



State of Ohio Environmental Protection Agency

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Waste Management, Inc.
Closed Sites
P. O. Box # 13506
Dayton, Ohio 45413

Attn.: Robin L. Jones

**RE: Wellston Sanitary Landfill, I. D. # 40-00-02, Jackson County
Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(c) Approval**

Dear Ms. Jones:

On May 14, 2008, the Southeast District Office (SEDO) of the Ohio Environmental Protection Agency (Ohio EPA) received the groundwater monitoring report covering the March 2008 sampling event for the Wellston Sanitary Landfill. This report found that the landfill had one statistically significant increase in monitoring well MW-5 for sodium.

In accordance with Ohio Administrative Code (OAC) Rule 3745-27-10(D)(7)(b), Wellston Sanitary Landfill notified the Director of a significant change from background values within the required seventy five days of withdrawing a sample.

The May 14, 2008, submittal also contained a demonstration report for the sodium exceedence in monitoring well MW-5. On April 23, 2008, MW-5 had been resampled for sodium for verification purposes. The report concluded that the statistically significant detection for sodium in MW-5 was the result of natural variation.

The demonstration was reviewed by the Division of Drinking and Ground Waters (DDAGW) and the Division of Solid and Infectious Waste Management (DSIWM). Upon review, the demonstration data submitted adequately supports Wellston Sanitary Landfill's conclusion for the statistically significant increase.

Based on the data within the May 14, 2008, demonstration, the statistically significant increase for sodium in monitoring well MW-5 reported in the March 2008 ground water statistics report appears to be a false statistical positive. Therefore, Ohio EPA approves continuation of the detection monitoring program in accordance with OAC Rule 3745-27-10(D)(7)(c) for the parameter and well specified above.

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

**JACKSON COUNTY
WELLSTON LANDFILL
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Should future ground water sampling results indicate statistically significant increases in ground water monitoring parameters at any of the detection monitoring wells, you must either enter into assessment monitoring in accordance with OAC 3745-27-10(E) or obtain an approval to continue in the detection monitoring program.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission (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, please feel free to contact Dan Bergert in the Division of Solid and Infectious Waste Management at (740) 380-5438.

Sincerely,

Craig Butler, Chief Southeast District Office
for Chris Korleski, Director

cc: Jackson County Health Department
Scott Hester, DSIWM, CO
SEDO-DSIWM
SEDO-DDAGW

CB/CK/DB/jg