

**Environmental  
Protection Agency**

John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

October 18, 2011

RE: **COSHOCTON COUNTY  
FAC - COSHOCTON LDF INC.  
RESPONSE to NOV**

Senior District Manager  
3510 Garfield Road  
New Springfield, OH 44443

Attn.: Mr. Jerry Ross

**RE: Response to NOV, dated September 23, 2011**

Dear Mr. Ross:

On September 26, 2011, I received your letter dated, September 23, 2011, concerning the Notice of Violation (NOV) issued to Coshocton Landfill on September 15, 2011. In regards to my mistake referencing the wrong permit number, I apologize and I corrected this via e-mail correspondence with Candy Robinson.

Before providing a more technical explanation of what the rules require, I must state that the violations addressed in my September 15, 2011 NOV letter were discussed with Mr. McCray during an earlier site visit conducted on July 19, 2011, at which time I was accompanied by Dale Warner of Ohio EPA. Ohio EPA has reviewed your request to rescind the violations and has decided not to do so at this time.

Permit 06-5547, Division of Solid Waste Condition 2 states, "the proposed facility shall be constructed in accordance with the plans, specifications, and information submitted as part of the application." OAC Rule 3745-27-19(B)(2) is also clear on this matter. As you pointed out in your letter, PTI #06-5547, Volume 1, pg 31, Section C(6)(C) states:

*"deposited wastes will be spread and **compacted** at the working face in layers not more than 2 feet in thickness. This operation will be performed using trash compactors and other appropriate operating equipment as soon as possible after a load or group of loads has been deposited at the working face."*(emphasis added)

This statement does not relieve Waste Management from the obligation to use a compactor at the working face; it does allow you to use other appropriate equipment along with the compactor.

As for the violation of OAC Rule 3745-27-19(E)(7)(e), this rule states: "the owner or operator shall ensure that all waste admitted to the sanitary landfill facility is deposited at the working face, spread in layers not more than two feet thick, and **compacted to the smallest practical volume. An alternate method may be used if approved in writing by the director.**

As you can see, the rule specifically states "compacted to the smallest practical volume."

1. The compactor was not even at the working face. So it was not compacted to the smallest practical volume. It was bulldozed after it reached 10 feet high.
2. You stated that the CAT D6M is the best equipment for this particular job. Your permit does not allow for this equipment to be used in place of a compactor.

COSHOCTON COUNTY  
COSHOCTON LDF INC.  
OCTOBER 18, 2011  
PAGE 2

I am not always available to be at a facility at the close of business to determine if the facility is in compliance. I must rely on operational rules, the permit, and my observations when I visit the site regardless of the time of day. Should you have any questions regarding this inspection or any operational issues, please contact me at (740) 380-5228.

Sincerely,

A handwritten signature in black ink, appearing to read "Erika M. Jackson". The signature is fluid and cursive, with a long, sweeping tail on the final letter.

Erika M. Jackson, R.S.  
Environmental Specialist II  
Division of Materials and Waste Management

EMJ/jg

cc: Coshocton County Health Department  
Jeff McCray, Coshocton Landfill