



State of Ohio Environmental Protection Agency

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Columbus, OH 43216-1049

Mr. Rick Kostelnick
County Environmental of Wyandot
11164 County Highway 4
Carey, Ohio 43316-9750

**Re: County Environmental of Wyandot, Wyandot County, Ohio
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) Approval**

Dear Mr. Kostelnick

On October 20, 2008, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO), received a document titled “(D)(7)(c)(ii) Demonstration for BW-1, RW-11 and RW-12” dated October 17, 2008, for County Environmental of Wyandot (Facility), located in Wyandot County. This document was submitted by Eagon & Associates, Inc. on behalf of the owner/operator of the Facility and included a request to continue detection monitoring at specific wells at the Facility despite statistically significant increases in the data collected for those wells during the June 2-4, 2008 ground water sampling event at the Facility.

According to the document, analysis of the ground water detection monitoring data indicated that the following statistically significant change was detected: copper at monitoring well BW-1 and ammonia at monitoring well RW-11.

Verification sampling was performed on July 7, 2008. The re-sampling data confirmed the statistically significant change for copper at monitoring well BW-1, and ammonia at monitoring well RW-11.

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.

The October 17, 2008 document concluded that the statistically significant change for copper at monitoring well BW-1 and ammonia at monitoring well RW-11 were the result of natural variation in groundwater quality and not as a result of impact from the landfill.

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

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Ohio EPA has reviewed the applicable information and concurs with the demonstration for copper in BW-1 and ammonia in RW-11, included in the October 17, 2008 document.

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 wells BW-1 and RW-11. The demonstration for RW-12 will be addressed by a separate letter.

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 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 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 Brent M. Goetz of Ohio EPA, NWDO at 419-373-4114.

Sincerely,

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

pc: Jeff Richey, Wyandot County Health Department
Tom Jenkins, Eagon and Associates
Joe Montello, Allied Waste
Scott Hester, DSIWM-CO
Jack Leow, DDAGW-NWDO, 5-8103
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