



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

August 28, 2009

**RE: WCI STEEL LANDFILL
TRUMBULL COUNTY
TEN YEAR DESIGN
DEMONSTRATION
NOTICE OF VIOLATION LETTER**

CERTIFIED MAIL

Mr. Mark Clark
Environmental Manager
Severstal International
1040 Pine Avenue, S.E.
Warren, OH 44483-6528

Dear Mr. Clark:

Ohio Administrative Code (OAC) Rule 3745-27-19(N) states, in part, "... Upon every tenth anniversary of the initial permit to install issued to the owner or operator of the sanitary landfill facility pursuant to Chapter 3734. of the Revised Code and each tenth anniversary thereafter, the owner or operator shall submit to Ohio EPA an analysis demonstrating that the design of the unconstructed portions of the sanitary landfill facility continues to be consistent with the design standards established in the current version of 3745-27-08 of the Administrative Code..." According to Ohio EPA records, the first landfill permit to install (PTI) for this facility was Horizontal and Vertical Expansion PTI #02-6667 which was issued on July 23, 1999.

In order to maintain compliance with the above rule, the submittal of the facility's "Ten Year Design Demonstration" was due no later than July 23, 2009. A review of Ohio EPA's files indicates that the demonstration has not been received at the time of this letter. The facility's failure to submit this demonstration, therefore, is a violation of OAC Rule 3745-27-19(N). Please respond to the above violation within 14 days of receipt of this letter.

Nothing in this letter shall be construed to authorize any waiver from any requirements of applicable state solid waste laws or regulations. This letter shall not be interpreted to release Severstal or others from responsibility under ORC Chapters 3704., 3714., 3734., or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

Mr. Mark Clark
Severstal International
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If you have any questions regarding this letter, please do not hesitate to contact me at (330) 963-1186, or electronically at jerry.parker@epa.state.oh.us.

Sincerely,



Jerry L. Parker
Environmental Specialist
Division of Solid and Infectious Waste Management

JLP:cl

pc: Katharina Snyder, DSIWM-NEDO
Lorraine Mikota, Trumbull County Health Department
File: [Kurko/Land/WCI Steel Landfill/COR/78]

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