



State of Ohio Environmental Protection Agency

STREET ADDRESS:

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Columbus, Ohio 43215

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P.O. Box 1049
Columbus, Ohio 43216-1049

Mr. Danzel Goins
11149 #8 Hollow Road
New Lexington, Ohio 43764

**Re: Taylor Landfill, Perry County
Explosive Gas Monitoring Plan Approval**

Dear Mr. Goins:

On February 22, 2005, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southeast District Office (SEDO) received a document titled Explosive Gas Monitoring, Sampling and Reporting Procedures, Taylor Landfill, Perry County for the Taylor Landfill (Facility) located in Perry County. The plan was prepared and submitted by Mr. Danzel Goins (Landowner).

The February 22, 2005, Explosive Gas Monitoring Plan (EGMP) was prepared in accordance with Ohio Administrative Code (OAC) Rule 3745-27-12, effective August 15, 2003.

Ohio EPA has reviewed the submitted EGMP, and we have determined that it meets applicable requirements. Therefore, I hereby approve the EGMP for the closed Taylor Landfill. As part of this approval, the Landowner is subject to the following conditions:

CONDITIONS

1. The Landowner shall implement the EGMP at the Facility in accordance with the document titled Explosive Gas Monitoring, Sampling and Reporting Procedures, Taylor Landfill, Perry County only. All activities shall be conducted in strict accordance with the plans, specifications, and information submitted as part of this plan. There may be no deviation from the approved plans without the express, written approval of Ohio EPA. Any future activities may require additional Ohio EPA approval.
2. The Landowner shall submit initial written notice to Ohio EPA, SEDO and the Perry County Health Department not later than seventy-two (72) hours prior to commencement of the proposed activities specified in the plan.
3. Not later than sixty (60) days after the effective date of this approval, the Landowner shall implement the EGMP. Implementation shall include installation and monitoring of temporary monitors, permanent monitors, and building alarms, as applicable, pursuant to OAC Rule 3745-27-12(E).
4. Issuance of this approval does not constitute expressed or implied agreement that the monitoring of the Facility performed and implemented in accordance with the approved

Bob Taft, Governor
Jennette Bradley, Lieutenant Governor
Joseph P. Koncelik, Director

Mr. Danzel Goins
Taylor Landfill, Perry County
Page 2 of 2

EGMP and/or its terms and conditions will constitute compliance with applicable federal and state laws, rules, and regulations, nor does issuance of this plan approval ensure that necessary operating permits or licenses will be granted.

5. Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state solid waste laws or regulations. Furthermore, this authorization shall not be interpreted to release the Landowner or others from responsibility under Ohio Revised Code (ORC) Chapters 3704, 3714, 3734, or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, the Toxic Substances Control Act, or the 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 Ohio EPA (Director) is final and may be appealed to the Environmental Review Appeals Commission (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. A copy of the appeal shall be served on the Director within three (3) days after filing with the Commission. An appeal may be filed with the Commission at the following address:

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

If you have any questions concerning this approval, please contact Craig Walkenspaw of Ohio EPA, SEDO at (740) 380-5440.

Sincerely,

Joseph P. Koncelik
Director

cc: Perry County Health Department
Dale Warner, DSIWM-SEDO
Scott Hester, DSIWM-CO