shall execute and fund the final closure financial assurance instrument in accordance with OAC Rule 3745-27-15 prior to the acceptance of waste in any modified area of the facility.
15. All surface water control structures must be in place prior to beginning any other construction activities.
16. Pursuant to ORC Sections 3745.11(Q) and (V), payment of the solid waste permit-to-install fee balance, in the amount of \$2,100.00 payable to "Treasurer, State of Ohio", shall be submitted to Ohio EPA, Attn: Fiscal Administration, P.O. Box 1049, Columbus, Ohio 43216-1049. The fee balance shall be submitted within 30 days of the effective date of this permit approval. Failure to submit the required fee will result in assessment of late penalties in accordance with ORC Sections 3745.11(Q) and (V).

END OF PERMIT CONDITIONS

Exemption from OAC Rule 3745-27-22(M)(2)

OAC Rule 3745-27-22(M)(2) requires that if leachate conveyance and storage structures are used, those systems must be provided with spill containment.

The facility uses an existing underground storage tank for any leachate generated in the waste handling areas. But, the tank is not double-lined. As part of the facility's annual report, Republic will annually leak test the tank to demonstrate its performance.

Granting an exemption from the above requirement is unlikely to adversely affect the public health or safety or the environment. Therefore, pursuant to ORC Section 3734.02(G), Republic is hereby granted an exemption from the requirement of OAC Rule 3745-27-22(M)(2) that spill containment be provided for the leachate tank.

Variance from OAC Rule 3745-27-22(D)

OAC Rule 3745-27-22(D) prohibits the waste handling areas of a transfer facility from being located within 200 feet of a surface water.

A small portion of a man-made drainage channel exists within 200 feet of the facility's waste handling area, with the nearest point 185 feet away. Because the facility is equipped with leachate collection and surface water management systems and all loose waste will be handled in an enclosed structure, locating the facility's waste handling areas within 200 feet of a surface water will not create a nuisance or a hazard to public health or safety or the environment. Therefore, pursuant to ORC Section 3734.02(A), Republic is hereby granted a variance from the requirement of OAC Rule 3745-27-22(D).