



State of Ohio Environmental Protection Agency

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APR 22 2003

OHIO E.P.A.
APR 22 2003
-FIELD DIRECTOR'S JOURNAL

Henry County Commissioners
660 North Perry Road
Napoleon, Ohio 43545

**Re: Henry County Landfill, Henry County
Ohio Administrative Code Rule 3745-27-10(D)(7)(c) Authorization**

Dear Commissioners:

The Ohio Environmental Protection Agency (Ohio EPA) received a ground water demonstration, dated February 21, 2003, in accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c). This demonstration was submitted due to a statistically significant increase in COD at monitoring well MW-7A and carbon disulfide at monitoring well MW-21. The statistically significant increases were documented during a December 11-12, 2002, ground water sampling event and a January 29, 2003, resampling event. This request was submitted to remain in detection monitoring for monitoring wells MW-7A and MW-21.

Pursuant to OAC Rule 3745-27-10(D)(7)(c), the owner or operator may demonstrate that a source other than the facility caused the contamination or the increase resulted from error during sampling, analysis, or evaluation, or natural variation in the ground water. Based on the rationale detailed in the February 21, 2003, demonstration, the statistically significant increase of COD at monitoring well MW-7A and carbon disulfide at monitoring well MW-21 was due to a source other than the landfill. Ohio EPA concurs with the demonstration and approves continuation of the detection monitoring program in accordance with OAC Rule 3745-27-10(D)(7)(c) for MW-7A and MW-21.

A detailed account of Ohio EPA's review of this demonstration will be sent to you under separate cover.

Should future or existing ground water sampling results indicate statistically significant increases in ground water monitoring parameters, the facility owner or operator will be required to 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).

Office of the
Ohio Environmental Protection Agency

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

Zona L. Clements
Apr 24 2003

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You are hereby notified that this action of the director 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 ground upon which the appeal is based. The appeal shall be filed with the Commission within 30 days after notice of the action. Notice of the filing of the appeal shall be filed with the director of environmental protection within three (3) days after the appeal is filed with the 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 concerning this document, you may contact Mike Reiser at the Ohio EPA, Northwest District Office, at (419)373-3126.

Sincerely,



Edwin J. Hammett, District Chief
for Christopher Jones, Director

/csl

pc: Jon Lindsay, Henry County Health Department
Mike Imbrock, Henry County Landfill
Scott Hester, DSIWM, CO
Mike Reiser, DSIWM, NWDO
Ken Brock, DDAGW, NWDO
Jack Leow, DDAGW, NWDO
Tom Covrett, MSG

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