



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX (419) 352-8468

Bob Taft, Governor
Christopher Jones, Director

Re: Ground Water Alternate
Source Demonstration for SW-7

OCT 10 2002

Ashland County Commissioners
Ashland County Courthouse
110 Cottage Street
Ashland, Ohio 44805

Dear Commissioners:

The Ohio Environmental Protection Agency (Ohio EPA) has completed a review of the May 21, 2002 Statistical Report of Ground Water Quality (Report) for the Ashland County Landfill. The Report includes notification of a statistically significant increase in concentration of arsenic in monitoring well SW-7, and an authorization request pursuant to Ohio Administrative Code (OAC) 3745-27-10(D)(7)(c) to continue ground water detection monitoring at SW-7 at the Ashland County Landfill (Facility). This Report also contained a demonstration at monitoring well SW-9 which will be addressed under separate cover.

The Report contained a demonstration in accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(C) to demonstrate that arsenic at monitoring well SW-7 is not a result of leachate from the landfill.

Based on the review of the demonstration, and pursuant to OAC Rule 3745-27-10(D)(7)(c), Ohio EPA approves your demonstration that the statistical significance is the result of natural variability in ground water quality.

This authorization to continue detection monitoring applies only to the aforementioned demonstration. Should future ground water sampling results indicate statistically significant changes in the ground water quality, the facility will be required to enter into assessment monitoring in accordance with OAC Rule 3745-27-10(E), or obtain similar approval to remain in or return to detection monitoring.

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. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action.

OHIO E.P.A.
OCT 10 2002
ENTERED DIRECTOR'S JOURNAL

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A copy of the appeal must be served on the Director of Environmental Protection within three (3) days of filing with the Appeals Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

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

If you have any questions please feel free to contact Mike Beall at the Ohio EPA Northwest District Office (419-373-3143). Any written correspondence should be sent to the attention of Mary Ann Miller, Division of Solid and Infectious Waste Management, Ohio EPA Northwest District Office, 347 N. Dunbridge Road, Bowling Green, Ohio 43402.

Sincerely,


Edwin J. Hammett, NWDO
for Christopher Jones, Director

/csl

cc: Scott Hester, DSIWM, CO ✓
Beth Skulina, DSIWM, NWDO
Mary Ann Miller, DSIWM, NWDO
Mike Beal, DDAGW, NWDO
Pat Donaldson, Ashland County Health Department
James Pasche, Hull & Associates, Inc., Toledo, Ohio
Dan Scott, Solid Waste District Coordinator
DSIWM, NWDO File
5-2428