OhioEPA

State of Ohio Environmental Protection Agency

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July 20, 2007

CERTIFIED MAIL

Tim Vandersall
General Manager
Countywide Recycling and Disposal Facility (RDF)
3619 Gracemont Street S.W.
East Sparta, OH 44626

RE: Countywide RDF, Stark County
Ongoing Notice of Violation (NOV) and Partial Inspection Report

Dear Mr. Vandersall:

On July 11 and July 12, 2007, I conducted partial inspections of Countywide RDF, located at 3619 Gracemont Street S.W., East Sparta in Stark County. Accompanying me during the inspection on July 11 were Randy Everett of American Environmental Group (AEG) and Judy Bowman of Ohio EPA. Mike Beaudoin of Earthtech and Mike Contestabile of Cornerstone Environmental Group, LLC also assisted me during the files/records reviews. Weather conditions on July 11 were windy with some rain and temperatures around 80°F and on July 12 were partly cloudy with temperatures around 75°F.

The purpose of the partial inspections was to evaluate compliance with portions of Ohio Revised Code (ORC) Sections 3714. and 3734., Ohio Administrative Code (OAC) Chapter 3745-27, and the Director's Final Findings and Orders (F&Os) issued for Countywide RDF on March 28, 2007. The facility's southern 88-acre landfill, the 170-acre expansion project currently being constructed, and the files/records kept as required by the F&Os were inspected and reviewed on these dates.

On July 11, Mr. Everett, Mrs. Bowman and I observed AEG field technicians taking air samples per Orders 4.A.7, 4.A.8 and 4.A.9 of gas extraction wells PW147, PW 149 and PW102. We also observed downhole temperatures taken at 3-meter intervals (roughly every ten feet), depth-to-water and depth-to-bottom measurements of gas extraction wells B2R, PW62RM, W1R, and W-42R. The following information is the results of these measurements:

1. Well B2R—
   - depth to liquid= 41.1'; depth to bottom= 61.1'
   - °C at: 10'= 79; 20'= 79; 30'= 78; 40'= 78; 50'= 81; 60'= 81
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2. Well 62RM—
   - depth to bottom= 20.2'
   - °C at: 10'= 94; 20'= 95

3. Well W1R—
   - depth to liquid= 43.6'; depth to bottom= 86.5'
   - °C at: 10'= 60; 20'= 60; 30'= 67; 40'= 66; 50'= 66; 60'= 66; 70'= 66; 80= 66

4. W-42R—
   - depth to liquid= 43.6'; depth to bottom= 63.8'
   - °C at: 10'= 92; 20'= 92; 30'= 98; 40'= 95; 50'= 94; 60'= 93; 63.8'= 93

At the time of the inspection no offsite odor complaints were brought to Ohio EPA's attention.

On July 12th, sections 4.A.1 through 4.A.13 were reviewed for completeness. All documents expected to be maintained in accordance with the F&Os appeared to be present. This inspection, however, did not include a qualitative review of the data contained therein.

I also observed downhole temperatures taken at 3-meter intervals (roughly every ten feet), depth-to-water and depth-to-bottom measurements of gas extraction wells 57-R, PW121R, PW122R, PW14R2M and PW14R(3). The following information is the results of these measurements:

1. Well 57-R—
   - depth to liquid= 42.3'; depth to bottom= 81.5'
   - °C at: 10'= 91; 20'= 92; 30'= 95; 40'= 95; 50'= 97; 60'= 97; 70'= 98; 81.5'= 98

2. Well PW121R—
   - depth to liquid= 71.8'; depth to bottom= 31.3'
   - °C at: 10'= 96; 20'= 98; 30'= 98

3. Well PW122R—
   - depth to liquid= 28.5'; depth to bottom= 39.2'
   - °C at: 10'= 99; 20'= 99; 30'= 101; 39.2'=102

4. Well 14R2M—
   - depth to liquid= 22.1'; depth to bottom= 29.3'
   - °C at: 10'= 97; 20'= 97; 30'= 100

5. Well PW14R(3)—
   - depth to liquid= 28.9'; depth to bottom= 41.9'
   - °C at: 10'= 97; 20'= 98; 30'= 97; 40'= 98
   -

At the time of the inspections no off-site odor complaints were brought to Ohio EPA's attention.

The following ongoing violation is occurring at the facility:

1. **OAC rule 3745-27-19(E)(3)(a):** *"The owner or operator shall have adequate equipment, material, and services available at or near the facility to control fire. The owner or operator shall act immediately to control or extinguish any fire."*

   The Director of Ohio EPA has determined that a fire is occurring at Countywide RDF, as detailed in the F&Os dated March 28, 2007. OAC rule 3745-27-19(E)(3)(a) required Countywide RDF to "act immediately to control or extinguish fire." Countywide RDF continues to be in violation of OAC rule 3745-27-19(E)(3)(a) because, as of the date of inspection, the fire is neither controlled nor extinguished; however, Ohio EPA acknowledges that Countywide RDF has entered into F&Os with the Director that require the facility to undertake actions necessary to develop the remedy for this violation and further set forth a schedule to attain compliance with OAC rule 3745-27-19(E)(3)(a). In light of this circumstance, Countywide RDF will remain in violation of OAC rule 3745-27-19(E)(3)(a) until the fire is extinguished. Although Countywide RDF is undertaking extensive efforts to comply with the F&Os, in the event that Countywide RDF falls delinquent in its performance under the F&Os, be aware further escalated enforcement action may follow to redress this serious violation.

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 owner or operator of Countywide RDF, or others, from responsibility under Chapters 3704., 3714., 3734., or 6111. of the ORC under the Federal Clean Water or Comprehensive Environmental Response, Compensation, and Liability Acts remedying conditions resulting from any release of contaminants to the environment.

If you have any questions regarding this letter, please feel free to contact me at (330) 963-1103, or e-mail me at joshua.adams@epa.state.oh.us.

Sincerely,

Joshua Adams
Environmental Specialist
Division of Solid and Infectious Waste Management

JA:cl

cc: Kirk Norris, Stark County Health Department
Ed Gortner, DSIWM-CO
File: [Sowers/Land/Countywide RDF/COR/76]