

Clark Co.
Tremont LF



State of Ohio Environmental Protection Agency

Southwest District Office

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Dayton, Ohio 45402

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

January 4, 2008

Mr. Thomas Danis
Tremont Landfill Company
Suite 1300
110 North Main Street
Dayton, Ohio 45402

Dear Mr. Danis:

I am writing about the information provided by representatives of the Tremont Landfill Co. concerning the cap drains at Tremont Landfill, 3108 Snyder Domer Road, Clark County. This information was provided both in letter, September 10, 2007 and through a meeting held at the Ohio EPA Southwest District Office on October 22, 2007.

Water samples were collected from three locations on December 13, 2006 and again on March 15, 2007. Two of the sampling locations SW1 (cap drain with orange staining) and SW3 (cap drain to poly tank) were selected to help characterize the make-up of the water being released from the cap drainage system. This system was designed to collect storm water that has not come into contact with solid waste.

The following constituents were present above background levels in the SW1 sample: sulfate, calcium, total dissolved solids, arsenic, lead, and magnesium. Therefore the agency would not consider this water to be uncontaminated storm water. Through the release of this water to the storm drainage system Tremont Landfill Company is placing contaminants where they can enter "Waters of the State".

The release of pollutants to "Waters of the State" without approval from the Director of Ohio EPA is in violation of Ohio Revised Code, Chapter 6111.04, "Acts of Pollution Prohibited". The Tremont Landfill Company must either eliminate the discharge (collect this water as part of the leachate collection system) or submit an application for a National Pollutant Discharge Elimination System (NPDES) permit.

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In the Civil and Environmental Consultants (CEC) September 10, 2007 letter a proposal was made to gather further information concerning both the volume and quality of the cap drain water. In order to provide time for this information to be gathered I am proposing a May 2, 2008 submittal date for additional monitoring information. In addition to this information and as deemed appropriate, either a Permit to Install (PTI) for a collection system designed to capture this water for transport to an approved treatment facility, or a PTI for treatment systems designed to meet limits associated with a direct discharge must be included. If a direct discharge is proposed a National Pollutant Discharge Elimination System (NPDES) permit application also must accompany the submittal.

If you have any questions or need additional information I can be contacted at (937) 285 - 6097.

Sincerely,



Joseph Reynolds
Division of Surface Water

cc: Tracy Buchanan, DSIWM, SWDO
Anne Kaup-Fett, Clark County Combined Health District
Fanny Haritos, Ohio EPA-DSIWM, Central Office
Dale Vitale, Ohio Attorney General's Office
Michael W. Krumholtz, Attorney-Bieser, Greer and Landis
Thomas T. Terp, Attorney-Taft, Stettinius & Hollister
Ralph Hirshberg, CEC