



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

March 30, 2009

**RE: CITY VIEW CENTER  
R&B DEVELOPMENT LANDFILL  
MATOUSEK LANDFILL  
NOTICE OF VIOLATION**

**CERTIFIED MAIL**

Mr. Matt McGill  
McGill Property Group, LLC  
Garfield Land Development, LLC  
GHLFP, LLC  
125 W. Indiantown Road, Suite 101  
Jupiter, Florida 33458

Dear Mr. McGill:

On March 20, 2009, Ohio Environmental Protection Agency (Ohio EPA) received your response to the March 16, 2009 Notice of Violation (NOV). Your letter indicated that you do not agree that you failed to comply with paragraph 64 of the Consent Order and Final Judgment Entry ("Consent Order") filed in the Cuyahoga County Court of Common Pleas on December 2, 2008. You also noted that you would like to be informed of which items were missing from your submittal of certification reports. Below is a list of components approved for construction in Appendices E and F of the March 18, 2005 Director's Final Findings and Orders that have not been certified for the City View Center project;

- FML Installation for each building
- FML testing
- Methane blower installation
- Explosive gas monitoring port installation
- Explosive gas alarm installation
- Explosive gas passive vent installation
- All utility installations including details of connections, etc.

Failure to submit the required certification reports continues to be a violation of paragraph 64 of the December 2, 2008 Consent Order, and may result in Ohio EPA pursuing escalated enforcement to ensure that Defendants McGill comply with the terms of the December 2, 2008 Consent Order.

Nothing in this letter shall be construed to authorize any waiver from any requirements of applicable state solid waste laws or regulations. This letter shall not be interpreted to release MPG and GHLFP or others from responsibility under ORC Chapters 3704., 3714.,

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McGill Property Group, LLC  
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3734., or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

If you have any questions regarding this letter, please do not hesitate to contact me at (330) 963-1244.

Sincerely,



Karen J. Naples  
Environmental Specialist  
Division of Solid and Infectious Waste Management

KJN/cl

pc: Jarnal Singh, DSIWM, NEDO  
Melinda Berry, DSIWM, CO  
Denise Romano, CCBH  
File: [SOWERS/County/City View/COR/18]

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Sent To *Matt McGill*  
 Street, Apt. No., or PO Box No. *McGill Property Group*  
 City, State, ZIP+4 \_\_\_\_\_

PS Form 3800, August 2006 See Reverse for Instructions

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1. Article Addressed to:  
  
 Mr. Matt McGill  
 McGill Property Group, LLC  
 Garfield Land Development, LLC  
 GHLFP, LLC  
 125 W. Indiantown Road, Suite 101  
 Jupiter, Florida 33458

2. Article Number  
*(Transfer from service label) 7008.3330.0000.354195248 Karen Naples 3-31-09*

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*Judie Cooper*  Agent  Addressee

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