



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

October 24, 2012

CERTIFIED MAIL

The Honorable Greg Hartmann
President, Board of County Commissioners
138 East Court Street
Cincinnati, Ohio 45202-2138

The Honorable Todd Portune, Policy Committee Chairperson
Hamilton County Solid Waste Management District
138 East Court Street
Cincinnati, Ohio 45202-2138

RE: Ohio Revised Code Section 3734.55(C)(1) Hamilton County Solid Waste Management District Solid Waste Management Plan Approval

Dear Commissioners Hartmann and Portune:

The Director of the Ohio Environmental Protection Agency (Director) has reviewed and approved the ratified draft solid waste management plan update (Plan) for the Hamilton County Solid Waste Management District (District). Director's Final Findings and Orders approving the Plan are enclosed with this letter. Attachment 1 is a summary of the implementation schedule that was derived from the District's Plan.

The District should proceed to implement its approved Plan in accordance with the implementation schedule and timeline contained in the approved Plan and in Attachment 1 to the enclosed Director's Final Findings and Orders. Please be advised that Ohio Revised Code (ORC) Section 3734.55(C)(4) also requires the Policy Committee to "...annually review implementation of the approved plan... and report its findings and recommendations regarding implementation to the board of county commissioners or board of directors of the district."

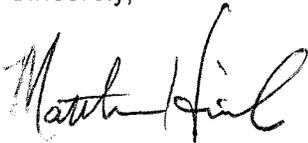
You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC Section 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be 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 the fee if by affidavit it is demonstrated 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 regarding implementation of the approved Plan, please contact me at (614) 728-5369.

Sincerely,

A handwritten signature in black ink that reads "Matthew Hittle". The signature is written in a cursive style with a large, looped initial "M".

Matthew Hittle
Environmental Specialist
Division of Materials and Waste Management

MHH/sw

Enclosures (2): Director's Final Findings and Orders
Attachment 1 to the Findings and Orders

cc (with enclosures): Holly Christmann, Program Manager, Hamilton County SWMD
Tracy Buchanan, Environmental Supervisor, DMWM-SWDO

**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

OHIO E.P.A.

OCT 24 2012

ENTERED DIRECTOR'S JOURNAL

In the matter of:

Hamilton County	:	Director's Final
Solid Waste Management District	:	Findings and Orders
250 Howard Taft Road	:	
Cincinnati, Ohio 45219	:	

I. JURISDICTION

These Director's Final Findings and Orders (Orders) are issued to the Hamilton County Solid Waste Management District (District), pursuant to the authority vested in the Director of the Ohio Environmental Protection Agency (Ohio EPA) under Ohio Revised Code (ORC) Section 3734.55(C).

II. PARTIES

These Orders shall be binding upon the District.

III. DEFINITIONS

Unless otherwise stated, all terms used in these Orders shall have the same meanings as defined in ORC Chapter 3734 and the rules promulgated thereunder.

IV. FINDINGS

The director of Ohio EPA has determined the following findings:

1. Pursuant to ORC Section 3734.56, the policy committee of a solid waste management district (SWMD) with an approved solid waste management plan that contains a planning period of fifteen or more years is required to submit an amended solid waste management plan that complies with the requirements in Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53 to the director of Ohio EPA on or before the fifth year anniversary of the date the existing solid waste management plan was approved.
2. The District's existing solid waste management plan was approved on October 10, 2006 and covers a planning period of fifteen years. The District's draft amended solid waste management plan was due to Ohio EPA on October 10, 2011.

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.

By: John Lussier Date: 10-24-12

3. On September 20, 2011, Ohio EPA received a draft amended solid waste management plan from the District's Policy Committee.
4. Pursuant to ORC Section 3734.55, the director of Ohio EPA is required to provide the policy committee of a SWMD with a written, nonbinding advisory opinion regarding a draft solid waste management plan and any recommended changes to it that the director considers necessary to effect its approval.
5. On November 4, 2011, Ohio EPA mailed a written, nonbinding advisory opinion concerning the draft amended solid waste management plan received on September 20, 2011 to the District's Policy Committee.
6. Pursuant to ORC Section 3734.55, the policy committee of a SWMD is required to submit a draft solid waste management plan that was ratified in accordance with the criteria established in Division (B) of ORC Section 3734.55 to the director of Ohio EPA to be reviewed for compliance with Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53.
7. On August 2, 2012, Ohio EPA received a ratified, draft, amended solid waste management plan from the District's Policy Committee.
8. The director has determined that the District's ratified, draft, amended solid waste management plan is in compliance with Divisions (A), (B), (D), and (E)(1) of Section 3734.53 of the ORC.

V. ORDERS

1. The District's ratified, draft, amended plan that was received by Ohio EPA on August 2, 2012 is hereby approved.
2. The District shall proceed to implement its approved solid waste management plan in accordance with the strategies, programs, and activities described in the ratified, draft, amended solid waste management plan and contained in the implementation schedule included as Attachment 1 to these Orders.

VI. OTHER APPLICABLE LAWS

All actions required to be taken pursuant to these Orders shall be undertaken in accordance with the requirements of all applicable local, state, and federal laws and regulations.

VII. RESERVATION OF RIGHTS

Nothing contained herein shall be construed to prevent Ohio EPA from seeking legal or equitable relief to enforce the terms of these Orders or from taking other administrative, legal, or equitable action as deemed appropriate and necessary, including seeking penalties against the District for noncompliance with these Orders.

Nothing contained herein shall be construed to prevent Ohio EPA from exercising its lawful authority to require the District to perform additional activities pursuant to ORC Chapter 3734 or any other applicable laws in the future. Nothing herein shall restrict the right of the District to raise any administrative, legal, or equitable claim or defense with respect to such further actions which Ohio EPA may seek to require of the District. Nothing in these Orders shall be construed to limit the authority of Ohio EPA to seek relief for violations which may occur.

VIII. EFFECTIVE DATE

The effective date of these Orders is the date these Orders were entered into the Ohio EPA Director's Journal.

IT IS SO ORDERED:



Scott J. Nally, Director
Ohio Environmental Protection Agency

ATTACHMENT 1 TO THE FINDINGS AND ORDERS
Summary of the Implementation Schedule for the
Hamilton County Solid Waste Management District

Several sections of the ratified, draft, amended solid waste management plan update (Plan) submitted by the Solid Waste Management District or Authority identified above are considered to be part of the implementation schedule required in accordance with Ohio Revised Code Section 3734.53(A)(13). This attachment lists the elements that Ohio EPA understands to constitute the implementation schedule contained in the District's or Authority's Plan. These elements are listed in the table below.

Implementation Schedule for Facilities, Strategies, Programs and Activities

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
Buy-Backs, Haulers, and Scrap Yards		
8637 Private sector buy-backs and recycling	ongoing	Goal 2
Commercial/Industrial Sector TA and Education		
5940 Business Waste Assessments	2006, ongoing	Goal 2,4
8638 By-Product Synergies Program	2009, ongoing	Goal 2,4
8639 Environmental Compliance Collaborative	2009, ongoing	Goal 2,4
1732 Interchange	ongoing	Goal 2,4
5942 Pollution Prevention Internships	ongoing	Goal 2,4
5943 Recycling at Work - TA for office recycling	ongoing	Goal 2,4
Curbside Recycling, Non-subscription		
1628 Amberly Village	ongoing	Goal 1,2
1629 Blue Ash City	ongoing	Goal 1,2
1630 Cincinnati City	ongoing	Goal 1,2
3671 Columbia Township	ongoing	Goal 1,2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
1632 Deer Park City	ongoing	Goal 1,2
1634 Evendale Village	ongoing	Goal 1,2
1635 Fairfax Village	ongoing	Goal 1,2
1656 Forest Park City	ongoing	Goal 1,2
1657 Golf Manor Village	ongoing	Goal 1,2
1637 Harrison City	ongoing	Goal 1,2
1638 Indian Hill Village	ongoing	Goal 1,2
1639 Loveland City	ongoing	Goal 1,2
1640 Madeira City	ongoing	Goal 1,2
1641 Mariemont Village	ongoing	Goal 1,2
3669 Miami Township	ongoing	Goal 1,2
1642 Montgomery City	ongoing	Goal 1,2
1643 Mt. Healthy City	ongoing	Goal 1,2
1644 Newtown Village	ongoing	Goal 1,2
5931 North Bend Village	ongoing	Goal 1,2
1645 North College Hill City	ongoing	Goal 1,2
1661 Norwood City	ongoing	Goal 1,2
1648 Springdale City	ongoing	Goal 1,2
1647 St. Bernard City	ongoing	Goal 1,2
1649 Terrace Park Village	ongoing	Goal 1,2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
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1651 Woodlawn Village	ongoing	Goal 1,2
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1650 Wyoming City	ongoing	Goal 1,2
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Curbside Recycling, Subscription		
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1627 Addyston Village	ongoing	Goal 1,2
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1652 Anderson Township	ongoing	Goal 1,2
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8583 Cleves Village	2011, ongoing	Goal 1,2
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1653 Colerain Township	ongoing	Goal 1,2
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1654 Crosby Township	ongoing	Goal 1,2
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1655 Delhi Township	ongoing	Goal 1,2
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1658 Green Township	ongoing	Goal 1,2
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1636 Greenhills Village	ongoing	Goal 1,2
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1659 Harrison Township	ongoing	Goal 1,2
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3670 Reading City	ongoing	Goal 1,2
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1662 Sharonville City	ongoing	Goal 1,2
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1663 Silverton City	ongoing	Goal 1,2
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1664 Springfield Township	ongoing	Goal 1,2
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1665 Sycamore Township	ongoing	Goal 1,2
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1666 Symmes Township	ongoing	Goal 1,2
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1667 Whitewater Township	ongoing	Goal 1,2
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1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
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Drop-off Recycling

8642 Abitibi paper drop-offs	ongoing	Goal 2
1692 Forest Park City run drop-off sites (paper and cans)	ongoing	Goal 2
4300 Montgomery City monthly collection event (cardboard and paperboard)	ongoing	Goal 2

Drop-off Recycling, FS, Rural

7122 Crosby Township, Fire Department #27 (6985 River Rd)	ongoing	Goal 1,2
7522 Crosby Township, Fire Department #28 (9139 Baughman Rd)	ongoing	Goal 1,2
7527 Whitewater Township, Miamitown (6578 SR 128)	ongoing	Goal 1,2

Drop-off Recycling, FS, Urban

7523 Amberley Village, Municipal Building (7149 Ridge Rd)	ongoing	Goal 1,2
1676 Anderson Township, Operation Center (7954 Beechmont Ave)	ongoing	Goal 1,2
1678 Blue Ash City, BA Sports Complex (11540 Grooms Rd)	ongoing	Goal 1,2
1679 Blue Ash City, Municipal Building (4343 Cooper Rd)	ongoing	Goal 1,2
1680 Blue Ash City, Raymond Walters College (9555 Plainfield Rd)	ongoing	Goal 1,2
1682 Cheviot City, ReStore (3970 North Bend Rd)	ongoing	Goal 1,2
1669 Cheviot City, Maintenance Garage (3729 Robb Ave)	ongoing	Goal 1,2
7119 Cincinnati City, 3rd and Butler	ongoing	Goal 1,2
7121 Cincinnati City, Downtown Public Library (9th and Vine)	ongoing	Goal 1,2
4916 Cincinnati City, Dunham Recreation Park (4320 Guerley Rd)	ongoing	Goal 1,2
7524 Cincinnati City, Findlay Market (1819 Race St.)	ongoing	Goal 1,2
3673 Cincinnati City, Hamilton County Environmental Services (250 William Howard Taft)	ongoing	Goal 1,2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
1685 Cincinnati City, Krogers-Hartwell (8241 Vine St)	ongoing	Goal 1,2
7120 Cincinnati City, McFarland and Central Ave (downtown)	ongoing	Goal 1,2
4915 Cincinnati City, North Avondale (617 Clinton Springs)	ongoing	Goal 1,2
5970 Cincinnati City, Schmidt Field (150 St. Peter)	ongoing	Goal 1,2
7118 Cincinnati City, West Court and Cutter (downtown)	ongoing	Goal 1,2
7525 Colerain Township, Colerain Park (4275 Springdale Rd)	ongoing	Goal 1,2
5967 Colerain Township, Community and Senior Center (4200 Springdale Rd)	ongoing	Goal 1,2
7526 Colerain Township, Pleasant Run Middle School (11770 Pippin Rd)	ongoing	Goal 1,2
5968 Delhi Township, Community and Senior Center (647 Neeb Rd)	ongoing	Goal 1,2
5966 Green Township, Blue Rock Park (3010 Blue Rock Rd)	ongoing	Goal 1,2
5965 Green Township, Kuliga Park (6717 Bridgetown Rd)	ongoing	Goal 1,2
7127 Green Township, Sam's Club (5375 North Bend Rd)	ongoing	Goal 1,2
7126 Green Township, Senior Center (3620 Epley Rd)	ongoing	Goal 1,2
7876 Harrison City, Harrison Community Center (300 George St)	ongoing	Goal 1,2
7875 Harrison City, N. State and Thomas (329 Thomas Lane)	ongoing	Goal 1,2
3672 Lockland Village, Village parking lot (101 N. Cooper)	ongoing	Goal 1,2
7124 Loveland City, Karl Brown Way	ongoing	Goal 1,2
4917 Reading City, VYO Fieldhouse (1599 West St)	ongoing	Goal 1,2
1687 Sharonville City, Community Center (10900 Thornview)	ongoing	Goal 1,2
4918 Sharonville City, North Firehouse (7150 Fields Ertel Rd)	ongoing	Goal 1,2

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
4920 Sharonville City, Old Westside Firehouse (1663 Circlefield Dr)	ongoing	Goal 1,2
1673 Springdale City, Public Works (355 Northland)	ongoing	Goal 1,2
7128 Springfield Township, Civic Complex (9150 Winton Rd)	ongoing	Goal 1,2
7125 Sycamore Township, Administrative Building (8540 Kenwood Rd)	ongoing	Goal 1,2
8588 Symmes Township, Community Building (9373 Union Cemetary Rd)	2011, ongoing	Goal 1,2
7529 Woodlawn Village, Administrative Building (10141 Woodlawn Blvd)	ongoing	Goal 1,2
1675 Woodlawn Village, Fire Department (10121 Springfield Pike)	ongoing	Goal 1,2
Drop-off Recycling, PT, Rural		
7528 Whitewater Township, Hooven (4317 Chidlaw)	ongoing	Goal 1,2
Electronics Collection		
5946 Electronics Recycling/Collection Education and Awareness	ongoing	Goal 3,4,5
5945 Seasonal Electronics Collection	ongoing	Goal 5
Grants/Funding		
5934 Priority Grant Program (communities, non-profits, and schools)	ongoing	Goal 2
Household Hazardous Waste		
8643 CESQG Collection Feasibility Study	2014	Goal 5
1736 HHW education	ongoing	Goal 3,4,5
5944 Seasonal HHW Facility	ongoing	Goal 5
Lead-Acid Battery Programs		
1741 Battery Collection at HHW facility	ongoing	Goal 5
1740 Battery Disposal/Collection Education	ongoing	Goal 5

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
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Market Development Programs

1743 Promote buy recycled education campaigns via outreach and website	ongoing	Goal 7
1742 Promotion of Environmentally Preferable Purchasing Polices to government departments	ongoing	Goal 7

MRFs

1715 Rumpke Recycling MRF	ongoing	Goal 2
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Other Programs

8649 Annually evaluate funding for yard waste and organics grant	2013, ongoing	
8645 Assist in development of Hamilton County Emergency Debris Management Plan	ongoing	
8647 Encourage recycling "away from home" including provision of recycling containers for events	ongoing	
8648 Evaluate RRIR for additional tiers	2013	
8640 Evaluation for Multi-Family Household Recycling - individual recycling containers	2013	Goal 2,4
8646 Evaluation of potential event recycling program/business	2014	
1744 Funding to County and City Health Departments	ongoing	
8644 Litter Collection and Enforcement Program	ongoing	
8641 Multi-Family Household Recycling Assistance	ongoing	Goal 2
5939 Recycling Awards Program	ongoing	
5932 Residential Recycling Incentive Rebate (RRIR) Program	ongoing	Goal 2,4
5933 Target Community Outreach	ongoing	Goal 2,4

Residential Sector Education & Awareness Programs

1725 Educational materials	ongoing	Goal 3,4
1718 Educator Workshops	ongoing	Goal 3,4

1. Elements of the Plan	2. According to the Plan, when will implementation of this strategy begin and end?	3. Which Goal will this strategy be used to demonstrate compliance with?
1722 Field Trips/Class Presentations	ongoing	Goal 3,4
1719 Newsletters	ongoing	Goal 3,4
1726 Promotional Items	ongoing	Goal 3,4
Residential Sector Education and Awareness		
5938 District Website	ongoing	Goal 4
8652 Social Media	2009, ongoing	Goal 3,4
8651 Strategic Plan for Social Marketing and Advertising	ongoing	
8650 Tehnical Assistance for school recycling	ongoing	Goal 2,3,4
Scrap Tire Programs		
1733 Funding for Tire Clean-ups	ongoing	Goal 5
1734 Scrap Tire Disposal Education	ongoing	Goal 5
Yard Waste Programs		
8653 Organics Infrastructure Evaluation	2014	
1739 Residential yard waste management education	ongoing	Goal 3,4,5
5935 Yard Waste Drop-Off Centers	ongoing	Goal 2,5