



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

August 21, 2007

RE: CLINTON VILLAGE LANDFILL
SUMMIT COUNTY

The Honorable Phyllis Mayberry
Mayor, Village of Clinton
7871 Main Street
Clinton, Ohio 44216

Dear Mayor:

Ohio Environmental Protection Agency (Ohio EPA) received your letter, dated July 23, 2007, regarding Clinton Village Landfill. Your letter provided the 1st and 2nd quarter inspection reports of 2007 for the landfill. Attached was a map of parcels for the area surrounding the landfill. This letter provides a notice of violation regarding the inspection reports. This letter also provides information regarding explosive gas monitoring. The violation is listed below:

Quarterly Landfill Inspection Reports

Ohio Administrative Code (OAC) 3745-27-14(A)(4) states in part, *"Post-closure care activities for a sanitary landfill facility shall include, but are not limited to the following: . . . Quarterly inspection of a sanitary 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."*

The village of Clinton is in violation of OAC 3745-27-14(A)(4) because Ohio EPA did not receive the quarterly inspection reports in a timely manner. Ohio EPA received the reports, contained in one letter, on July 25, 2007. However, the report was for landfill inspections for the 1st and 2nd quarters and the inspection dates were not specified. In the future, please send each quarterly landfill inspection report within 15 days of the inspection date.

In addition, more information is required on each inspection report. Each report should include the following:

- a. The date of the inspection;
- b. Who conducted the inspection;
- c. Other people present during the inspection;
- d. Specific locations where problems were observed; and

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- e. A schedule of any actions to be taken to maintain compliance with OAC 3745-27-14(A)(1) and (A)(2).

Ohio EPA recommends filling out a copy of the attached Closed Municipal Solid Waste Landfill Facility Inspection Checklist when conducting a quarterly landfill inspection.

This checklist is also available at:

http://www.epa.state.oh.us/dsiwm/document/guidance/gd_049.pdf

Explosive Gas Monitoring

The village of Clinton remains in violation of **OAC 3745-27-12** because Ohio EPA has not received and approved an explosive gas monitoring plan (EGMP) for Clinton Village Landfill.

The village of Clinton is required to submit an EGMP to Ohio EPA for approval, pursuant to Ohio Administrative Code (OAC) 3745-27-12. Thereafter, the owner or operator conducts explosive gas monitoring, pursuant to the EGMP.

According to our records, a one-page EGMP for Clinton Village Landfill, dated February 15, 1989, was received by NEDO on February 16, 1989. However, Ohio EPA cannot approve this EGMP because the plan does not comply with the current explosive gas rules, effective August 15, 2003.

Your letter mentioned not being able to find someone approved by Ohio EPA to conduct punch bar monitoring. For your information, Ohio EPA does not approve environmental consultants/contractors nor specifically recommend an environmental consultant to complete the EGMP and conduct the explosive gas monitoring. Ohio EPA recommends contacting several environmental consultants for cost estimates. You may also wish to review completed explosive gas monitoring plans from other landfills at Ohio EPA Northeast District Office in Twinsburg by contacting Ms. Lily Aaron at (330) 963-1129.

Please submit an EGMP, pursuant to OAC 3745-27-12. Once Ohio EPA has approved the plan, the village of Clinton will be required to conduct explosive gas monitoring in accordance with the EGMP.

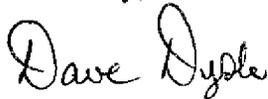
You indicated that some of the landfill property may be in parcel 2700344, a property not owned by village of Clinton. I was unable to find any specific parcel boundaries in the landfill area by using the parcel map attached to your letter or by using the Summit County Auditor website. If you have a parcel map that shows the parcel boundaries in the landfill area, please let me know. I would like to review the parcel map.

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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 village of Clinton 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 questions concerning this letter, please call me at (330) 963-1286.

Sincerely,

A handwritten signature in black ink that reads "Dave Dysle". The signature is written in a cursive style with a large, looped initial "D".

Dave Dysle
Division of Solid and Infectious Waste Management

DD:cl

cc: Darrick Willis, Summit County Health Dept.
File: [Sowers/LAND/Clinton/COR/77]

DSIWM #651 and #176