



State of Ohio Environmental Protection Agency

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P.O. Box 1049
Columbus, Ohio 43216-1049

Mr. Mike Sovinski, Safety Service Director
City of Celina
426 West Market Street
Celina, Ohio 45822

**Re: City of Celina Landfill, Mercer County
Explosive Gas Monitoring Plan Approval**

Dear Mr. Sovinski:

On August 12, 2002, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO), received a document titled Explosive Gas Monitoring Plan, dated August 2002 for the former City of Celina Landfill (Facility) located in Mercer County. The document was prepared by Hull & Associates on behalf of the City of Celina. Subsequently, the plan was revised in accordance with a Notice of Deficiency (NOD) dated February 4, 2003, and the revised plan was received by Ohio EPA on May 15, 2003.

The explosive gas monitoring plan submitted to Ohio EPA for the former City of Celina Landfill, and subsequent addenda thereto, was prepared in accordance with Ohio Administrative Code (OAC) Rule 3745-27-12, and consists of the following documents: Explosive Gas Monitoring System Design; dated May 15, 2003, and Explosive Gas Monitoring, Sampling, and Reporting Procedures; dated May 15, 2003.

Ohio EPA reviewed the submitted plan and associated information, and we have determined that it meets the applicable requirements. Therefore, I hereby approve the explosive gas plan for the former City of Celina Landfill. As part of this approval, the City of Celina is subject to the following conditions:

CONDITIONS

1. The director of the Ohio EPA, or a representative authorized by the director, may enter the Facility premises at any time during construction or operation to inspect, conduct tests, or examine records and reports pertaining to the construction, modification, or installation of the explosive gas monitoring system, or for any other lawful purpose.
2. Issuance of this approval does not constitute expressed or implied agreement that the monitoring of the Facility performed and implemented in accordance with the approved

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explosive gas monitoring plan and/or its terms and conditions will constitute compliance with applicable federal and state laws, rules, and regulations, nor does issuance of this plan approval ensure that necessary operating permits or licenses will be granted.

3. Nothing in this letter shall be construed to authorize any waiver from any requirements of applicable state solid waste laws or regulations. This letter shall not be interpreted to release the City of Celina from responsibility under Ohio Revised Code (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 Ohio EPA 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 following address:

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

If you have any questions concerning this approval, please contact Mike Reiser of Ohio EPA's NWDO at (419) 373-3126.

Sincerely,

Christopher Jones
Director

CJ/MM/sw

cc: Mike Reiser, DSIWM-NWDO
Scott Hester, DSIWM-CO
Michelle Kimmel, Mercer County Health Department
Shawn McGee, Hull & Associates

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Christopher Jones, Director