



State of Ohio Environmental Protection Agency

Northwest District Office

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

Re: Inspection Results
Lafarge Corporation Landfill
Paulding County

December 7, 2009

Mr. Ben Fogle, Environmental Manager
Lafarge Corporation
P.O. Box 160
Paulding, Ohio 45879

Dear Mr. Fogle:

On November 19, 2009, I represented the Ohio Environmental Protection Agency (Ohio EPA) and conducted an inspection of the Lafarge Corporation Landfill (Facility) for compliance with the residual waste regulations contained in Chapter 3745-30 of the Ohio Administrative Code (OAC). The Facility is currently classified as a Class III residual waste landfill. You represented the facility during the inspection. The weather at the time of the inspection was overcast, wet and cool.

An administrative survey of the Facility records was conducted. The daily, weekly, and monthly inspection logs for September 7, 2009, through November 15, 2009, were inspected. Form 2 was complete in its entirety, as it continues to contain the daily amount of Cement Kiln Dust (CKD) disposed at the Facility, as populated by quarry personnel. Good, relevant comments are been made in the daily log of operations. Please continue to ensure all personnel are aware of the importance of completing the inspections and properly completing the log.

In addition, it was noted during the June 17, 2009, inspection that work order #065214 had been in place since January 2009 for the repair of erosion at the Facility. According to the daily log, the erosion referenced by work order #065214 had been fixed on July 7, 2009. In addition, work order #PDG0669279 was submitted on August 18, 2009, to repair some additional erosion. The work was completed on September 2, 2009. This represents a better response by the owner/operator in maintaining the Facility. Please continue this aggressive response time in maintaining the Facility.

In a letter dated July 14, 2009, from Ohio EPA, regarding the 2008 Annual Operational Report (Report), the owner/operator of the Facility was cited in violation of OAC Rule 3745-30-14(B)(2) for failing to conduct all operations in accordance with the Facility's permit to install number 03-9614, by placing waste above the approved limits at the western slope of Phase 2. During the September 9, 2009, inspection you indicated that your consultant worked with you on surveying and staking proper elevations on the western slope of Phase 2.

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The overfilled CKD was then regraded to an elevation that is within permit limits. **However, Ohio EPA is still waiting on an official submittal from the owner/operator of the Facility documenting the corrective actions. Once Ohio EPA receives documentation showing the overfill condition no longer exists, the owner/operator will no longer be in violation of OAC Rule 3745-30-14(B)(2).** Please respond to this on-going violation within 14 days of the date of this letter. Failure to resolve this violation may result in escalated enforcement.

Ohio EPA requests that the owner/operator communicates corrective actions and/or planned corrective actions in response to the items discussed during all inspections. Telephone calls and/or e-mail correspondence is helpful in determining the compliance status at the Facility.

This correspondence addresses specific observations only for the areas of the Lafarge Corporation Class III residual waste landfill that were inspected. Nothing present in, nor absent from this correspondence is intended to mean that no other violations existed at the Facility at the time of inspection.

Compliance with the requirements outlined in this letter, or the solid and infectious waste provisions contained in Ohio Revised Code Chapter 3734 and the rules promulgated thereunder, does not relieve the owner/operator of Lafarge Corporation Landfill from their obligation to comply with other applicable state and federal laws and regulations.

Please contact me at (419) 373-3079 if you have any questions concerning this inspection.

Sincerely,



Jeremy Scoles, RS
Environmental Specialist II
Division of Solid and Infectious Waste Management

/lb

pc: Jeremy Heyerly, The Mannik & Smith Group
~~Paulding County, Lafarge Corporation, Inspections~~

ec: Rick Mazur, Mike Reiser