



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

September 26, 2007

RE: **BFI LORAIN COUNTY II LANDFILL
LORAIN COUNTY
NOTICE OF VIOLATION**

CERTIFIED MAIL

Elena Goodhall
Environmental Manager
Browning-Ferris Industries of Ohio, Inc.
43502 Oberlin-Elyria Rd.
Oberlin, Ohio 44074

Dear Ms. Goodhall:

On September 7, 2007, John Sabo, from the Lorain County Health Department and I conducted an inspection at the BFI Lorain II Landfill in Lorain County. During the inspection it was noted that new leachate tanks were being constructed and installed near the proposed wheel wash area.

Ohio EPA, Northeast District Office, received a PTI alteration request, on June 5, 2007, which included the relocation and construction of new leachate tanks. Ohio EPA issued a Notice of Deficiency letter dated July 2, 2007 (attached). Currently, BFI has not yet received written concurrence from Ohio EPA for the PTI alteration regarding the relocation and construction of the new leachate tanks. Therefore, it is determined that the following violation occurred at the facility:

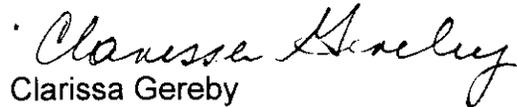
OAC 3745-27-19(B)(2) : states, in part, that *"The owner or operator shall conduct all construction and operation at a sanitary landfill facility in strict compliance with the applicable authorizing document(s), including permit(s) to install, a plan approval, an operational report, an approved final closure plan, an alteration(s) concurred with in writing by Ohio EPA, or any authorizing document(s) listed in paragraph (l) of rule 3745-27-09 of the Administrative Code"* except as follows:

(c) The owner or operator has obtained written concurrence from Ohio EPA for the alteration of the sanitary landfill facility or the owner or operator has obtained a permit to install prior to modifying the sanitary landfill facility."

Elena Goodhall
Browning-Ferris Industries of Ohio, Inc.
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If you have any questions regarding this correspondence, please contact me at (330) 963-1224 or Murat Tukul at (330) 963-1192.

Sincerely,



Clarissa Gereby
Environmental Specialist
Division of Solid & Infectious Waste Management

CG:cl

cc: Chris Jaquet, District Engineer
Alvie Green, Site Manager
Jerry Parker, DSIWM, NEDO
John Sabo, Lorain County Health Department
File: [Tukul/LAND/BFI Lorain County II Landfill/ COR/47]