



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

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

MAILING ADDRESS:

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

Mr. Dave Shook
Mansfield Plumbing Products, LLC
150 East First Street
Perrysville, Ohio 44864

**Re: Mansfield Plumbing Products Upper Landfill, Ashland County
Final Closure/Post-Closure Plan &
Ground Water Monitoring Plan approval**

Dear Mr. Shook,

On November 3, 2000, the Ohio Environmental Protection Agency (Ohio EPA) and Mansfield Plumbing Products, LLC (MPP) entered into consensual Director's Final Findings and Orders (DFF&Os) to resolve outstanding violations of Ohio's hazardous and solid and infectious waste laws and regulations. Order No. 16.a.i of the DFF&Os states,

"Within 120 days after the effective date of these Orders, Respondent shall submit, for Ohio EPA review and approval, a final closure/post-closure plan for a Class I residual waste landfill for the Upper Landfill in accordance with OAC Rule 3745-30-09 . . ."

In March 2001, Ohio EPA, Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a document titled *Final Closure/Post-Closure Plan Upper Landfill* (Closure Plan). The Closure Plan was prepared and submitted by RMT, Inc., on behalf of MPP. In addition to the closure and post-closure requirements for the site, the Plan also included the ground water monitoring requirements for the Upper Landfill. Ohio EPA, DSIWM, NWDO received revisions to the Closure Plan in November 2003, November 2005, and May 2006. Revisions to the Ground Water Monitoring Plan were received on March 17, 2003; June 2, 2006; August 16, 2006; and September 28, 2006.

Mr. Dave Shook

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

Ohio EPA has reviewed the submitted Plans and subsequent revisions and has determined that they meet the applicable requirements. Therefore, I hereby approve the Closure/Post-Closure Plan and the Ground Water Monitoring Plan for the Upper Landfill at MPP, Perrysville, Ohio. As part of this approval, MPP is subject to the following conditions:

CONDITIONS

1. This approval applies only to the plans titled *Final Closure/Post-Closure Plan Upper Landfill*, received on May 15, 2006, and *Groundwater Monitoring Plan Upper Landfill*, received on March 16, 2007.
2. The Director of Ohio EPA (Director), or an authorized representative, may enter the Facility during construction, operation, or post-closure care at any reasonable time for the purpose of making inspections, conducting tests, or examining records or reports pertaining to the activities authorized by this approval.
3. Issuance of this approval does not relieve MPP of the duty to comply with all applicable federal, state, and local laws, ordinances, and regulations.
4. Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations. This authorization shall not be interpreted to release MPP or others from responsibility under Ohio Revised Code Chapters 3704, 3714, 3734, 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 to the environment.

END OF CONDITIONS

You are hereby notified that this action of the Director 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. 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



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with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon 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, OH 43215

If you have any questions regarding this approval, please contact Mr. Ed Merriman of Ohio EPA, DSIWM, NWDO at (419) 373-3033.

Sincerely,

Chris Korleski
Director

cc: Ed Merriman, Ohio EPA-DSIWM-NWDO
Scott Hester, Ohio EPA-DSIWM-CO
Pat Donaldson, Ashland County Health Department.

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director