



State of Ohio Environmental Protection Agency

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Tim Haaf
Waste Management of Ohio, Inc.
851 Robison Road East
Erie, PA 16509

**Re: Lake County Recycling and Disposal Facility
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(4) Approval**

Dear Mr. Haaf:

On December 15, 2003, the Ohio Environmental Protection Agency (Ohio EPA) received documents dated April 24, 2003, and May 16, 2003, and titled *Lake County Recycling and Disposal Facility (RDF) OAC 3745-27-10(D)(4) Low Yield*. Eagon & Associates, acting on behalf of Waste Management of Ohio, Inc. (WMO), submitted the documents in accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(4). As part of the documents, WMO requested to limit the sampling parameter list for three ground water monitoring wells at its Lake County Recycling and Disposal Facility.

Specifically, the documents indicate that there is insufficient water in monitoring wells LCD-7, LCD-9, and LCD-15R to perform proper sampling for all Appendix I and II parameters. As a result, WMO requested to limit the sampling parameter list at these wells to only the Appendix I volatile organic compound (VOC) parameters.

OAC Rule 3745-27-10(D)(4) states, in part:

Alternative parameters for low-yield wells not screened in the uppermost aquifer system. The owner or operator may propose in writing, that an alternative list of any of the appendix I monitoring parameters be used to meet the requirements of paragraph (D)(5)(c) of this rule for those monitoring wells not screened in the uppermost aquifer system that cannot produce enough water within a twenty-four hour period to allow for the analysis of all of the required parameters. . . .

Ohio EPA has reviewed the applicable information, and we concur with WMO's rationale in the request that there is insufficient water in the monitoring wells to sample for all the Appendix I and II parameters. Therefore, pursuant to OAC Rule 3745-27-10(D)(4), I hereby authorize WMO to limit the sample parameter list of monitoring wells LCD-7, LCD-9, and LCD-15R to the Appendix I VOC parameters.

Bob Taft, Governor
Jennette Bradley, Lieutenant Governor
Christopher Jones, Director



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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 pursuant to ORC 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 30 days after notice of the director's action. A copy of the appeal must be served on the director within three days of filing with the commission. An appeal may be filed with the commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street
Room 222
Columbus, Ohio 43215

If you have any questions concerning this authorization, please contact Colum McKenna of Ohio EPA's Northeast District Office at (330) 963-1268.

Sincerely,

Christopher Jones
Director

cc: Lynn Sowers, DSIWM-NEDO
Laura Kuns, Lake County General Health District
Stephen Champa, Eagon & Associates
Scott Hester, DSIWM-Central Office