



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 16, 2010

RE: LAKE COUNTY SWF
GROUND WATER MONITORING
NOTICE OF VIOLATION

CERTIFIED MAIL

Mr. Doug Bradley
Lake County Department of Utilities
Lake County Administration Center
105 Main Street, P.O. Box 490
Painesville, Ohio 44077

Dear Mr. Bradley:

The Ohio Environmental Protection Agency (Ohio EPA) has reviewed the 2006 semiannual ground water quality assessment sampling reports for the Lake County Solid Waste Facility, Lake County, Ohio. The reports, dated March 2006 and October 2006, were received by Ohio EPA on March 24, 2006 and October 31, 2006, respectively. The semiannual ground water quality assessment sampling reports were prepared on behalf of the Lake County Commissioners (Lake County) for the Lake County Solid Waste Facility (LCSWF), located at 2039 Blasé Nemeth Road, Painesville Twp., Lake County. The facility is currently owned and operated by Lake County. The document was submitted in accordance with Ohio Administrative Code (OAC) 3745-27-10 (as effective August 15, 2003).

Upon review of the reports, Ohio EPA identified that the facility is in violation of **OAC 3745-27-10(E)(5)(b)** which states "*The owner/operator shall sample all monitoring wells in the ground water quality assessment monitoring program, as follows. A monitoring well is considered part of the ground water quality assessment monitoring program if the well is needed or used to meet the provisions of paragraph (E)(6) of this rule:*

(i) *At least semiannually for the following:*

(a) *All parameters in appendix I of this rule or the alternative parameter list approved under paragraph (D)(2), and/or (D)(3) of this rule.*

(b) *All the constituents reported to the director in accordance with paragraph (E)(5)(c) of this rule."*

LCSWF did not meet the requirements of OAC 3745-27-10(E)(5)(b) because monitoring well MW-5A was not sampled during the fall sampling event. According to Lake County, the well was damaged. Please note that every well in the monitoring program is required to be sampled for the appropriate parameters. Lake County needs to ensure

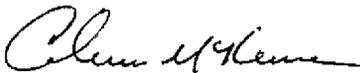
Mr. Doug Bradley
Lake County Department of Utilities
March 16, 2010
Page 2

that all wells are maintained and sampled in the future during the scheduled sampling event. In the event a well cannot be sampled due to damage, the well should be repaired and sampled within a reasonable amount of time. The facility was contacted the week of April 28, 2008, and the necessary repairs have been made.

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 the Entity 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.

If you have any technical questions regarding this review, please contact Russ Kocher, Division of Drinking and Ground Waters, Northeast District Office, Ohio EPA at (330) 963-1203. Please submit all correspondence to Colum McKenna, Division of Solid and Infectious Waste Management, Northeast District Office, Ohio EPA, 2110 East Aurora Road, Twinsburg, Ohio 44087.

Sincerely,



Colum McKenna
Division of Solid and Infectious Waste Management

CJM:cl

cc: Jennifer Carlin, DSIWM-NEDO
John Hujar, DSIWM-NEDO
Laura Kuns, Lake County General Health District
Rick Martin, Lake County Director of Utilities
Sue Eden, HZW
File: [Kurko/LAND/Lake County Solid Waste Facility/GRO/43]
Proj Id None

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PS Form 3800, August 2006 See Reverse for Instructions

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1. Article Addressed to:
 Mr. Doug Bradley
 Lake County Department of Utilities
 Lake County Administration Center
 105 Main Street, P.O. Box 490
 Painesville, Ohio 44077

2. Article Number
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