OhioEPA
State of Ohio Environmental Protection Agency
Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

September 7, 2007

RE: TWINSBURG TOWNSHIP LANDFILL NOTICE OF VIOLATION

CERTIFIED MAIL

Mr. Todd Johnson, Service Coordinator
Twinsburg Township
9833 Ravenna Road
P.O. Box 786
Twinsburg, Ohio 44087

Dear Mr. Johnson:

Thank you for your letter dated August 20, 2007, that provided an update of recent activities at Twinsburg Township Landfill. Ohio Environmental Protection Agency (Ohio EPA) acknowledges that Twinsburg Township has made considerable progress at the landfill by removing old oil and gas equipment, trees and shrubs, and repairing erosion rills.

Several violations remain regarding Twinsburg Township Landfill, located at the end of Katz Road, in Twinsburg Township. The violations are listed below.

1. **Ohio Administrative Code (OAC) 3745-27-14(A)(4)** states in part, "Post-closure care activities for a sanitary landfill facility shall include, but are not limited to the following:... Quarterly inspection of a sanitary landfill facility during each year of the post-closure care period and submittal of a written summary to the appropriate Ohio EPA district office not later than fifteen days after the inspection date detailing the results of the inspection and a schedule of any actions to be taken to maintain compliance with paragraphs (A)(1) and (A)(2) of this rule."

   Twinsburg Township is in violation of OAC 3745-27-14(A)(4) because Ohio EPA has not received the quarterly inspection reports in a timely manner. Ohio EPA received a quarterly inspection report on August 22, 2007. However, the report was for a landfill inspection in May 2007. Please send each quarterly landfill inspection report within 15 days of the inspection date. The inspection report should indicate the following:

   a. The date of the inspection;
   b. Who conducted the inspection;
   c. Other people present during the inspection;

d. Specific locations where problems were observed; and
e. A schedule of any actions to be taken to maintain compliance with OAC 3745-27-14(A)(1) and (A)(2).

Ohio EPA recommends filling out a copy of the attached Closed Municipal Solid Waste Landfill Facility Inspection Checklist when conducting a quarterly landfill inspection. This checklist is also available at http://www.epa.state.oh.us/dsiwm/document/guidance/gd_049.pdf.

2. **OAC 3745-27-13(H)(10)** which states in part, "For sites identified in paragraphs (D)(1) or (D)(2) of this rule, the owner or operator shall provide a certification report within sixty days of completion of the filling, grading, excavating, building, drilling, or mining activities."

   This violation pertains to the OAC 3745-27-13 (Rule 13) authorization, approved on December 5, 2005, to allow a waste investigation and the installation of explosive gas monitors. Twinsburg Township is in violation of OAC 3745-27-13(H)(10) because Ohio EPA has not received a complete certification report.

   After completing the construction activities, SCS Engineers sent a certification report, dated May 5, 2006, to Ohio EPA. Ohio EPA reviewed the report and sent a notice of violations and deficiencies, dated July 3, 2006. SCS Engineers sent a response letter, dated August 2, 2006. Ohio EPA sent a notice of deficiency dated November 1, 2006. Please respond to the November 1, 2006 notice of deficiency by submitting to Ohio EPA a complete certification report.

3. **OAC 3745-27-14(A)(5)** requires in part, fulfilling all monitoring and reporting requirements of **OAC 3745-27-12.** OAC 3745-27-12 requires explosive gas monitoring at solid waste landfills closed on or after October 1970. Twinsburg Township is in violation of OAC 3745-27-14(A)(5) and OAC 3745-27-12 for not monitoring for explosive gas at Twinsburg Township Landfill.

   SCS Engineers submitted the explosive gas plan to Ohio EPA on January 3, 2007. Ohio EPA reviewed the plan and sent a notice of deficiency dated January 18, 2007 to Twinsburg Township. Please respond to Ohio EPA's notice of deficiency dated January 18, 2007.

Please continue to improve the landfill by addressing the above requirements.

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release Twinsburg Township from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water or Comprehensive Environmental Response, Compensation, and Liability Acts for remedying conditions resulting from any release of contaminants to the environment.

Sincerely,

Dave Dysle

Dave Dysle
Environmental Specialist
Division of Solid and Infectious Waste Management

DD:cl

att: Inspection Checklist

cc: John Schmidt, DSIWM, NEDO
Darrick Willis, Summit County Health Dept.
William A. LeFaiver, Carol L. Gasper, Thomas O. Schmidt, Twinsburg Township Board of Trustees
File: [Sowers/LAND/Twinsburg Township/COR/77]