



State of Ohio Environmental Protection Agency

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

Mohammed Ali
American Landfill
7916 Chapel Street, S.E.
Waynesburg, OH 44688-9700

Dear Mr. Ali:

The Ohio Environmental Protection Agency (Ohio EPA) has completed the review of a false positive demonstration report submitted by Eagon & Associates, Inc. on the behalf of American Landfill for the 2004 second semi-annual sampling event. The report is dated March 31, 2005; and was received by the Northeast District Office of Ohio EPA on March 31, 2005.

The demonstration proposes that the sodium detected above background levels at monitoring wells AMW-11A and PHL/BC-15, and benzene at PHL/BC-4 for the 2004 second semiannual ground water detection monitoring event were false statistical positives caused by sources other than the landfill. The submitted document is also a demonstration that the barium detected above background levels at monitoring well PHL/BC-17 for the 2004 second semiannual ground water detection monitoring event was a false statistical positive caused by natural variation.

Ohio EPA has determined that this submittal adequately demonstrated the high sodium levels observed above background at monitoring wells AMW-11A and PHL/BC-15, and benzene at PHL/BC-4 were due to a source other than the landfill. The report also adequately demonstrated that the barium detected in ground water at monitoring well PHL/BC-17 was due to natural variation.

I hereby approve the owner or operator of the American Landfill to reinstate detection monitoring for monitoring wells AMW-11A, PHL/BC-15, PHL/BC-4 and PHL/BC-17. This approval applies only to the results of the November 2004 sampling event.

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the Entity from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water or Comprehensive Environmental Response, Compensation, and Liability Acts for remediating 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

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

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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
309 South Fourth Street
Room 222
Columbus, Ohio 43215

If you have any technical questions regarding this review, please contact Doug Dobransky at 330-963-1147. Please submit all correspondence to Scott Winkler, Division of Solid and Infectious Waste Management, Northeast District Office, Ohio EPA, 2110 East Aurora Road, Twinsburg, Ohio 44087.

Sincerely,

William Skowronski, District Chief, Northeast District Office
for Joe Koncelik, Director

cc: Scott Winkler, DSIWM-NEDO
Kirk Norris, Stark County Health Department
Eric Adams, DSIWM-NEDO
Scott Hester, DSIWM-CO