



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

September 24, 2009

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

Dear Mr. Fogle:

On September 9, 2009, I, along with Brent Goetz, 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 and mild.

An administrative survey of the Facility records was conducted. The daily, weekly, and monthly inspection logs for June 18, 2009, through September 6, 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. Form 3, daily inspection checklist, was incomplete for September 4, 2009. 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 inspection you indicated that your consultant worked with you on surveying and staking proper elevations on the western slope of Phase 2. The overfilled CKD was then regraded to an elevation that is within permit limits.

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However, Ohio EPA is waiting on an official submittal from the owner/operator of the Facility documenting the corrective actions. Once Ohio EPA receives documentation showing the overflow condition no longer exists, the owner/operator will no longer be in violation of OAC Rule 3745-30-14(B)(2).

In accordance with OAC Rule 3745-30-14(J)(1), "The owner or operator shall ensure that surface water at a residual solid waste landfill facility is diverted from areas where residual solid waste is being, or has been, deposited. The owner or operator shall ensure that a residual solid waste landfill facility is designed, constructed, maintained, and provided with surface water control structures that control run-on and runoff of surface water. These surface water control structures shall ensure minimal erosion . . ." In accordance with OAC Rule 3745-30-14(J)(2), "If ponding or erosion occurs on areas of the residual solid waste landfill facility where residual solid waste is being, or has been, deposited, the owner or operator shall undertake actions as necessary to correct the conditions causing the ponding or erosion." The owner/operator of the Facility was cited in violation of OAC Rule 3745-30-14(J)(1) and (2) for failing to have adequate surface water control structures that ensures minimal erosion and for failing to undertake actions to correct the conditions causing the erosion during the June 17, 2009, inspection. The Facility suffered erosion to the south portion of the containment berm in Stage 5A, Phase 2 of the Facility. Adequate steps have been taken at the Facility correcting the erosion and the conditions that caused the erosion. Please ensure the corrective actions continue to minimize erosion at the Facility and respond appropriately if the conditions causing the erosion reoccur. **The owner/operator is no longer in violation of OAC Rule 3745-30-14(J)(1) and (2).**

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.

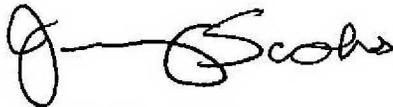
This correspondence addresses specific observations only for the areas of the Lafarge Corporation Class III residual waste landfill that were inspected. Nothing present in, nor absent from this correspondence is intended to mean that no violations existed at the Facility at the time of inspection.

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.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Jeremy Scoles". The signature is fluid and cursive, with a large initial "J" and "S".

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

/lb

pc: ~~Paulding County Lafarge Corporation Inspections~~

ec: Rick Mazur
Mike Reiser