



State of Ohio Environmental Protection Agency

STREET ADDRESS:

MAILING ADDRESS:

Lazarus Government Center
122 S. Front Street
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

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

Ms. Mary Blai, Vice President
Central Waste, Inc.
12003 Oyster Rd.
Alliance, Ohio 44601

**RE: OLD CENTRAL WASTE LANDFILL, AREAS 1-6 AND A-E, SMITH TOWNSHIP,
MAHONING COUNTY, EXPLOSIVE GAS MONITORING PLAN APPROVAL**

Dear Ms. Blai:

On March 24, 2004, the Ohio Environmental Protection Agency (Ohio EPA) received a March 22, 2004, document titled *Explosive Gas Monitoring System Design Document, Pre-1982 Disposal Areas, Disposal Sites A through E and 1 through 6, March 1993, Revised March 2004*. The plan represents revisions to a plan of the same name dated March 1993, revised March 2002, November 2002, January 2004, February 2004. The document was prepared by North Point Engineering (NPE) on behalf of Central Waste, Inc. (CWI). The Central Waste Landfill - Pre-1982 Disposal Areas (Disposal Sites A through E and Sites 1 through 6) is a closed municipal solid waste disposal facility located at 21605 Middletown Road, formerly 11850 Martin Road, Smith Township, Mahoning County. The landfill is owned by and was last operated by CWI. The landfill closed in 1979.

The explosive gas monitoring plan was prepared in accordance with Ohio Administrative Code (OAC) Rule 3745-27-12, effective August 15, 2003.

The explosive gas monitoring plan, including revisions through March 2004, for the closed Central Waste Landfill, Pre-1982 Disposal Areas is hereby approved subject to the following conditions:

Conditions

1. CWI shall implement the explosive gas monitoring plan at the Old Central Waste Landfill, Pre-1982 Disposal Areas, 21605 Middletown Road, Smith Township, Mahoning County, in accordance with the plan titled *Explosive Gas Monitoring System Design Document, Pre-1982 Disposal Areas, Disposal Sites A through E and 1 through 6, March 1993, Revised March 2004*, only. All activities must be conducted in strict accordance with the plans, specifications, and information submitted as part of the plan. There may be no deviation from the approved

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

- plans without the express, written approval of Ohio EPA. Any future activities may require additional Ohio EPA approval.
2. Ohio EPA, Northeast District Office (NEDO), Division of Solid and Infectious Waste Management (DSIWM), and the Mahoning County Board of Health shall receive written notice not later than 72 hours prior to commencement of the proposed activities.
 3. Ohio EPA, Northeast District Office (NEDO), Division of Solid and Infectious Waste Management (DSIWM), and the Mahoning County Board of Health shall receive written notice not later than 72 hours after discovering that any structure within 1,000 feet from the limits of waste placement is repaired, replaced, or otherwise made into an "occupied structure" pursuant to OAC Rule 3745-27-12(A)(5). If any structure within 1,000 feet from the limits of waste placement is repaired, replaced, or otherwise made into an "occupied structure" pursuant to OAC Rule 3745-27-12(A)(5), then a new permanent monitor shall be located, constructed, and monitored no later than 90 days from the date of discovery. If any structure within 200 feet from the limits of waste placement is repaired, replaced, or otherwise made into an "occupied structure" pursuant to OAC Rule 3745-27-12(A)(5), then, upon consent of the property owner, a structure alarm shall be installed and monitored within 90 days from date of discovery. A revised and approvable explosive gas monitoring plan shall be submitted to Ohio EPA not later than 180 days after the date of discovery.
 4. Not later than 60 days after the effective date of this approval, CWI shall implement the explosive gas monitoring plan. Implementation shall include installation and monitoring of temporary monitors, permanent monitors, and building alarms, pursuant to OAC Rule 3745-27-12(E).
 5. Issuance of this explosive gas monitoring plan approval does not constitute expressed or implied agreement that the monitoring of the facility, performed and implemented in accordance with the approved 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 assure that necessary operating permits or licenses will be granted.
 6. Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state solid waste laws or regulations. Furthermore, this authorization shall not be interpreted to release CWI or others from responsibility under Ohio Revised Code (ORC) Chapters 3704, 3714, 3734,

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

Ms. Mary Blai
Central Waste, Inc.
Page 3

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 from the facility 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. The appeal must be filed with the Commission within 30 days after notice of the director's action. A copy of the appeal shall 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 John Schmidt of Ohio EPA's NEDO at (330) 963-1175.

Sincerely,

Christopher Jones
Director

CJ/km

cc: Eric Adams, DSIWM-NEDO
Scott Hester, DSIWM-CO
Christine Frankford, Mahoning County Board of Health
Ron Zitek, North Point Engineering, Inc.

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

Ohio EPA is an Equal Opportunity Employer