



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

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

Re: Ashland County Landfill, Ashland County
Ohio Administrative Code Rule 3745-27-10(E)(9)(b) authorization

Dear Commissioners:

On November 11, 2004, Hull & Associates, Inc. submitted to the Ohio Environmental Protection Agency (Ohio EPA) a request, pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), for continuation of detection monitoring at the Ashland County Landfill. Specifically, it documented that the statistically significant increases of barium and sodium in monitoring well BW-10 and sodium in monitoring well SW-3 are not the result of impact from the Ashland County Landfill. Due to the amount of time that has elapsed since this document was submitted, Ohio EPA is reviewing the request under OAC Rule 3745-27-10(E)(9)(b).

Pursuant to OAC Rule 3745-27-10(E)(9)(b), the owner or operator may demonstrate that a source other than the facility caused the contamination, or that the increase resulted from natural ground water variation or error during sampling, analysis, or statistical evaluation. The November 11, 2004 demonstration concluded that the statistically significant increases of barium and sodium in monitoring well BW-10 and sodium in monitoring well SW-3 are due to a source other than the landfill. Ohio EPA concurs, and approves reinstatement of the detection monitoring program for monitoring wells BW-10 and SW-3 in accordance with OAC Rule 3745-27-10(E)(9)(b). A detailed account of Ohio EPA's review of the demonstration will be sent to you under separate cover.

Should future or existing ground water sampling results indicate statistically significant increases in ground water quality for any parameters, the facility owner/operator will be required to enter into assessment monitoring in accordance with OAC Rule 3745-27-10(E) or obtain similar approval to remain in detection monitoring.

You are hereby notified that this action of the director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Ohio Revised Code Section 3745.04. The appeal must be in writing and set forth the action complained of and the ground upon which the appeal is based. The appeal shall be filed with the Commission within 30 days after notice of the action. Notice of the filing of the appeal shall be filed with the director of environmental protection within three (3) days after the appeal is filed with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

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

Ashland County Commissioners
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Environmental Review Appeals Commission
309 South Fourth Street
Suite 222
Columbus, Ohio 43215

If you have any questions concerning this document, you may contact Mary Ann Miller at the Ohio EPA, Northwest District Office, at (419) 373-3060.

Sincerely,

Shannon Nabors, Chief
Northwest District Office for
Joseph P. Koncelik, Director

pc: Ashland County Health Department
William Petruzzi, Hull & Associates, Inc.
Mike Beal, Ohio EPA, DDAGW-NWDO, 4816
Mary Ann Miller, Ohio EPA, DSIWM-NWDO