



State of Ohio Environmental Protection Agency

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Issuance Date: August 31, 2007

Effective Date: August 31, 2007

Expiration Date: November 22, 2007

Dr. Emily Walton
Hancock County Board of Commissioners
322 South Main St.
Findlay, Ohio 45840

**Re: Hancock County Sanitary Landfill, Hancock County
Authorization for a Temporary Increase of the Authorized Maximum Daily
Waste Receipt (AMDWR)**

Dear Dr. Walton:

On August 29, 2007, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a request dated August 29, 2007, pursuant to Ohio Administrative Code (OAC) Rule 3745-37-14(D)(1), to temporarily increase the AMDWR of the Hancock County Sanitary Landfill (Facility) to 2,500 tons for a period not to exceed ninety (90) days. This request supersedes a request received on August 23, 2007, for authorization to temporarily increase the AMDWR from 750 tons to 2,000 tons.

Hancock County and surrounding counties are the subject of a state of emergency declaration due to recent storms that moved through the area. The Facility has been contacted by several storm relief/waste collection companies to provide storm waste disposal. Since approval of the original request, the Facility has been contacted by Putnam County Emergency Management Agency and the city of Findlay to provide storm waste disposal. This additional storm waste coupled with the higher waste volumes expected to be generated over the Labor Day holiday is likely to cause the Facility to exceed the initial temporary AMDWR of 2,000 tons. The owners of the Facility note that the Facility is equipped with the appropriate equipment and personnel to handle the increased volume.

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

Based upon a review of the request and associated information, I hereby authorize an increase in the AMDWR at the Hancock County Sanitary Landfill to 2,500 tons for a period not to exceed ninety (90) days in accordance with OAC Rule 3745-37-14(D)(1). This authorization is subject to the following conditions:

CONDITIONS

1. This authorization supersedes the authorization issued on August 24, 2007.
2. This authorization to increase the AMDWR shall expire on November 22, 2007.
3. Pursuant to OAC Rule 3745-37-14(D)(2), if the increased waste receipt results in operational violations at the Facility, then this authorization to temporarily increase the AMDWR shall automatically become void upon written notification from the director.
4. Nothing in this authorization shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations. This authorization shall not be interpreted to release the owner or operator 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.
5. Issuance of this authorization does not constitute expressed or implied agreement that the operation of the Facility in accordance with this authorization will constitute compliance with applicable state and federal laws, rules, and regulations, nor does issuance of this authorization ensure that necessary operating permits or licenses will be granted.

END OF CONDITIONS

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 ORC 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. 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 Appeal Commission at the following address:

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

If you have any questions concerning this letter, please contact Jeremy Scoles of Ohio EPA, DSIWM-NWDO at (419) 373-3079.

Sincerely,

Chris Korleski
Director

cc: John Shoop, Hancock County Health Department
Steve Wilson, Hancock County Engineer
Wesley Rhiel, Malcolm Pirnie, Inc.
Scott Hester, DSIWM-CO
Jeremy Scoles, DSIWM-NWDO