



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

July 8, 2008

**RE: HOLMES COUNTY LANDFILL  
NOTICE OF VIOLATION**

**CERTIFIED MAIL**

Frank Lasky, Jr.  
c/o World Resource Land Management, Inc.  
1422 East Avenue  
Erie, PA 16503

Joe Miller, Chairman  
Holmes County Board of Commissioners  
2 Court Street, Suite 14  
Millersburg, OH 44654

Dear Sirs:

On May 20, 2008, the Holmes County Board of Health issued orders regarding violations at the Holmes County Landfill. According to the orders, *"Pooled leachate and sedimentation ponds that have been contaminated must be pumped and hauled by an approved hauler to a wastewater treatment plant. Receipts from the wastewater treatment plant must be submitted to the health district."* It is my understanding that compliance with this order has not yet been achieved.

On May 15, 2008, I accompanied Jon Croup of the Holmes County Health Department during his inspection of the landfill. During that inspection, I pointed out that leachate in the sedimentation basins must be removed for proper disposal at a waste water treatment facility. Failure to control leachate is a violation of OAC 3745-27-19(K)(1) which states *"If a leachate outbreak occurs at the sanitary landfill facility, the owner or operator shall repair all outbreaks and do the following:*

- (a) *Contain and properly manage the leachate at the sanitary landfill facility.*
- (b) *If necessary, collect and dispose of the leachate in accordance with paragraphs (K)(5) and (K)(6) of this rule.*
- (c) *Take action to minimize, control, or eliminate the conditions which contribute to the production of leachate.*

At a minimum, you remain in violation of OAC 3745-27-19(K)(1) until all leachate has been removed from the sedimentation basins.

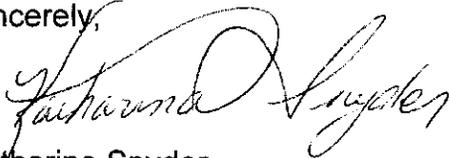
Frank Lasky, Jr., c/o World Resource Land Management, Inc.  
Joe Miller, Chairman, Holmes County Board of Commissioners  
July 8, 2008  
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During the May 15, 2008 inspection, I also requested photos and written documentation of all activities undertaken to correct the numerous violations at the site. To date, I have received no such documentation. I ask that you immediately submit all records showing steps taken to correct all violations at the site, including removal of the leachate. Also, provide your schedule for completing leachate removal.

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 Entity 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 contact me at (330) 963-1257.

Sincerely,



Katharina Snyder  
Division of Solid and Infectious Waste Management

KS:cl

cc: Jon Croup, Holmes County Health Department  
Jerry Galbraith, Director of Environmental Management  
File: [Sowers/LAND/HOLMES/COR/38]

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