



State of Ohio Environmental Protection Agency

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Mr. Joe Bulzan, Environmental Manager  
Smurfit-Stone Container Corporation  
500 North Fourth Street  
Coshocton, Ohio 43812

**Re: Millcreek Landfill, Coshocton County  
Ohio Administrative Code (OAC) Rule 3745-30-08(E)(5) Approval**

Dear Mr. Bulzan:

On March 4, 2005, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southeast District Office (SEDO), received a document titled "March 2005 Ground Water Quality Assessment Demonstration Report," dated March 3, 2005, for the Millcreek Landfill (Facility) located in Coshocton, Ohio. This document was submitted by URS Consultants, on behalf of Smurfit-Stone Container, pursuant to OAC Rule 3745-30-08(E)(5), and requested reinstatement of the ground water detection monitoring program at the Facility and to release the owner or operator from the obligation to comply with the ground water quality assessment monitoring program implemented due to the detection of statistically significant changes for alkalinity in monitoring well W-5LKC during the August 15, 2002, ground water sampling event at the Facility.

Pursuant to OAC Rule 3745-30-08(E)(5), if the owner or operator determines, based on the results of the determination made according to paragraph (E)(2) of OAC Rule 3745-30-08, that no waste-derived constituents from the facility have entered the ground water, then the owner or operator shall request that the director approve reinstatement of the detection monitoring program described in paragraphs (C) and (D) of OAC Rule 3745-30-08.

The March 4, 2005, document concluded that no waste-derived constituents from the Facility have entered the ground water monitored by well W-5LKC. Ohio EPA has reviewed the applicable information and concurs with this conclusion. Therefore, pursuant to OAC Rule 3745-30-08(E)(15), I hereby approve reinstatement of the ground water detection monitoring program, and release the owner or operator from the obligation to comply with this assessment monitoring program at the Facility.

Should future or existing ground water sampling results indicate statistically significant changes in ground water monitoring parameters, the owner or operator will be required to either enter into the ground water quality assessment monitoring program in accordance with OAC Rule 3745-30-08(E) or obtain approval to reinstate the detection monitoring program pursuant to OAC Rule

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

COSHOCTON COUNTY  
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3745-30-08(D)(9) or OAC Rule 3745-30-08(D)(13).

This approval shall not be construed to release the owner or operator from the obligation to comply with the requirements of any other ground water quality assessment monitoring or corrective measures program being conducted at the Facility.

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 Ohio Revised 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. It must be filed with the Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must 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 letter, please contact Dale Warner of Ohio EPA, SEDO at (740) 380-5435.

Sincerely,

Steve Skinner, Chief  
Southeast District Office  
for Joseph P. Koncelik, Director

SS/jg

cc: Steve Rine, SEDO-DSIWM  
Scott Hester, CO-DSIWM  
Jane Jacobs, SEDO, DDAGW  
Ralph Fogle, Coshocton County Health Department