



State of Ohio Environmental Protection Agency

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Columbus, Ohio 43216-1049

Mr. Alan Ruffell  
City of Toledo Manager of Operations  
3962 Hoffman Road  
Toledo, OH 43611

**Re: Hoffman Road Landfill, Lucas County  
OAC Rule 3745-27-10(E)(9)(b), Refusal to Grant Reinstatement**

Dear Mr. Ruffell:

The Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received the February 25, 2005 statistical report of ground water quality for the Hoffman Road Landfill (Facility) located in Lucas County. This document was submitted by the owner or operator and included a demonstration in accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) for statistically significant concentration increases of chloride in monitoring wells MW-7, MW-12, and MW-15, and statistically significant increases of sodium in monitoring wells MW-14, MW-14B, and MW-23B.

Because the 210-day period from sampling allowed by OAC Rule 3745-27-10(D)(7)(c)(ii) has lapsed, Ohio EPA has reviewed the demonstration and request to continue detection monitoring at monitoring wells MW-7, MW-12, MW-14, MW-14B, MW-15, and MW-23B in accordance with OAC Rule 3745-27-10(E)(9)(b).

Pursuant to OAC Rule 3745-27-10(E)(9)(b), the owner or operator may demonstrate that a source other than the sanitary landfill facility caused the contamination, or that the statistically significant change resulted from error in sampling, analysis, or statistical evaluation, or from natural variation in ground water quality. If Ohio EPA concurs with the demonstration, then the ground water monitoring well can be returned to the detection monitoring program.

Ohio EPA has reviewed the February 25, 2005 document and has determined that the owner or operator has not demonstrated that the above-referenced statistically significant increases of chloride in monitoring wells MW-7, MW-12, and MW-15, and statistically significant increases of sodium in monitoring wells MW-14, MW-14B, and MW-23B were not the result of impact from the Facility. Therefore, at this time, I refuse to grant approval to reinstate monitoring wells MW-7, MW-12, MW-14, MW-14B, MW-15, and MW-23B back into the ground water detection monitoring program at the Facility. The owner or operator shall comply with the ground water quality assessment program pursuant to OAC Rule 3745-27-10(E).

A detailed account of Ohio EPA's review of the ground water demonstration will be sent to you

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

Mr. Alan Ruffell  
Hoffman Road Landfill, Lucas County  
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under separate cover.

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. The appeal 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 of filing with the Commission. An appeal may be filed with the Environmental Review Appeals 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 document, please contact Mike Reiser of Ohio EPA, NWDO at (419) 373-3126.

Sincerely,

Joseph P. Koncelik, Director

JPK/JM/sw

pc: Ms. Karen Okonta, Hull & Associates  
Mr. Mike Reiser, DSIWM, NWDO  
Mr. Mike Beal, DDAGW, NWDO

gw id#: 5-4980