



**Environmental
Protection Agency**

John R. Kasich Governor
Larry R. French Lt. Governor
John P. Lasso Director

OHIO E.P.A.

AUG 24 2012

ENTERED DIRECTOR'S JOURNAL I certify this to be a true and accurate copy of the original documents as filed in the records of the Ohio Environmental Protection Agency.

CERTIFIED MAIL

August 24, 2012

By: John P. Lasso Date: 8-24-12

The Honorable Jack DeWeese
Chairman, Board of Directors
Fayette, Highland, Pickaway, Ross Joint Solid Waste Management District
133 South Main Street, Suite 401
Washington Courthouse, Ohio 43160-1395

Mr. Ronald Fields, Policy Committee Chairperson
Fayette, Highland, Pickaway, Ross Joint Solid Waste Management District
69 West Second Street
Chillicothe, Ohio 45601

RE: Ohio Revised Code Section 3734.55(C)(1) Fayette, Highland, Pickaway, Ross Joint Solid Waste Management District Solid Waste Management Plan Approval

Dear Commissioner DeWeese and Mr. Fields:

The Director of the Ohio Environmental Protection Agency (Director) has reviewed and approved the ratified draft solid waste management plan update (Plan) for the Fayette, Highland, Pickaway, Ross Joint Solid Waste Management District (District). Director's Final Findings and Orders approving the Plan are enclosed with this letter. Attachment 1 is a summary of the implementation schedule that was derived from the District's Plan.

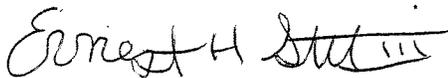
The District should proceed to implement its approved Plan in accordance with the implementation schedule and timeline contained in the approved Plan and in Attachment 1 to the enclosed Director's Final Findings and Orders. Please be advised that Ohio Revised Code (ORC) Section 3734.55(C)(4) also requires the Policy Committee to "...annually review implementation of the approved plan... and report its findings and recommendations regarding implementation to the board of county commissioners or board of directors of the district."

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals 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 made payable to "Treasurer, State of Ohio." The Commission, in its discretion, may reduce the fee if by affidavit it is demonstrated 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
77 South High Street
17th Floor
Columbus, Ohio 43215

If you have any questions regarding implementation of the approved Plan, please contact me at (614) 728-5356.

Sincerely,



Ernie Stall
Environmental Specialist
Division of Materials and Waste Management

EHS/jm

Enclosures (2): Director's Final Findings and Orders
Attachment 1 to the Findings and Orders

cc (with enclosures): Gary Merkamp, Coordinator, FHPR Joint SWMD
Tracy Buchanan, Environmental Supervisor, DMWM-SWDO
Rich Fox, Environmental Supervisor, DMWM-SEDO
Phil Farnlacher, Environmental Specialist 2, DMWM-CDO

OHIO E.P.A.

AUG 24 2012

By: Dan Lasser Date: 8-24-12

ENTERED DIRECTOR'S JOURNAL
**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

In the matter of:

| | | |
|---------------------------------|---|---------------------|
| Fayette, Highland, Pickaway, | : | Director's Final |
| Ross Joint | : | Findings and Orders |
| Solid Waste Management District | : | |
| 15 N. Paint Street | : | |
| Chillicothe, Ohio 45601 | : | |

I. JURISDICTION

These Director's Final Findings and Orders (Orders) are issued to the Fayette, Highland, Pickaway, Ross Joint Solid Waste Management District (District), pursuant to the authority vested in the Director of the Ohio Environmental Protection Agency (Ohio EPA) under Ohio Revised Code (ORC) Section 3734.55(C).

II. PARTIES

These Orders shall be binding upon the District.

III. DEFINITIONS

Unless otherwise stated, all terms used in these Orders shall have the same meanings as defined in ORC Chapter 3734 and the rules promulgated thereunder.

IV. FINDINGS

The director of Ohio EPA has determined the following findings:

1. Pursuant to ORC Section 3734.56, the policy committee of a solid waste management district (SWMD) with an approved solid waste management plan that contains a planning period of fifteen or more years is required to submit an amended solid waste management plan that complies with the requirements in Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53 to the director of Ohio EPA on or before the fifth year anniversary of the date the existing solid waste management plan was approved.
2. The District's existing solid waste management plan was approved on April 21, 2006 and covers a planning period of fifteen or more years. The District's draft amended solid waste management plan was due to Ohio EPA on April 21, 2011.

3. On May 10, 2011, Ohio EPA received a draft amended solid waste management plan from the District's Policy Committee.
4. Pursuant to ORC Section 3734.55, the director of Ohio EPA is required to provide the policy committee of a SWMD with a written, nonbinding advisory opinion regarding a draft solid waste management plan and any recommended changes to it that the director considers necessary to effect its approval.
5. On June 23, 2011, Ohio EPA mailed a written, nonbinding advisory opinion concerning the draft amended solid waste management plan received on May 10, 2011 to the District's Policy Committee.
6. Pursuant to ORC Section 3734.55, the policy committee of a SWMD is required to submit a draft solid waste management plan that was ratified in accordance with the criteria established in Division (B) of ORC Section 3734.55 to the director of Ohio EPA to be reviewed for compliance with Divisions (A), (B), (D), and (E)(1) of ORC Section 3734.53.
7. On July 18, 2012, Ohio EPA received a ratified, draft, amended solid waste management plan from the District's Policy Committee.
8. The director has determined that the District's ratified, draft, amended solid waste management plan is in compliance with Divisions (A), (B), (D), and (E)(1) of Section 3734.53 of the ORC.

V. ORDERS

1. The District's ratified, draft, amended plan that was received by Ohio EPA on July 18, 2012 is hereby approved.
2. The District shall proceed to implement its approved solid waste management plan in accordance with the strategies, programs, and activities described in the ratified, draft, amended solid waste management plan and contained in the implementation schedule included as Attachment 1 to these Orders.

VI. OTHER APPLICABLE LAWS

All actions required to be taken pursuant to these Orders shall be undertaken in accordance with the requirements of all applicable local, state, and federal laws and regulations.

VII. RESERVATION OF RIGHTS

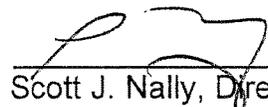
Nothing contained herein shall be construed to prevent Ohio EPA from seeking legal or equitable relief to enforce the terms of these Orders or from taking other administrative, legal, or equitable action as deemed appropriate and necessary, including seeking penalties against the District for noncompliance with these Orders.

Nothing contained herein shall be construed to prevent Ohio EPA from exercising its lawful authority to require the District to perform additional activities pursuant to ORC Chapter 3734 or any other applicable laws in the future. Nothing herein shall restrict the right of the District to raise any administrative, legal, or equitable claim or defense with respect to such further actions which Ohio EPA may seek to require of the District. Nothing in these Orders shall be construed to limit the authority of Ohio EPA to seek relief for violations which may occur.

VIII. EFFECTIVE DATE

The effective date of these Orders is the date these Orders were entered into the Ohio EPA Director's Journal.

IT IS SO ORDERED:



Scott J. Nally, Director
Ohio Environmental Protection Agency

ATTACHMENT 1 TO THE FINDINGS AND ORDERS
Summary of the Implementation Schedule for the

Fayette, Highland, Pickaway, Ross Joint Solid Waste Management District

Several sections of the ratified, draft, amended solid waste management plan update (Plan) submitted by the Solid Waste Management District or Authority identified above are considered to be part of the implementation schedule required in accordance with Ohio Revised Code Section 3734.53(A)(13). This attachment lists the elements that Ohio EPA understands to constitute the implementation schedule contained in the District's or Authority's Plan. These elements are listed in the table below.

Implementation Schedule for Facilities, Strategies, Programs and Activities

| 1. Elements of the Plan | 2. According to the Plan, when will implementation of this strategy begin and end? | 3. Which Goal will this strategy be used to demonstrate compliance with? |
|-------------------------|--|--|
|-------------------------|--|--|

Commercial/Industrial Sector TA and Education

| | | |
|---|-------------------|------------------------|
| 1299 Distribute list of Recycling Opportunities for Commercial Waste in District (pp IV-15) | existing, ongoing | Goal 2, Goal 4 |
| 1311 Industrial Education and Awareness (pg V-18) | existing, ongoing | Goal 2, Goal 3, Goal 4 |

Drop-off Recycling, FS, Rural

| | | |
|---|---------------|--------|
| 5769 Fayette County, Bloomingburg Village/Paint Township (pg. VII-6) | 2006, ongoing | Goal 1 |
| 8294 Fayette County, Jefferson Township (Deercreek State Park) (pg. VII-6) | 2008, ongoing | Goal 1 |
| 5770 Fayette County, Jeffersonville Village/Jefferson Township (pg. VII-6) | 2006, ongoing | Goal 1 |
| 8296 Fayette County, Madison Township (MT Schools, SR 41, NW) (pg. VII-6) | 2012, ongoing | Goal 1 |
| 8297 Fayette County, Milledgeville Village/Jasper Township (pg. VII-6) | 2012, ongoing | Goal 1 |
| 5768 Fayette County, Union Township (Fayette County Transfer Station) (pg VII-6) | 2006, ongoing | Goal 1 |
| 8304 Highland County, Fairfield Township (Pope Street) (pg. VII-5) | 2008, ongoing | Goal 1 |
| 5788 Highland County, Lynchburg Village/Dodson Township (Terry's Grocery) (pg. VII-5) | 2007, ongoing | Goal 1 |
| 5799 Highland County, Mowerystown Village/WhiteOak Township (pg VII-5) | 2012, ongoing | Goal 1 |

| 1. Elements of the Plan | 2. According to the Plan, when will implementation of this strategy begin and end? | 3. Which Goal will this strategy be used to demonstrate compliance with? |
|--|--|--|
| 8302 Highland County, New Market Township (Daniels Metal) (pg. VII-5) | 2008, ongoing | Goal 1 |
| 8303 Highland County, New Market Township (State Route 62) (pg. VII05) | 2008, ongoing | Goal 1 |
| 5801 Highland County, Paint Township (Truck Stop/US 50) (pg. VII-5) | 2007, ongoing | Goal 1 |
| 5800 Highland County, Sinking Springs Village/Brush Creek Township (pg VII-5) | 2012, ongoing | Goal 1 |
| 5789 Pickaway County, Darbyville Village/Darby Township (pg.VII-4) | 2012, ongoing | Goal 1 |
| 8569 Pickaway County, Muhlenberg Township (Westfall Schools) (pg. VII-4) | 2012, ongoing | Goal 1 |
| 5760 Pickaway County, New Holland Village/Perry Township (pg VII-4) | 2006, ongoing | Goal 1 |
| 5762 Pickaway County, Williamsport Village/Deercreek Township (pg VII-4) | 2006, ongoing | Goal 1 |
| 5797 Ross County, Bourneville Village/Twin Township (pg. VII-3) | 2007, ongoing | Goal 1 |
| 5792 Ross County, Clarksburg Village/Deerfield Township (pg. VII-3) | 2012, ongoing | Goal 1 |
| 5793 Ross County, Frankfort Village/Concord Township (pg. VII-3) | 2007, ongoing | Goal 1 |
| 8570 Ross County, Green Township (Pick-Ross Vocational School) (pg. VII-3) | 2012, ongoing | Goal 1 |
| 5754 Ross County, Green Township (Zane Trace High School) (pg. VII-3) | 2006, ongoing | Goal 1 |
| 8309 Ross County, Hallsville Village/Colerain Township (pg. VII-3) | 2007, ongoing | Goal 1 |
| 8310 Ross County, Liberty Township (Lemaster Recycling) (pg. VII-4) | existing, ongoing | Goal 1 |
| 5753 Ross County, Paxton Township (Old Bainbridge Elementary) (pg VII-3) | 2006, ongoing | Goal 1 |
| Drop-off Recycling, FS, Urban | | |
| 8579 Fayette County, Washington Courthouse (Bennett Brothers) (pg. VII-6) | 2012, ongoing | Goal 1 |
| 1276 Fayette County, Washington Courthouse (Cartwright Salvage Company) (pp VII-6) | existing, ongoing | Goal 1 |
| 8298 Fayette County, Washington Courthouse (Fayette Recycling) (pg. VII-6) | existing, ongoing | Goal 1 |

| 1. Elements of the Plan | 2. According to the Plan, when will implementation of this strategy begin and end? | 3. Which Goal will this strategy be used to demonstrate compliance with? |
|--|--|--|
| 5766 Highland County, Greenfield/Madison Township (Jefferson Street) (pg VII-5) | 2006, ongoing | Goal 1 |
| 8301 Highland County, Hillsboro (C&M Recycling) (pg. VII-5) | existing, ongoing | Goal 1 |
| 8299 Highland County, Hillsboro (Dunlap Road) (pg. VII-5) | 2008, ongoing | Goal 1 |
| 8300 Highland County, Hillsboro (Highco) (pg. VII-5) | existing, ongoing | Goal 1 |
| 5764 Highland County, Hillsboro (Kroger) (pg. VII-5) | 2006, ongoing | Goal 1 |
| 5763 Highland County, Hillsboro (Walmart) (pg. VII-5) | 2006, ongoing | Goal 1 |
| 5758 Pickaway County, Ashville Village/Harrison Township (pg. VII-4) | 2006, ongoing | Goal 1 |
| 5756 Pickaway County, Circleville (Bowling Alley) (pg. VII-4) | 2006, ongoing | Goal 1 |
| 5755 Pickaway County, Circleville (Fire Station) (pg. VII-4) | 2006, ongoing | Goal 1 |
| 5805 Pickaway County, Circleville (Rumpke Recycling) (pg. VII-4) | existing, ongoing | Goal 1 |
| 8306 Pickaway County, Circleville (US 22) (pg. VII-4) | 2008, ongoing | Goal 1 |
| 5759 Pickaway County, Commercial Point Village/Scioto Township (pg. VII-4) | 2006, ongoing | Goal 1 |
| 5806 Pickaway County, Harrison Township (Teays Valley Middle School) (pg. VII-4) | 2007, ongoing | Goal 1 |
| 8307 Pickaway County, Washington Township (pg. VII-4) | 2008, ongoing | Goal 1 |
| 5748 Ross County, Chillicothe (Camp Sherman Park) (pg. VII-3) | 2006, ongoing | Goal 1 |
| 5749 Ross County, Chillicothe (K-Mart) (pg. VII-3) | 2006, ongoing | Goal 1 |
| 8308 Ross County, Chillicothe (Ohio University Branch) (pg. VII-3) | 2008, ongoing | Goal 1 |
| 5751 Ross County, Chillicothe (Riverside St.) (pg. VII-3) | 2006, ongoing | Goal 1 |
| 5752 Ross County, Chillicothe (Wal-Mart) (pg. VII-3) | 2006, ongoing | Goal 1 |
| 8571 Ross County, Chillicothe (YMCA) (pg. VII-3) | 2012, ongoing | Goal 1 |

| 1. Elements of the Plan | 2. According to the Plan, when will implementation of this strategy begin and end? | 3. Which Goal will this strategy be used to demonstrate compliance with? |
|---|--|--|
| 1270 Ross County, Chillicothe, (Rumpke Recycling) (pg. VII-3) | existing, ongoing | Goal 2 |
| 1271 Ross County, Chillicothe, (Scioto Valley Recycling) (pg. VII-3) | existing, ongoing | Goal 2 |
| 5807 Ross County, Huntington Township, (Huntington Schools) (pg. VII-3) | 2009, ongoing | Goal 1 |
| 5809 Ross County, Union Township (Thompson's Recycling) (pg VII-3) | 2007, ongoing | Goal 1 |
| Electronics Collection | | |
| 8573 Electronics Collection Events (pp V-12) | existing, ongoing | Goal 2, Goal 5 |
| 8572 Private Electronics Recycling Businesses in Ross County (pp. V-12 & V-13) | existing, ongoing | Goal 2, Goal 5 |
| Household Hazardous Waste | | |
| 1330 Education and awareness of household hazardous waste (pp IV-13, V-14) | existing, ongoing | Goal 3, Goal 4, Goal 5 |
| 1329 HHW toll-free hotline (pp IV-13, V-14) | existing, ongoing | Goal 3, Goal 4, Goal 5 |
| 1331 Promotion of HHW collection in Pickaway County (pp IV-13, V-14) | existing, ongoing | Goal 2, Goal 4, Goal 5 |
| Industrial Recycling and Reduction | | |
| 8574 Industrial Surveys (pp. IV-17 & IV-18, V-18) | existing, ongoing | Goal 2, Goal 3, Goal 4 |
| 1362 Waste Audits (pg. V-18) | existing, ongoing | Goal 2 |
| Lead-Acid Battery Programs | | |
| 1339 Promote Recycling at Private Businesses (pp IV-16-IV-17, V-14) | existing, ongoing | Goal 2, Goal 4, Goal 5 |
| MRFs | | |
| 5778 Fayette County Sort Floor (pg V-13) | 2005, ongoing | Goal 2 |
| Other Programs | | |
| 1340 Partner with the private sector to provide recycling (pp IV-IV-9 & IV-10, V-11 & V-12) | existing, ongoing | Goal 2 |
| Other Residential/Commercial Recycling | | |
| 5777 AbiBow LLC Fiber Collection (pp IV-9 & IV-10, V-11 & V-12) | 2004, ongoing | Goal 2 |

| 1. Elements of the Plan | 2. According to the Plan, when will implementation of this strategy begin and end? | 3. Which Goal will this strategy be used to demonstrate compliance with? |
|--|--|--|
| 8575 Ohio Mills Textile Drop-offs (pp. IV-9 & IV-10, V-12) | existing, ongoing | Goal 2 |
| 8577 Promote Curbside Recycling (pg. V-13) | existing, ongoing | Goal 4 |
| 1290 Survey Commercial Waste Generation (pp IV-14 and V-13 & V-14) | existing, ongoing | Goal 2, Goal 3, Goal 4 |
| Residential Sector Education and Awareness | | |
| 5779 District Website (pp IV-8, V-10) | 2005, ongoing | Goal 3, Goal 4 |
| 5784 Outreach Specialists/Education and Public Outreach (pp IV-11, V-11) | 2006, ongoing | Goal 3, Goal 4 |
| 1297 Promote the use of private recycling buy-back centers page 150 | existing, ongoing | Goal 2, Goal 3, Goal 4 |
| Scrap Tire Programs | | |
| 1316 District-sponsored scrap tire collection events (pp IV-16, V-12) | as needed | Goal 5 |
| 1322 Encourage the private sector to offer scrap tire services (pg IV-18) | 1997, ongoing | Goal 4, Goal 5 |
| 1317 Tire dump cleanup (pp V-14 & V-15) | 1999, ongoing | Goal 5 |
| Yard Waste Programs | | |
| 8576 Cooperating agencies distribute brochures and flyers on backyard composting and yard waste management (pg. IV-12) | existing, ongoing | Goal 3, Goal 4, Goal 5 |
| 1369 Fayette County Compost Facility (at transfer facility) (pg III-7) | 1997, ongoing | Goal 2, Goal 5 |
| 1367 Fayette County, Washington Compost Facility (pg III-7) | 1996, ongoing | Goal 2, Goal 5 |
| 5781 Highland County, Duncan Farms (pg III-7) | existing, ongoing | Goal 2, Goal 5 |
| 1371 Pickaway County, Pleasantview Farms (pg III-7) | existing, ongoing | Goal 2, Goal 5 |
| 1372 Ross County, Chillicothe Landfill (pg III-7) | 2000, ongoing | Goal 2, Goal 5 |
| 5783 Ross County, Moss Composting (pg III-7) | existing, ongoing | Goal 2, Goal 5 |

