



State of Ohio Environmental Protection Agency

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Issuance Date: _____

Effective Date: _____

Expiration Date: _____

William J. Rumpke, Sr.
Rumpke Waste Collection and Disposal Systems
10795 Hughes Road
Cincinnati, Ohio 45251

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

Dear Mr. Rumpke:

On September 16, 2008, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southwest District Office (SWDO) received a request dated September 16, 2008, pursuant to Ohio Administrative Code (OAC) Rule 3745-37-14(D)(1), to temporarily increase the AMDWR of the Rumpke Sanitary Landfill (Facility) from 10,000 tons to 15,000 tons for a period not to exceed ninety (90) days. The 10,000 ton AMDWR was established by PTI Number 05-11554 issued on December 30, 2004. Numerous counties in southwest Ohio are the subject of a state of emergency declaration due to recent wind storms that moved through the area. The owner of the Facility noted that the Facility is equipped with the appropriate equipment and personnel to handle the increased volume.

Based upon a review of the request and associated information, I hereby authorize an increase in the AMDWR at the Rumpke Sanitary Landfill in Hamilton County to 15,000 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 to increase the AMDWR shall expire ninety (90) days after the effective date of this action.

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

2. 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.
3. 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.
4. 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:

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

If you have any questions concerning this letter, please contact Russ Brown of Ohio EPA, DSIWM-SWDO at (937) 285-6649.

Sincerely,

Chris Korleski
Director

cc: Scott Hester, DSIWM-CO
Russ Brown, DSIWM-SWDO