



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

MAILING ADDRESS:

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

March 22, 2007

Mr. Ed Ciecka, Administrator
City of Rossford
133 Osborn Street
Rossford, Ohio 43460

**Re: City of Rossford - Wales Road Landfill
Ohio Administrative Code Rule 3745-27-10(E)(9)(b) Approval**

Dear Mr. Ciecka:

On April 18, 2006, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a document titled "Alternate Source Demonstration for Statistical Significant Sodium Value Reported in Monitoring Well MW-3BR During the November 2005 Sampling Event, and Submittal of Results from the February and March 2006 Compliance Monitoring and Supplemental Resampling Events at the City of Rossford - Wales Road landfill; ROS009.100.0010.DOC" dated April 18, 2006, for the Wales Road Landfill (Facility) located in Wood County. This document was submitted by Hull & Associates, Inc. on behalf of the City of Rossford pursuant to OAC Rule 3745-27-10(D)(7)(c)(ii), and requested approval to continue the ground water detection monitoring program for specific monitoring wells at the Facility and to release the owner or operator from the obligation to comply with the ground water quality assessment monitoring program to be implemented due to the detection of a statistically significant change for sodium in monitoring well MW-3BR during the November 9 and 10, 2005 ground water sampling event at the Facility. As the timeframe established in OAC Rule 3745-27-10(D)(7)(c)(ii) has passed, the submittal was evaluated pursuant to 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 and request that the director approve reinstatement of the detection monitoring program.

The April 18, 2006 document concluded that the statistically significant change for sodium in monitoring well MW-3BR was likely due to natural variability in ground water quality, and not as a result of impact from the landfill. Ohio EPA has reviewed the applicable information and concurs with this conclusion.

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

Therefore, pursuant to OAC Rule 3745-27-10(E)(9)(b), I hereby approve reinstatement of the ground water detection monitoring program for the monitoring well in the ground water quality assessment monitoring program, noted above, and release the owner or operator from the obligation to comply with the assessment monitoring program for this monitoring well at the Facility. This approval of reinstatement of the detection monitoring program applies to monitoring well MW-3BR.

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 3745-27-10(E) or obtain approval to remain in the detection monitoring program pursuant to OAC Rule 3745-27-10(D)(7)(c).

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 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 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:

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

If you have any questions concerning this document, you may contact Kimberly Burnham at the Ohio Environmental Protection Agency, Northwest District Office, at (419) 373-3049.

Sincerely,

Shannon Nabors, Chief
Northwest District Office
for Chris Korleski, Director

pc: Jim Konopinski, Wood County Health Department
William Petruzzi, Hull & Associates, Inc.
Scott Hester, DSIWM, CO
Kimberly Burnham, DSIWM, NWDO
Pat Heider, DDAGW, NWDO
Jack Leow, DDAGW, NWDO