



State of Ohio Environmental Protection Agency

Northwest District Office

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

December 17, 2007

Huron County Commissioners
180 Milan Ave.
Norwalk, Ohio 44857

**Re: Huron County Landfill, Huron County
Ohio Administrative Code (OAC) Rule 3745-27-10(E)(9)(b) Approval**

Dear Commissioners:

On September 17, 2007, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Northwest District Office (NWDO) received a document titled "*Request to Reinstate Detection Monitoring for Monitoring Well MW-21*," dated September 13, 2007, for the Huron County Landfill, located in Huron County, Ohio. This document was submitted by Malcolm Pirnie, Inc. on behalf of the owner/operator, pursuant to OAC Rule 3745-27-10(E)(9)(b), for reinstatement of detection monitoring for MW-21 at the Huron County Landfill.

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 September 13, 2007, document concluded that the statistically significant changes for chromium, copper and vanadium at monitoring well MW-21 were due to a source other than the sanitary landfill facility, and not as a result of impact from the landfill.

Ohio EPA has reviewed the applicable information and has determined that the owner or operator has demonstrated that the statistically significant increases in chromium, copper and vanadium at MW-21 were likely attributable to excessive turbidity of the ground water samples. 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 wells in the ground water quality assessment monitoring program, noted above, and release the owner or operator from the obligation to comply with this assessment monitoring program at the Facility. This approval of reinstatement of the detection monitoring program applies to monitoring well MW-21.

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

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 letter, please contact Tyler Madeker of Ohio EPA, NWDO at (419) 373-3078.

Sincerely,

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

pc: Peter Welch, Huron County Landfill Manager
Wes Rhiel, Malcolm-Pirnie
Tyler Madeker, DSIWM-NWDO
File: Huron County, Huron County Landfill, Ground Water
ec: Habib Kaake, DSIWM-NWDO
Ken Brock, DDAGW-NWDO
Jack Leow, DDAGW-NWDO
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