



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. John Butler  
Rumpke Waste, Inc.  
10795 Hughes Road  
Cincinnati, Ohio 45251

**Re: Rumpke Sanitary Landfill, Hamilton County  
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) Approval**

Dear Mr. Butler:

On July 22, 2008, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southwest District Office (SWDO) received a document titled "OAC 3745-27-10(D)(7)(c)(ii) Approval Request, Rumpke Sanitary Landfill," dated July 17, 2008, for the Rumpke Sanitary Landfill (Facility) located in Hamilton County. This document was submitted by Eagon & Associates Inc., on behalf of Rumpke Sanitary Landfill Inc., and contains the additional ground water sampling results and analysis regarding the chloride concentrations in ground water monitoring well HP-3IRN. This document was submitted in response for additional information requested by Ohio EPA, Division of Drinking and Ground Water (DDAGW). This document in conjunction with the document titled: "Statistical Analysis of Detection Monitoring Results, 2008 First Semiannual Sampling Event, Rumpke Sanitary Landfill" dated May 5, 2008, provides analysis of the ground water detection monitoring data and OAC Rule 3745-27-10(D)(7)(c)(ii) demonstration.

According to the document, analysis of the ground water detection monitoring data indicated that the following statistically significant changes were detected: chloride in monitoring well HP-3IRN.

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 natural variation in ground water quality. A report documenting this demonstration must be submitted to and approved by Ohio EPA. If the owner or operator does not obtain approval to continue detection monitoring within two hundred ten (210) days from initial sampling, the owner or operator is required to comply with the provisions of OAC Rule 3745-27-10(E) for ground water quality assessment monitoring.

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

Mr. John Butler  
Rumpke Waste Inc.  
Page 2 of 2

The May 5 and July 17, 2008 documents concluded that the statistically significant change for chloride at monitoring well HP-3IRN was due to the natural variation of chloride within the weathered bedrock stratigraphic unit, and not a result of impact from the landfill.

Ohio EPA has reviewed the applicable information and concurs with the demonstration included in the May 5 and July 17, 2008, documents. Therefore, pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator is hereby authorized to continue the detection monitoring program at the Facility for monitoring well HP-3IRN. Should future or existing ground water sampling results indicate statistically significant changes in ground water monitoring parameters, the owner or operator will be required to either enter into assessment monitoring in accordance with OAC Rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program.

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 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 letter, please contact Jay Cavender of Ohio EPA, SWDO at (937) 285-6357.

Sincerely,

Thomas A. Winston, P.E.  
Chief, Southwest District Office  
for Chris Korleski, Director

cc: Tracy Buchanan, DSIWM-SWDO  
Scott Hester, DSIWM-CO  
Chuck DeJonckheere, Hamilton County Public Health