



State of Ohio Environmental Protection Agency

Southeast District Office

OHIO E.P.A.

2195 Front Street
Logan, OH 43138

TELE: (740) 385-8501 FAX: (740) 385-6490

JUN 10 2003

Bob Taft, Governor
Jennette Bradley, Lieutenant Governor
Christopher Jones, Director

ENTERED DIRECTOR'S JOURNAL

JUN 10 2003

Kilbarger Construction, Inc.
Attn: Edward Kilbarger, Owner
P.O. Box 946
Logan, Ohio 43138

**Subject: Athens County, Athens-Hocking Reclamation Center Landfill
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c) Approval**

Dear Mr. Kilbarger:

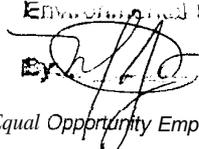
On February 24, 2003, the Southeast District Office (SEDO) of the Ohio Environmental Protection Agency (Ohio EPA) received a report from The Mark James Corporation on behalf of the Athens-Hocking Reclamation Center Landfill, titled *Statistical Analysis of Groundwater Quality Data December 2002 Semiannual Detection Monitoring Event*. The report included data for the December 2002 sampling event. A statistically significant increase was identified within the report: sodium in monitoring well MP-9R3.

In accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(b), Athens-Hocking Reclamation Center Landfill, notified the director of the significant change from background values within the required seventy-five days of withdrawing the sample.

Within the report, Athens-Hocking Reclamation Center Landfill, included a demonstration which concluded that the statistically significant increase for sodium in well MP-9R3 was the result of false statistical positive determination due to natural variation in groundwater.

The demonstration was reviewed by the Division of Drinking and Groundwaters (DDAGW) and the Division of Solid and Infectious Waste Management (DSIWM). Upon review, the data submitted adequately supports Athens-Hocking Reclamation Center Landfill's, conclusion for the statistically significant increases.

Based on the demonstration provided, the statistically significant increase for sodium in monitoring well MP-9R3 reported in the 2002 second semi-annual ground water statistics report appears to be a false statistical positive. Therefore, Ohio EPA approves continuation of the detection monitoring program in accordance with OAC 3745-27-10(D)(7)(c) for the parameter and well specified above.

Certified to be a
true and correct copy
of the original
Environmental Protection Agency
By:  JUN 10 2003

Ohio EPA is an Equal Opportunity Employer

ATHENS COUNTY
ATHENS-HOCKING RECLAMATION CENTER LANDFILL
PAGE 2 OF 2

Should future or existing ground water sampling results indicate statistically significant increases in ground water monitoring parameters at any of the detection monitoring wells, the owner/operator must either enter them into assessment monitoring in accordance with OAC 3745-27-10(E) or obtain an approval to remain in the detection monitoring program.

You are hereby notified that this action of the director of the Ohio EPA is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Ohio Revised Code (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. It must be filed with ERAC within 30 days after notice of the director's action. A copy of the appeal must be served on the director within three days of filing with ERAC. An appeal may be filed with ERAC at the following address:

Environmental Review Appeals Commission
309 South Fourth Street
Room 222
Columbus, Ohio 43215

If you have any questions, please feel free to contact Joe Holland in the Division of Solid and Infectious Waste Management at (740) 380-5439.

Sincerely,



Steven C. Skinner, P.E., Chief
Southeast District Office
for Christopher Jones, Director

cc: Athens County Health Department
Scott Hester, DSIWM, CO
Joe Holland, DSIWM, SEDO
Mike Preston, DDAGW. SEDO