



**Environmental  
Protection Agency**

John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

OHIO E.P.A.

SEP 18 2012

ENTERED DIRECTOR'S JOURNAL

September 18, 2012

I certify this to be a true and accurate copy of the  
official documents as filed in the records of the Ohio  
Environmental Protection Agency.

Mr. Chris Jaquet  
Environmental Manager  
Lorain County Landfill, LLC  
43502 Oberlin-Elyria Rd.  
Oberlin, Ohio 44074

By: Debra Cassiter Date: 9/18/12

**RE: LORAIN COUNTY II LANDFILL, OAC RULE 3745-27-10(C)(7)(g) REQUEST  
TO UPDATE BACKGROUND DATASETS**

Dear Mr. Jaquet:

On December 8, 2011, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM) at Northeast District Office (NEDO), received a document titled "OAC Rule 3745-27-10(C)(7)(g) Request to Update Background Datasets." The document was submitted on the behalf of BFIO Lorain County II Landfill by Herst & Associates, Inc. and contains a formal request to update background datasets, as well as a revised statistical analysis plan. This correspondence only contains comments regarding the request to update background datasets pursuant to OAC Rule 3745-27-10(C)(7)(g). A separate correspondence will be sent addressing the revised statistical analysis plan.

The request to update background datasets pertains to the following well/parameter combinations:

- Significant Zone of Saturation Wells: MW-3R for potassium; MW-204 for potassium; MW-210I for ammonia and chloride; MW-211I for ammonia and chloride; and MW-211S for ammonia;
- Uppermost Aquifer System Well: MW-205R for ammonia.

Ohio EPA has determined that the owner/operator adequately demonstrated that these blocks of background data should be updated into the existing background datasets. Therefore, pursuant to OAC Rule 3745-27-10(C)(7)(g), the owner/operator is hereby authorized to update background datasets for monitoring wells MW-3R (potassium), 204 (potassium), 205R (ammonia), 210I (ammonia and chloride), 211I (ammonia and chloride), and 211S (ammonia).

Mr. Chris Jaquet  
Lorain County II Landfill  
Page 2

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC 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, made payable to "Treasurer, State of Ohio." The Commission, in its discretion, may reduce it 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  
77 South High Street, 17th Floor  
Columbus, Ohio 43215

If you have any questions concerning this letter, please contact Clarissa Gereby of Ohio EPA, NEDO at (330) 963-1224.

Sincerely,



Kurt M. Princic  
District Chief, Northeast District Office  
for Scott J. Nally  
Director, Ohio EPA

KMP/SJN/CG/cl

cc: Lynn Sowers, DMWM-NEDO  
Scott Hester, DMWM-CO  
John Sabo, Lorain County Health Department  
File: Land/BFI Lorain II LF/GRO/47]  
DMWM # 4167