



State of Ohio Environmental Protection Agency

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Mr. Ron Crawford  
Elkrun Industries, Inc.  
PO Box 271  
Lisbon, Ohio 44432

**Re: Elkrun Industries, Inc., Columbiana County  
Decline to Grant Exemption from Ground Water Monitoring Requirements**

Dear Mr. Crawford:

On September 30, 2005, the Ohio Environmental Protection Agency, Northeast District Office (NEDO), received a Ground Water Monitoring Exemption Request (Request) from Eagon & Associates, Inc., on behalf of Elkrun Industries, Inc. for the Elkrun Industries Construction and Demolition Debris Landfill (Facility) located in Columbiana County.

As identified by the Division of Drinking and Ground Waters, there are four (4) water supply wells within 1,000 feet of the limits of construction and demolition debris (C&DD) placement at the Elkrun facility including one water supply well directly down gradient based on 1997 ground water flow information for the site. Ohio Administrative Code (OAC) Rule 3745-400-10 requires C&DD facilities to have a ground water monitoring well system unless the limits of debris placement meet all the criteria of OAC Rule 3745-400-09(B). OAC Rule 3745-400-09(B)(7) specifically requires C&DD facilities to have a ground water monitoring well system if the limits of debris placement are within 1000 feet of any water supply well or developed spring.

The September 30, 2005, request for an exemption for the Facility states as follows:

“Mr. Crawford intends to purchase the Ostrander property and abandon the Ostrander well in accordance with the State of Ohio Technical Guidance for Sealing Unused Wells (1996) upon approval of this exemption request. Then there will be no down gradient wells within 1,000 feet of the limits of debris placement, and Elkrun would meet the requirements set forth in Guidance Document Policy # DSIWM-00-400-0547.”

Pursuant to ORC Section 3734.02(G), the director may, by order, exempt any person generating, collecting, storing, treating, disposing of, or transporting solid wastes, or processing solid waste that consists of scrap tires, in such quantities or under such circumstances that, in the determination of the director, are unlikely to adversely affect the

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

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public health or safety or the environment, from any requirement to obtain a registration certificate, permit, or license or comply with other requirements of ORC Chapter 3734.

Based on the information submitted on September 30, 2005, I cannot determine that granting an exemption from the requirement of OAC Rule 3745-400-10 to have a ground water monitoring well system at the Facility, as proposed in the request, is unlikely to adversely affect the public health or safety or the environment. Therefore, I decline to grant an exemption from the requirement to install a ground water monitoring well system at the Facility in accordance with OAC Rule 3745-400-10.

If you have any questions concerning this letter, please contact Murat Tukul of Ohio EPA, NEDO at (330) 963-1192.

Sincerely,

Joseph P. Koncelik  
Director

JPK/MT/KM/sw

cc: Scott Hester, DSIWM-CO  
Murat Tukul, DSIWM-NEDO  
Bruce McCoy, DSIWM-CO  
Marty Cooper, Legal-CO  
Kitt Cooper, Esq.  
Eagon & Associates, Inc.