



State of Ohio Environmental Protection Agency

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Ashland County Commissioners
Ashland County Courthouse
110 Cottage Street
Ashland, Ohio 44805

**Re: Ashland County Landfill, Ashland County
Ohio Administrative Code (OAC) Rule 3745-27-10(C)(7)(g) Approval**

Dear Commissioners:

On June 14, 2004, Hull & Associates, Inc., on behalf of the Ashland County Commissioners, submitted a request to the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) to change the background data for monitoring wells SW-4 and SW-5 at the Ashland County Landfill (Facility) located in Ashland County. This request was submitted pursuant to OAC Rule 3745-27-10(C)(7)(g).

OAC Rule 3745-27-10(C)(7)(g) states that "background data can be added only in blocks of data resulting from the analysis of four or more statistically independent samples after the data have been statistically compared to the current background data and no statistical differences are detected, unless another method is deemed acceptable to the director."

The June 14, 2004, demonstration concluded that the statistical changes for chloride in monitoring wells SW-4 and SW-5 are naturally occurring and represent a gradual shift in background concentration. The proposed background update will add the four most recent data points to include the full range of natural variability.

Ohio EPA has reviewed the applicable information and concurs with the June 14, 2004, demonstration. Therefore, pursuant to OAC Rule 3745-27-10(C)(7)(g), I hereby approve your request to update the background data for monitoring wells SW-4 and SW-5 using data from the past four sampling events.

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 Ohio Revised Code 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

Bob Taft, Governor
Jennette Bradley, Lieutenant Governor
Joseph P. Koncelik, Director

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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 document, please contact Mary Ann Miller of Ohio EPA, NWDO at (419) 373-3060.

Sincerely,

Christopher Jones
Director

MM/MM/sw

cc: Pat Donaldson, Ashland County Health Department
William Petruzzi, Hull & Associates, Inc.
Mike Beal, DDAGW-NWDO, 3248, 3733
Mary Ann Miller, DSIWM-NWDO
Scott Hester, DSIWM-CO