



State of Ohio Environmental Protection Agency

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Bob Downing, District Manager  
Evergreen Recycling and Disposal Facility  
2625 East Broadway  
Northwood, Ohio 43619

**Re: Evergreen North Sanitary Landfill, Wood County  
Ohio Administrative Code (OAC) Rule 3745-27-13 Authorization**

Dear Mr. Downing:

On November 10, 2003, the Northwest District Office (NWDO) of the Ohio Environmental Protection Agency (Ohio EPA) received a request from Hull and Associates, Inc. on behalf of Evergreen Recycling and Disposal Facility, Inc. (Evergreen RDF), pursuant to OAC Rule 3745-27-13, to excavate and install engineering measures to control leachate outbreaks at the closed Evergreen North Sanitary Landfill (Facility) located in Wood County. A revised request was submitted on December 17, 2003, and additional information regarding a double-cased pipe was received on March 11, 2004.

Specifically, this authorization is being pursued in order to reduce the potential for future leachate outbreaks on a portion of the northeast corner of the landfill. The work will include removing the existing cover, installing a geocomposite drainage layer along the slope, installing a french drain at the toe of the slope to collect leachate, piping the collected leachate to an existing manhole, and reconstructing the final cover.

Based on a review of the information received, I have determined, pursuant to OAC Rule 3745-27-13, that the proposed activities will not result in violation of applicable laws or regulations, will not create a nuisance, and are unlikely to adversely affect the public safety or health or the environment. Therefore, Evergreen RDF is hereby authorized to perform the proposed activities outlined in this letter in accordance with submitted plans, specifications, and information.

As part of this authorization, Evergreen RDF is subject to the following conditions:

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Jennette Bradley, Lieutenant Governor  
Christopher Jones, Director

## CONDITIONS

1. This approval grants authorization to perform activities at the Facility in accordance with the request dated November 10, 2003, and subsequent revisions submitted to Ohio EPA. All activities shall be conducted in strict accordance with the plans, specifications, and other information submitted as part of this request. There may be no deviation from the approved plans without prior written authorization from Ohio EPA. Any future activities at the Facility may require additional Ohio EPA approval.
2. Ohio EPA's NWDO shall receive written notice no later than seven (7) calendar days prior to commencement of the proposed activities.
3. All on-site activities shall be accomplished in compliance with all applicable state and federal laws and regulations pertaining to environmental protection, including, but not limited to, the control of air pollution, leachate, surface water run-on and run-off, and protection of ground water.
4. All activities undertaken shall not create a nuisance and shall not adversely affect the public safety or health or the environment.
5. Any portions of the landfill where the cap is removed by activities authorized by this approval shall have the final cover system re-established in accordance with OAC Rule 3745-27-10, as effective July 29, 1976. Design and construction of the cap shall be in accordance with the specifications detailed in DSIWM Guidance Document 0123, *Standards for Current Construction of a 1976 Cap System*.
6. All solid waste to be removed from the facility shall be containerized and securely stored until the materials are properly characterized and disposed in accordance with Chapter 3734 of the Ohio Revised Code (ORC) and the regulations promulgated thereunder.
7. Any wastes that are suspected or known to be hazardous and are removed from the limits of waste placement during the proposed activities shall be stored in accordance with ORC Chapter 3734 until they are properly characterized and treated or disposed.
8. Prior to any removal of waste or contaminated soil from the property, Evergreen

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- RDF shall submit copies of sample analysis results, the treatment or disposal method selected, and a letter of acceptance from the disposal facility to Ohio EPA's NWDO pursuant to OAC Rule 3745-27-13(H)(4).
9. method selected, and a letter of acceptance from the disposal facility to Ohio EPA's NWDO pursuant to OAC Rule 3745-27-13(H)(4).
  10. All liquids, semi-solids, industrial wastes, and other wastes regulated by ORC Chapter 6111 that are removed during intrusive activities shall be containerized and disposed in accordance with ORC Chapter 6111 and the regulations promulgated thereunder.
  11. No excavation of waste shall occur unless the excavated waste is replaced within previously existing horizontal and vertical limits of waste placement or is treated or disposed of at a licensed, permitted treatment or disposal facility, in accordance with ORC Chapter 3734 and the regulations promulgated thereunder.
  12. The facility must ensure compliance with all other applicable sections of OAC Rule 3745-27-13(H), effective August 15, 2003, not otherwise specified above.
  13. The director may revoke this authorization if Evergreen RDF violates, or is likely to violate, any applicable law or if the continued implementation of the approved plans causes a threat to the public health or safety or the environment.
  14. Nothing in this letter shall be construed to authorize any waiver from any requirements of applicable state solid waste laws or regulations. This approval shall not be interpreted to release Evergreen RDF from responsibility under ORC Chapters 3704, 3714, 3734, or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, the Toxic Substances Control Act, or the Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

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 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 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 after filing with the Commission. An appeal may be filed with the Commission at the

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following address:

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

If you have any questions regarding this authorization, please contact Andy Drumm of Ohio EPA's NWDO at (419) 373-3061.

Sincerely,

Christopher Jones  
Director

cc: Andy Drumm, DSIWM, NWDO  
Scott Hester, DSIWM, CO  
Greg Meyer, Waste Management, Inc.