



State of Ohio Environmental Protection Agency

OHIO E.P.A.

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MAY - 7 2002

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ENTERED DIRECTOR'S JOURNAL

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

*Zona L. Clement* 5/7/02

Dave Gallagher  
Coshocton Landfill, Inc.  
19469 County Road 7  
Coshocton, Ohio 43812

**Re: Coshocton Landfill, Coshocton County  
Ohio Administrative Code (OAC) Rule 3745-27-10(E)(7)(b) Approval**

Dear Mr. Gallagher:

On January 22, 1999, the Southeast District Office (SEDO) of the Ohio Environmental Protection Agency (Ohio EPA) received a report from Eagon & Associates, on behalf of Waste Management (WM), entitled "November 1998 Sampling Report Ground-Water Quality Monitoring". This report indicated that statistically significant increases in the concentration of sodium, potassium, and ammonia had occurred in wells CMW-1 and CMW-2 at the Coshocton Landfill Inc. (CLI).

In reports dated March 19, 2001, and May 19, 2001, CLI attempted to demonstrate, in accordance with OAC Rule 3745-27-10(D)(7)(c), that a source other than the landfill caused the statistically significant increases detected in monitoring wells CMW-1 and CMW-2. CLI was required to implement the provisions of OAC 3745-27-10(E)(5)(a) for the first determination of rate and extent of migration of the leachate or leachate-derived constituents in ground water.

In accordance with the May 29, 2001, revised Ground Water Assessment Plan, assessment well CMW-11 was installed. On October 17, 2001, CLI submitted an installation report for assessment well CMW-11. CLI has complied with the requirements of OAC 3745-27-10(E)(5)(a) in determining the first rate and extent of sodium, potassium, and ammonia contamination downgradient of monitoring wells CMW-1 and CMW-2. Based on this information, the October 17, 2001, and the May 19, 2001, submittals, Ohio EPA has determined that CLI has adequately demonstrated that a source other than the landfill

Bob Tan, Governor  
Maureen O'Connor, Lieutenant Governor  
Christopher Jones, Director

caused the elevated concentrations of sodium, potassium, and ammonia in monitoring wells CMW-1 and CMW-2. The elevated levels were due to the use of soda ash for the treatment of acid mine water in nearby ponds.

Pursuant to OAC Rule 3745-27-10(E)(7)(b), the owner/operator is hereby authorized to reinstate the detection monitoring program at the CLI as described in OAC Rule 3745-27-10(C) and (D) as follows: Upon the effective date of this approval, the owner/operator is no longer required to comply with OAC Rule 3745-27-10(E) for the aforementioned wells and parameter concentrations.

Should future or existing ground water sampling results indicate statistically significant increases in ground water monitoring parameters, the owner/operator will be required to either enter into assessment monitoring in accordance with OAC Rule 3745-27-10(E) or obtain an approval to remain in the detection monitoring program in accordance with OAC Rule 3745-27-10(D)(7)(c).

Nothing in this letter shall be construed to authorize any waiver from the requirements of any other applicable federal or state laws or regulations. This letter shall not be interpreted to release WM from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code; under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

You are hereby notified that this action of the Director of Environmental Protection is final and may be appealed to the Environmental Review Appeals Commission pursuant to Ohio Revised Code 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 30 days after notice of the Director's action. Notice of the filing of the appeal shall be filed with the Director within three days after the appeal is filed with the commission. An appeal may be filed with the commission at the following address:

Environmental Review Appeals Commission  
236 East Town Street  
Room 300  
Columbus, Ohio 43215

Coshocton Landfill, Coshocton County  
OAC Rule 3745-27-10(E)(7)(b)  
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If you have any questions concerning this letter, please contact Dale Warner at (740) 380-5435.

Sincerely,

A handwritten signature in black ink that reads "Christopher Jones". The signature is written in a cursive style with a large, prominent initial "C".

Christopher Jones  
Director

CJ/DW/jg  
Attachment

cc: Steve Rine, Supervisor, DSIWM, SEDO  
Scott Hester, Supervisor, DSIWM, CO  
Coshocton County Health Department