



State of Ohio Environmental Protection Agency

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Mr. Steve Sieracke
MELCO, Inc. (Kwest Group)
1613 S. Defiance Street
P.O. Box 30
Archbold, Ohio 43502

**Re: Kwest Class I Residual Waste Landfill, Ottawa County
Groundwater Statistical Monitoring Plan Revision
Approval of Addition of Background Data**

Dear Mr. Sieracke:

On December 19, 2007, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a document titled "*Kwest Group Closed Residual Waste Landfill Groundwater Statistical Monitoring Plan,*" (Stat Plan) for the closed Kwest Class I residual waste landfill, in Ottawa County. The document was submitted by The Mannik & Smith Group, Inc., on behalf of Kwest Group, and contains ground water statistical program revisions.

In the revised Stat Plan, Kwest Group requests to update the background database for calcium and sulfate at monitoring well MW2 and specific conductance at monitoring well MW6 even though there are significant upward trends in the data proposed for inclusion.

Pursuant to Ohio Administrative Code (OAC) Rule 3745-30-08(C)(6)(g), background data can only be added in blocks of data resulting from the analysis of four or more statistically independent samples after the data have been statistically compared to current background data and no statistical differences are detected, unless another method is deemed acceptable by the director.

Ohio EPA has reviewed the information provided and concurs that this data can be added to the background database. Therefore, pursuant to OAC Rule 3745-30-08(C)(6)(g), the owner or operator is hereby authorized to update the background database for calcium and sulfate at monitoring well MW2 and specific conductance at monitoring well MW6 as requested in the revised Stat Plan.

You are hereby notified that this action of the 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

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

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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 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

If you have any questions concerning this authorization, please contact Kimberly Burnham of Ohio EPA's Northwest District Office at (419) 373-3049.

Sincerely,

Shannon Nabors, Chief
Northwest District Office
for Chris Korleski, Director

pc: Dan Pittman, The Mannik & Smith Group, Inc.
Holly Szakovits, Kwest Group
Scott Hester, DSIWM, CO
Jack Leow, DDAGW, NWDO
Kimberly Burnham, DSIWM, NWDO