



State of Ohio Environmental Protection Agency

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March 9, 2009

Mr. Dana M. Sheets, P.E.  
Waste Management Section  
American Electric Power  
1 Riverside Plaza  
Columbus, Ohio 43215-2373

**RE: AEP Gavin, Gallia County  
Request to Return to Detection Monitoring per OAC Rule 3745-30-08(E)(5)**

Dear Mr. Sheets:

On September 16, 2008, the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southeast District Office (SEDO), received a document titled, "Groundwater Quality Assessment Report for the Gavin Residual Waste Landfill, Phase B 24" Intercept Drain." The Gavin Residual Waste Landfill (Facility) is located in Gallia County. This document was submitted by American Electric Power (AEP) and requested reinstatement of the ground water detection monitoring program for the 24" Intercept in accordance with Ohio Administrative Code (OAC) Rule 3745-30-08(E)(5). Currently, the Facility is conducting assessment monitoring at the Phase B 24" Intercept for chloride.

Pursuant to OAC Rule 3745-30-08(E)(5), if the owner or operator determines that no waste-derived constituents from the facility have entered the groundwater, then the owner or operator shall request that the director approve reinstatement of the detection monitoring program.

The September 16, 2008, document provided sufficient evidence that the statistically significant changes for chloride at the Phase B 24" Intercept were not waste-derived.

Ohio EPA has reviewed the applicable information and concurs with the demonstration. Therefore, pursuant to OAC Rule 3745-30-08(E)(5), AEP is authorized to reinstate the detection monitoring program at the Facility for the 24" Intercept.

Should future or existing ground water sampling results indicate statistically significant increases in ground water monitoring parameters, the owner/operator will be required to enter into assessment monitoring in accordance with OAC Rule 3745-30-08(E) or obtain an approval to remain in the detection monitoring program.

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

Gallia County  
AEP Gavin Landfill  
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You are hereby notified that this action of the Director of Environmental Protection (Director) is final and may be appealed to the Environmental Review Appeals Commission (Commission) pursuant to Ohio Revised Code 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 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, please contact the Ohio Environmental Protection Agency at (740)385-8501.

Sincerely,

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

CB/jg

cc: Barb Bradley, Gallia County Health District  
Jane Jacobs, DDAGW, SEDO  
Martin Broderick, Leading Creek Conservancy District