



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Kerasi, Director

May 6, 2010

**RE: WMI GENEVA LANDFILL
NOTICE OF VIOLATION**

CERTIFIED MAIL

Mr. Evan Jahn
USA Waste Geneva Landfill, Inc.
4339 Tuttle Road
Geneva, Ohio 44041

Dear Mr. Jahn:

On April 21, 2010, the Ohio Environmental Protection Agency (Ohio EPA) conducted an inspection of the Geneva Landfill. I, representing the Division of Solid and Infectious Waste Management (DSIWM), conducted the inspection prior to any operations of the landfill. Jeremy Williams was present for the inspection and granted me access. The purpose of the inspection was to determine if Geneva Landfill had adequate daily cover. Geneva Landfill is a municipal solid waste that is owned by USA Waste Geneva Landfill, Inc. (USA Waste).

Upon inspection of the facility, Ohio EPA identified that USA Waste is in violation of Ohio Administrative Code (OAC) Rule 3745-27-19(F) for failure to provide adequate daily cover.

OAC 3745-27-19(F) states, in part, that "...[d]aily cover shall be applied to all exposed solid waste by the end of the working day to control fire hazards, blowing litter, odors, insects, vectors, and rodents. In no event shall solid waste be exposed for more than twenty-four hours after unloading...."

Ohio EPA identified areas of the landfill where solid waste and construction and demolition debris (C&DD) was exposed on the landfill. To comply with this rule, USA Waste must ensure that there is adequate daily cover over all exposed waste at the end of each day.

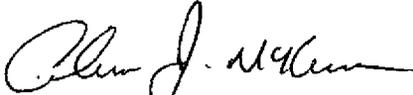
Please respond in writing within 15 days of receipt of this letter explaining what measures USA Waste has taken to address the situation.

Nothing in this Notice of Violation shall be construed to authorize any waiver from the requirement of any other applicable state solid or residual waste laws or regulations. This Notice of Violation shall not be interpreted to release USA Waste from responsibility under Chapters 3704., 3714., 3734., or 6111. of the Ohio Revised Code or under the Federal Clean Waters or Comprehensive Environmental Response, Compensation, and Liability Acts for remedying conditions resulting from any release of contaminants from the facility to the environment.

Mr. Evan Jahn
USA Waste Geneva Landfill, Inc.
May 6, 2010
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Please contact me at (330) 963-1268 if you have any questions or concerns regarding this letter.

Sincerely,



Colum J. McKenna
Environmental Specialist
Division of Solid and Infectious Waste Management

CJM:cl

cc: John Hujar, DSIWM-NEDO
Raymond Saporito, Ashtabula County Health Department
Scott Herman, USA Waste
Janice Switzer, Ashtabula County SWMD
File: [Sowers/LAND/Geneva Landfill/COR/04]

3308

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Sent To Evan Jahn
 Street, Apt. No.,
 or PO Box No. USA Waste Geneva LF
 City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

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- Print your name and address on the reverse so that we can return the card to you.
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1. Article Addressed to:

Mr. Evan Jahn
USA Waste Geneva Landfill, Inc.
4339 Tuttle Road
Geneva, Ohio 44041

COMPLETE THIS SECTION ON DELIVERY

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B. Received by (Printed Name) Bonnie Vermitz
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