



**Environmental
Protection Agency**

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

January 20, 2011

**RE: JEFFERSON COUNTY
FAC- APEX LANDFILL
~~EXP~~ COMP**

Mr. Richard Barr
Apex Sanitary Landfill
P.O. Box 157
Amsterdam, Ohio 43903

RE: January 5, 2011 - Facility Inspection

Dear Mr. Barr:

On January 5, 2011, I was accompanied by site engineer Scott Lockhart on an inspection of the Apex Sanitary Landfill. At the time of my inspection, I conducted an inspection of the active working face as well as the eastside vertical expansion area. At the time of my inspection, the following violation of the Ohio Administrative Code (OAC) was observed:

- 1) OAC 3745-27-19(F) requires that a minimum of six inches of soil be applied to all exposed waste by the end of the day not to exceed a 24 hour period. At the time of my inspection, I observed several areas of exposed waste at the eastside vertical expansion area. Site personnel indicated to me that operations had not taken place in the aforementioned area for several days, yet exposed waste was observed. The Apex Sanitary Landfill is in violation of the following OAC Rule:

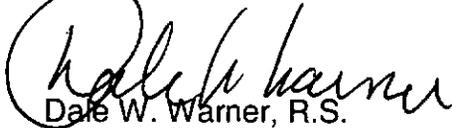
3745-27-19(F) - Daily cover shall be applied to all exposed solid waste by the end of the working day to control fire hazards, blowing litter, odors, insects, vectors, and rodents. In no event shall solid waste be exposed for more than twenty-four hours after unloading. Daily cover material shall be non-putrescible, shall not contain large objects in such quantities as may interfere with its application and intended purpose, and shall not be solid waste, unless the owner or operator has received prior, written authorization in accordance with paragraph (F)(3)(a) of this rule.

- (1) For units of a sanitary landfill facility having a leachate management system, a soil layer, a minimum of six inches thick, shall be applied and maintained. Daily cover applied in 3745-27-19 12 an area served by a leachate collection system shall be removed or otherwise prepared as necessary prior to the placement of the next layer of waste in that area so as not to impede the flow of leachate to the leachate management system within the limits of waste placement.

JEFFERSON COUNTY
FAC- APEX LANDFILL
JANUARY 20, 2011
PAGE 2

Please respond in writing within the next 15 days explaining the steps taken to correct this violation and the actions that will be taken in the future to prevent such a violation from occurring in the future. If you have any questions, please feel free to contact me at (740) 380-5435.

Sincerely,

A handwritten signature in cursive script, appearing to read "Dale Warner". The signature is written in black ink and is positioned above the printed name.

Dale W. Warner, R.S.
Environmental Specialist II
Division of Solid and Infectious Waste Management

DWW/jg

cc: Jefferson County Health Department