



State of Ohio Environmental Protection Agency

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

Ms. Michelle Hughes-Tucker, Manager of Operations
Hoffman Road Landfill
3962 Hoffman Road
Toledo, Ohio 43611

**Re: Hoffman Road Landfill, Lucas County
OAC Rule 3745-27-10(D)(7)(c)(ii), Refuse To Grant Authorization**

Dear Ms. Hughes-Tucker:

The Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received the February 16, 2006 statistical report of ground water quality (Report), including notification of statistically significant increases in concentration of sodium and chloride in monitoring wells MW-10, MW-13, and MW-21 at the Hoffman Road Landfill (Facility) located in Lucas County.

The Report represented the owner or operator's demonstration in accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) that the statistically significant increases at wells MW-10, MW-13, and MW-21 were not the result of impact from the landfill.

Pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator may demonstrate that a source other than the facility caused the contamination, or the increase resulted from error during sampling, analysis, or evaluation, or natural variation in ground water quality.

The owner or operator has not provided sufficient evidence to demonstrate that the increases in sodium and chloride were from a source other than the landfill. Therefore, I refuse to grant approval to continue ground water detection monitoring for wells MW-10, MW-13, and MW-21.

Bob Taft, Governor
Bruce Johnson, Lieutenant Governor
Joseph P. Koncelik, Director

Ohio EPA is an Equal Opportunity

Ms. Michelle Hughes-Tucker
Hoffman Road Landfill
Page 2

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 ground upon which the appeal is based. The appeal shall be filed with the Commission within 30 days after notice of the action. A copy of the appeal shall be served on the Director within three (3) days after the appeal is filed 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

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

If you have any questions concerning this document, you may contact Mike Reiser of the Ohio EPA, NWDO at (419) 373-3126.

Sincerely,

Joseph P. Koncelik, Director

cc: Karen Okonta, Hull & Associates
Jodi Vaughn, Toledo-Lucas County Health Department
Mike Reiser, DSIWM, NWDO
Ellen Gerber, DSIWM, NWDO
Mike Beal, DDAGW, NWDO