



State of Ohio Environmental Protection Agency

401 East Fifth Street
Dayton, Ohio 45402-2911

Southwest District
TELE: (937)285-6357 FAX: (937)285-6249
www.epa.state.oh.us

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

February 5, 2008

32293

Mr. Bob Downing
Montgomery County Public Works Department
Solid Waste Services Division
451 West Third Street
P.O. Box 972
Dayton, Ohio 45422-1326

RE: Montgomery County Ash Monofill
Ohio Administrative Code (OAC) Rule 3745-27-10(E)(12) Violation

Dear Mr. Downing:

On January 4, 2008 the Ohio Environmental Protection Agency (Ohio EPA), Division of Solid and Infectious Waste Management (DSIWM), Southwest District Office (SWDO), received the **October 2007 Sampling Report and Semiannual Assessment Activities Report** which was submitted to fulfill the semiannual reporting of assessment monitoring data required by OAC 3745-27-10(E)(10) and the submittal of semiannual assessment activities report required by OAC 3745-27-10(E)(12).

Compliance with OAC Rule 3745-27-10(E)(12)(a) requires a narrative description of all assessment activities that have occurred since the previous report and OAC 3745-27-10(E)(12)(b) requires the submission of all data generated as part of the assessment program since the previous report.

Montgomery County is **in violation** of OAC Rule 3745-27-10(E)(12)(a) and (b), requiring a narrative description of all assessment activities that have occurred since the previous report. The Ohio EPA noted that no information was presented in the Semi-Annual Assessment Activities Report that describes the investigation(s) and/or assessment activities conducted at the monofill since the last semi-annual assessment sampling event.

The Ohio EPA requests that the County provide a detailed narrative description of all activities that the County has performed at the landfill since the last semi-annual sampling event.

Mr. Bob Downing
Montgomery County Public Works Department
Solid Waste Services Division
February 5, 2008
Page 2

If you have any questions or need additional information, please contact John McGinnis at (937) 285-6449.

Sincerely,

A handwritten signature in cursive script that reads "Betty Arthungal". The signature is written in black ink and is positioned above the typed name.

Betty Arthungal R.S.
Division of Solid & Infectious Waste Mgmt
Ohio EPA

BA/plh