



State of Ohio Environmental Protection Agency

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September 13, 2006

Tim Vandersall
Countywide Recycling and Disposal Facility
3619 Gracemont Avenue S.W.
East Sparta, OH 44626

Re: **Countywide Recycling and Disposal Facility (CRDF), Stark County
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c)(ii) Approval**

Dear Mr. Vandersall:

On July 24, 2006, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northeast District Office (NEDO) received the May 2006 Groundwater Monitoring Data Report in a submittal dated July 20, 2006, for Countywide Recycling and Disposal Facility (Facility) located in Stark County. This document contains the ground water sampling results and the statistical analyses from the May 22 - May 25, 2006 Groundwater Monitoring System sampling event and the June 27 - June 28, 2006 verification re-sampling event at the Facility.

According to the document, analysis of the ground water detection monitoring data indicated that the following statistically significant differences (SSD) were detected: potassium in MW-10AR, sodium and potassium in MW-41, chloride in MW-102, thallium in MW-105A, and arsenic in MW-120A during the May 22 - May 25, 2006 Groundwater Monitoring System sampling event; and potassium in MW-10AR and MW-41, and arsenic in MW-120A during the June 27 and June 28, 2006 groundwater verification re-sampling event.

Pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator may demonstrate that the statistically significant difference resulted from natural variation in ground water quality. A report documenting this demonstration must be submitted to and approved by Ohio EPA. If the owner or operator does not obtain approval to continue detection monitoring within two hundred ten (210) days from initial sampling, the owner or operator is required to comply with the provisions of OAC Rule 3745-27-10(E) for ground water quality assessment monitoring.

The July 20, 2006 document concluded that the statistically significant differences for potassium in MW-10AR, sodium and potassium in MW-41, chloride in MW-102, thallium in MW-105A, and arsenic in MW-120A during the May 22 - May 25, 2006 Groundwater Monitoring System sampling event; and potassium in MW-10AR and MW-41, and arsenic in MW-120A during the June 27 and

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

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June 28, 2006 groundwater verification re-sampling event were due to natural variation in ground water quality and not as a result of impact from the landfill.

Ohio EPA has reviewed the applicable information and concurs with the demonstration included in the July 20, 2006 document. Therefore, pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), the owner or operator is hereby authorized to continue the detection monitoring program at the Facility for MW-10AR, MW-41, MW-102, MW-105A and MW-120A.

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 assessment monitoring in accordance with OAC Rule 3745-27-10(E) or obtain approval to remain in the detection monitoring program.

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. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. 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 letter, please contact Joshua Adams of Ohio EPA, DSIWM-NEDO at 330-963-1103.

Sincerely,

William T. Skowronski, Chief
Northeast District Office
for Joseph P. Koncelik, Director

cc: Eric Adams, DSIWM-NEDO
Jeffrey Rizzo, DDAGW-NEDO
Scott Hester, DSWIM-CO
Kirk Norris, Stark County Health Department