



State of Ohio Environmental Protection Agency

Northeast District Office

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Twinsburg, Ohio 44087

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www.epa.state.oh.us

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

October 14, 2008

**RE: NOTICE OF VIOLATION  
J&J REFUSE TRANSFER FACILITY  
CARROLL COUNTY**

**CERTIFIED MAIL**

Mr. Keith Kimble  
J&J Refuse, Inc.  
2403 Chase Road SE  
Carrollton, Ohio 44615

Dear Mr. Kimble:

On October 3, 2008, I, representing the Ohio Environmental Protection Agency (Ohio EPA), conducted a comprehensive inspection of the J&J Refuse Solid Waste Transfer Station (J&J) located on Chase Road in Center Township, Carroll County. The purpose of the inspection was to determine compliance with Ohio Administrative Code (OAC) 3745-27-23, as well as other applicable laws and regulations. Weather conditions were mostly sunny and humid with a temperature of approximately 60° F. Billie Noble, representing J&J, was present at the facility during this inspection.

No violations were observed during this inspection of the facility. The following observations were made during this inspection:

1. No C&DD was present on the ground in the C&DD transfer area.
2. The floor of the loading pit was clean and free of solid waste.
3. Solid waste had been pushed up and over the push wall on the facility's transfer floor. Such waste should be picked up in a timely manner and returned to the transfer pad.
4. The leachate collection drains appeared to be clogged with waste. It could not be determined if the drains were capable of collecting and transmitting leachate to the leachate collection tank. The leachate collection drains should be cleared of all debris in order to ensure that leachate can be transmitted by them.
5. A hole was observed in the cinder block wall on the southern side of the facility. It appeared that heavy equipment had come into contact with the wall, and some blocks had come dislodged. Repairs to the wall should be made as soon as possible.

Mr. Keith Kimble  
J&J Refuse, Inc.  
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The following violation continues to be documented for this facility:

1. **Ohio Administrative Code Rule 3745-27-23(AA)**: *"The owner or operator shall submit an annual report on forms prescribed by the director to the appropriate Ohio EPA district office and approved health department not later than the first day of April of each year..."*

The Ohio EPA Northeast District Office has not received the 2007 annual report for J&J. In order to correct this violation, J&J must immediately submit the 2007 annual report for the transfer facility in Carroll County to the Ohio EPA Northeast District Office.

In Notices of Violation dated July 10, 2008, and September 10, 2008, Ohio EPA notified the J&J Refuse & Recycling Transfer Station (J&J) in Carroll County, Ohio, that it had failed to submit its 2007 annual report as required by rule. As of the date of this Notice of Violation, Ohio EPA has not received a 2007 Annual Operational Report for J&J. Failure to immediately submit an annual report as required will result in this matter being referred for escalated enforcement action.

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 J&J Refuse, 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.

Please feel free to contact me at (330) 963-1274, or preferably, e-mail me at "[jerry.weber@epa.state.oh.us](mailto:jerry.weber@epa.state.oh.us)" if you have any questions or concerns regarding this inspection report.

Sincerely,



Jerry W. Weber, RS  
Environmental Specialist  
Division of Solid and Infectious Waste Management

JWW:c1

cc: File: [Kurko/TRAN/J&J Refuse/COR/10]  
Michelle Kenton, DSIWM-CO

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*10-14-08*

Sent To *Keith Kessler*

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or PO Box No. *S + G Refuser*

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PS Form 3800, June 2002

See Reverse for Instructions