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December 5, 2006

Tim Haaf
Waste Management, Inc.
Statewide RDF
851 Robinson Road East
Erie, PA 16509

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

Dear Mr. Haaf:

On August 11, 2006, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northeast District Office (NEDO) received a false-positive ground water demonstration dated August 10, 2006, for Statewide RDF (Facility). This document was submitted by Eagon & Associates, Inc. on behalf of Waste Management, Inc., and contains the ground water sampling results and statistical analysis from the May 30, 2006, ground water sampling event at the Facility.

According to the document, analysis of the ground water detection monitoring data indicated a statistically significant increase (SSI) of total chloride in monitoring well MWU-6 for the first semi-annual ground water detection monitoring event.

Pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), 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 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.

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



The August 10, 2006 demonstration contains adequate supporting information in accordance with OAC Rule 3745-27-10(D)(7)(c)(ii) to demonstrate that the reported SSI for total chloride observed at monitoring well MWU-6 during the May 2006 first semi-annual ground water detection monitoring event was a false positive due to natural variation in ground water quality.

Ohio EPA has reviewed the applicable information and concurs with the demonstration included in the August 10, 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 monitoring well MWU-6.

Should future or existing ground water sampling results indicate statistically significant increases in ground water monitoring parameters, the facility owner or operator will be required to enter into assessment monitoring, pursuant to OAC Rule 3745-27-10(D) and (E), or obtain an approval to remain in the detection monitoring program.

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations. This approval shall not be interpreted to release the owner or operator or others from responsibility under Ohio Revised Code (ORC) Chapters 3704, 3714, 3734, or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. 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. 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:

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Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 43215

If you have any questions concerning this document, please contact Joshua Adams,
Ohio EPA, Northeast District Office at (330) 963-1103.

Sincerely,

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

WTS/JA/cl

cc: Scott Hester, DSIWM, CO
Eric Adams, DSIWM, NEDO
Doug Dobransky, DDAGW, NEDO
Kirk Norris, Stark County Health Department