



State of Ohio Environmental Protection Agency

Northeast District Office

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

February 22, 2008

RE: COUNTYWIDE RDF, STARK COUNTY
NOTICE OF VIOLATION (NOV)

CERTIFIED MAIL

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

Dear Mr. Vandersall:

The Ohio EPA, Northeast District Office (NEDO) has reviewed two letters from Countywide RDF; one dated December 26, 2007, in response to a November 2, 2007, inspection letter from the Division of Surface Water (DSW) NEDO and the second dated January 28, 2008, in response to a request for additional information from this office dated January 17, 2008. Your letters describe the results of Countywide's investigation of the foaming incident that occurred on or before October 25, 2007.

On October 23, 2007, a large amount of foam was discharged from sedimentation basin 1A outfall 002. Per your letters, the foaming stemmed from concentrated soap products which have been solidified at the solidification pits and that the specific cause of the foaming event was "housekeeping measures related to the solidification process and handling measures on site." The solidification pits onsite combine liquid waste (e.g. concentrated soap products) with solid waste with the intent of finally placing the waste, absent of free liquids, at the working face of the facility.

In order for the foam to develop, either liquid waste from the solidification pit would have to enter the surface water runoff or the runoff would have to come into contact with solid waste at or around the solidification pit area, creating leachate. [OAC rule 3745-27-01(L)(1) defines leachate as a liquid that has come in contact with or been released from solid waste]. Either way, as a result of the foam entering the surface water runoff from the solidification pit area to sedimentation basin 1A and discharging from outfall 002, the following violation occurred at the facility:

1. **OAC rule 3745-27-19(B)(5)**: The owner or operator shall operate the facility in such a manner that operation does not create a nuisance or a health hazard, does not cause water pollution pursuant to Chapter 6111. of the Revised Code, and does not violate any regulation adopted by the director pursuant to Chapter 3704. of the Revised Code.

Mr. Tim Vandersall
Countywide Recycling and Disposal Facility (RDF)
February 22, 2008
Page 2

Ohio EPA is in receipt of your two response letters, dated December 26, 2007, and January 28, 2008, that explain the situation, as determined by your investigation, and the additional steps the facility intends to undertake to ensure that another foaming incident does not occur in the future. Unless additional information or explanation is needed, there is no need to respond to this NOV.

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 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 HD
Ed Gortner, DSIWM-CO
File: [Sowers/Land/CWRDF/COR/76]