



Environmental  
Protection Agency

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Mary Taylor, Lt. Governor  
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Hamilton CO  
Rumpke LA  
Gen Corr

**CERTIFIED MAIL**

January 19, 2011

Mr. Jay Roberts  
Director of Engineering & Environmental Affairs  
Rumpke Consolidated Companies, Inc.  
10795 Hughes Road  
Cincinnati, Ohio 45251

**RE: Notice of Violation for Acceptance and Disposal of Hazardous Waste  
Rumpke Sanitary Landfill, Hamilton County**

Dear Mr. Roberts:

On December 22, 2010, Ohio Environmental Protection Agency ("Ohio EPA"), Division of Solid and Infectious Waste Management ("DSIWM"), Southwest District Office ("SWDO") was notified by the Division of Hazardous Waste Management ("DHWM") that Rumpke Sanitary Landfill ("Facility") had accepted a shipment of two (2) drums of hazardous waste containing Vinyl Chloride from Clean Harbors' Spring Grove facility, located at 4879 Spring Grove Avenue, Cincinnati, Ohio 45232. The drums contained 1.2 ppm Vinyl Chloride in an oil and water mixture received from Northrop Grumman as part of a Voluntary Action Plan remediation activity. The Spring Grove facility solidified the oil and water mixture at their site prior to shipment of the material to Rumpke on September 3, 2010. The accompanying manifests indicated that the shipment of 18.39 tons of consolidated material from Clean Harbors was non-hazardous. Clean Harbors reportedly did not become aware of the error in the waste characterization until December 22 and subsequently notified Rumpke of the mistake.

Acceptance and disposal of a hazardous waste is a violation of Ohio Administrative Code (OAC) Rule 3745-27-19(E)(8)(c) which states in part:

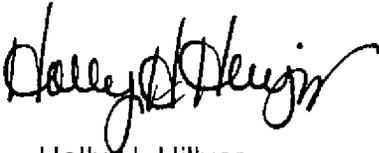
"The owner or operator shall not accept for disposal or dispose of materials at a sanitary landfill facility that are defined as a hazardous waste pursuant to OAC Rule 3745-51-03".

Compliance with the requirements outlined in this letter shall not relieve you of your obligation to comply with other legal obligations including, but not limited to, Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water

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Act, Clean Air Act, Comprehensive Environmental Response, Compensation and Liability Act or Resource Conservation and Recovery Act remedying conditions resulting from any release of contaminants to the environment.

Sincerely,

A handwritten signature in cursive script, appearing to read "Holly H. Hillyer".

Holly H. Hillyer  
Environmental Specialist  
Division of Solid and Infectious Waste Management

cc: Tim Ingram, Hamilton County Public Health  
Chuck DeJonckheere, Hamilton County Public Health

HHH\bp

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MR JAY ROBERTS  
 DIRECTOR OF ENGINEERING &  
 ENVIRONMENTAL AFFAIRS  
 RUMPKE CONSOLIDATED  
 COMPANIES INC  
 10795 HUGHES RD  
 CINCINNATI OH 45251

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Sherrie Kuhn

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DIRECTOR OF ENGINEERING &  
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RUMPKE CONSOLIDATED  
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10795 HUGHES RD  
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PS Form 3800, August 2006 (Reverse) PSN 7530-02-000-9047