



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

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www.epa.state.oh.us

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

December 14, 2007

RE: **3M-COPLEY EAST LANDFILL
NOTICE OF VIOLATION**

Justin Pettinelli
Environmental Project Manager
3M Environmental Technology & Safety Services
900 Bush Avenue
Building 42-2E-27
P O Box 33331
St. Paul, MN 55133-3331

Dear Mr. Pettinelli:

The Ohio Environmental Protection Agency (Ohio EPA) has reviewed the quarterly inspection report, dated November 5, 2007, for East Landfill. East Landfill is a closed industrial solid waste landfill located at 3149 Copley Road, Copley Township, Summit County, Ohio. This letter provides a notice of violation regarding the report.

Quarterly post-closure care inspection reports for industrial solid waste landfills are required by Ohio Administrative Code (OAC) 3745-29-14. Ohio EPA identified the following violation during the review of the report:

OAC 3745-29-14(A)(4) states in part, *"Post-closure care activities for all industrial solid waste landfill facilities shall include, but are not limited to the following: . . . Quarterly inspection of the industrial solid waste 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."*

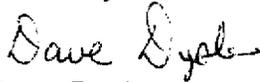
3M is in violation of OAC 3745-27-14(A)(4) because Ohio EPA did not receive the quarterly inspection report in a timely manner. Ohio EPA received the quarterly inspection report on November 9, 2007. However, the report was for a landfill inspection on October 9, 2007. Please send each quarterly landfill inspection report within 15 days of the inspection date.

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 3M from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio

Justin Pettinelli
3M Environmental Technology & Safety Services
December 14, 2007
Page 2

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
Environmental Specialist
Division of Solid and Infectious Waste Management

DD:cl

cc: Darrick Willis, Summit County Health Department
Michael Corbin, Weston Solutions, Inc.
File: [Sowers/LAND/3M-Copley/COR/77]

DSIWM #977