



State of Ohio Environmental Protection Agency

Southeast District Office

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

November 2, 2010

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

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

RE: October 14, 2010 - Facility Inspection

Dear Mr. Barr:

On October 14, 2010, I was accompanied by site engineer Scott Lockhart on an inspection of the Apex Sanitary Landfill. At the time of my inspection, I conducted a review of all odor inspection reports, conducted an inspection of all odor control equipment, walk all active and inactive portions of the facility and all mechanical systems. 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 to the east of the working face that were not properly covered with six inches of daily cover. Site personnel indicated that the previous day's active working face was at the north end of the western 3:1 vertical expansion area. Based on my understanding from site personnel, where filing operations had occurred within the last twenty four hour period, and my observations, the Apex Sanitary Landfill is in violation of the following OAC Rule:

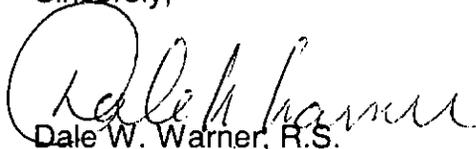
3745-27-19(F) - Daily cover shall be applied to all exposed solid waste by the end of the working day to control fire hazards, blowing litter, odors, insects, vectors, and rodents. In no event shall solid waste be exposed for more than twenty-four hours after unloading. Daily cover material shall be 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.

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- (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.

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,



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

DWW/jg

cc: Jefferson County Health Department