



State of Ohio Environmental Protection Agency

Northeast District Office

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

August 22, 2008

Mohammed Ali
American Landfill, Inc.
7916 Chapel St. SE
Waynesburg, OH 44688

**RE: American Landfill, Inc., Stark County
Response to July 14, 2008 NOV
Abatement of Violation**

Dear Mr. Ali:

The Ohio Environment Protection Agency (EPA) Division of Solid and Infectious Waste Management (DSIWM) Northeast District Office (NEDO) is in receipt of your letter titled *American Landfill, Inc., Waste Removal Certification Report*. The letter is dated July 28, 2008, and was received on July 29, 2008.

In the report, the details of the July 1 and 2, 2008, acceptance, isolation, and cleanup of hazardous waste soils from Exxon Mobil in Marian County, West Virginia, are explained. Specifically, the contaminated soils were isolated and tarped and then excavated from the working face of American Landfill on July 14 and 15, 2008. In total, approximately 217.86 tons of waste, which includes 165.67 tons of contaminated soils plus the adjacent solid waste in the working face, was excavated and removed from site and shipped back to the originating Exxon Mobil site in West Virginia.

In addition, the report details two steps American Landfill has taken prior to accepting any future waste loads from Exxon Mobil. These steps include: (1) ceasing acceptance of waste from the Exxon Mobil site in West Virginia pending a site visit and Corrective Action Plan submittal and approval and (2) requiring future, similar projects to submit a QA/QC plan that properly separates approved waste from non-approved waste prior to shipment for disposal.

Based on the information contained in the above-referenced submittal, it appears that the July 1 and 2, 2008, violations of Ohio Revised Code 3734.02(F) and Ohio Administrative Code Rules 3745-27-19(E)(8)(c), 3745-27-19(B)(1), 3745-27-19(B)(2), and 3745-27-19(L) have been properly abated.

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Mohammed Ali
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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 American Landfill, Inc., or others, 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 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
Natalie Oryshkewych, DHWM-NEDO
Ed Gortner, DSIWM-CO
File: [Land/American/COR/76]