



State of Ohio Environmental Protection Agency

STREET ADDRESS:

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MAILING ADDRESS:

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

March 13, 2007

Putnam County Commissioners
245 East Main Street, Suite 101
Ottawa, Ohio 45875

**Re: Putnam County Landfill, Putnam County
OAC Rule 3745-27-10(D)(7)(c)(ii), Refuse To Grant Authorization**

Dear Commissioners:

On December 8, 2006, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO), received a document titled "*September 2006 Sampling Report*" dated December 7, 2006 for the Putnam County Landfill (Facility), located in Putnam County. This document was submitted by Eagon & Associates, Inc. on behalf of the Putnam County Board of Commissioners and included a demonstration in accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) that the statistically significant increase of sodium at MW-1 was not the result of impact from the Facility and a request to continue detection monitoring at this well.

Pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator may demonstrate that a source other than the sanitary landfill facility caused the contamination, or that the statistically significant change resulted from error in sampling, analysis, or statistical evaluation, or from natural variation in ground water quality, and request that the director approve continuation of the detection monitoring program.

The owner or operator has not provided sufficient evidence to demonstrate that the increase in sodium was from a source other than the landfill. Therefore, I refuse to grant approval to continue ground water detection monitoring for well MW-1.

You are hereby notified that this action of the Director of Ohio EPA (Director) is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. 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 thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon

Putnam County Commissioners
Putnam County Landfill
Page 2

the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

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

A detailed account of Ohio EPA's review of the ground water demonstration will be sent to you under separate cover.

If you have any questions concerning this letter, please contact Kimberly Burnham of Ohio EPA, NWDO at (419) 373-3049.

Sincerely,

Chris Korleski
Director

pc: Putnam County Health Department
Ken Brock, DDAGW, NWDO
Jack Leow, DDAGW, NWDO
Kimberly Burnham, DSIWM, NWDO
Beth Brown, Eagon & Associates, Inc.