



State of Ohio Environmental Protection Agency

Southeast District Office

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

June 17, 2008

**RE: MUSKINGUM COUNTY
FAC - SIDWELL C&DD FACILITY**

Mr. A.J. Sidwell
Sidwell Materials, Inc.
4620 Limestone Valley Road
White Cottage, OH 43791

Dear Mr. Sidwell:

Please be advised that on June 4, 2008, I conducted an inspection of Sidwell Materials, Inc. Construction and Demolition Debris (C&DD) Disposal Facility (Facility). I was accompanied during my inspection by Mark Mansfield, also with Ohio EPA's Division of Solid and Infectious Waste Management (DSIWM). I also met with Jill Hayes and reviewed the Facility's daily log of operation. At the time of this inspection, violations of OAC Rule 3745-400-11 were observed. The following is a summary of my observations during my June 4, 2008, inspection:

1. OAC Rule 3745-400-11(H)(2) states that the owner or operator shall operate the facility in a manner that prevents fires by covering all disposed combustible debris on a weekly basis with soil, clean hard fill, or other material which is noncombustible. For the purpose of this rule, covering means to apply noncombustible material in a manner such that combustible debris is not visible.

At the time of my June 4, 2008, inspection, I observed of large area in the northwest portion of the Facility's active licensed disposal area (ALDA) that did not have adequate weekly cover, as evidenced by the volume of exposed combustible debris.

I also observed that the west end of the ALDA, near the leachate collection tank, has again experienced significant erosion of the cover material. This has resulted in exposure of combustible material previously disposed of in this area. It appears that this area has not been actively used for debris disposal for an extended period of time (at least several weeks). Therefore, please re-grade this area and reapply the appropriate cover material.

The condition of these areas at the time of my inspection constitute violations of OAC Rule 3745-400-11(H)(2). Please take appropriate action to correct the above cited violations.

SIDWELL C&DD FACILITY
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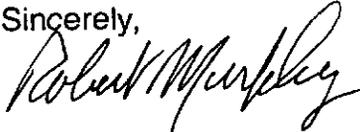
2. According to OAC Rule 3745-400-11(B)(10), a C&DD facility is required to keep a record of all material prohibited for disposal that was accepted by the facility, including material removed from the working face.

During my review of the Facility's daily log of operation, I noticed that rejected loads of debris are being properly identified on Form 2, Column 5, Load Accepted or Rejected. However, Form 3, Record of Prohibited Material Accepted and Removed by Facility, is currently not being completed as well.

I have attached a copy of Form 3 of the daily log of operation. Please review and use this for all rejected loads of debris.

All other operational aspects of the Facility appeared to be in substantial compliance with OAC Rule 3745-400-11. I would like to thank Ms. Hayes for her courteous assistance. Should you have any questions regarding this inspection or any operational issues, please contact me at (740) 380-5408.

Sincerely,



Robert Murphy, R.S.
Environmental Specialist II
Division of Solid and Infectious Waste Management
Southeast District Office
Ohio Environmental Protection Agency

RM/cb

cc: Muskingum County Health Commissioner

Enclosure

Construction & Demolition Debris Facility Inspection Checklist

Facility Name: Sidwell C&DD Facility ID #: 60-00-01 Date: 06-04-08 County: Muskingum
 Facility Address: 4620 Limestone Valley Dr., White Cottage, OH 43701 Facility Phone #: (740) 849-2221
 Operator Name: A.J. Sidwell Operator Phone #: Same
 Corporate Address: Same As Above Corp. Phone # (If Diff.): Same
 Health District: Muskingum Co. (Ohio EPA Program) Inspector(s): Bob Murphy

Is this facility being operated in compliance with the following regulations (YES or NO)? Place an X in the appropriate column to denote compliance status. Placing an X in the NO column indicates that a violation has been noted. Write N/A on the lines that are not applicable to this facility. This checklist is not all inclusive of regulations applicable to C&DD facility operations.

This is a: Comprehensive Inspection Partial Inspection Comments on Back

Yes	No		Yes	No	
<u>X</u>		3745-400-04 Prohibited Disposal Methods	<u>X</u>		(H) Operate Facility so as to Prevent Fires
<u>X</u>		(C) No Open Burning			(I) Access to Facility
<u>X</u>		3745-400-11 Operation of a Facility	<u>X</u>		(1) Access limited to authorized personnel
		(B) Compliance	<u>X</u>		(2) Exclusion of animals (except for security)
<u>X</u>		(3) Placement of debris only in licensed disposal area	<u>X</u>		(3) Licensing authority's right of entry
<u>X</u>		(11) Keeping of daily logs	<u>X</u>		(4) Maintenance of access roads
<u>X</u>		(12) Properly trained employees	<u>X</u>		(5) Minimize dirt tracked onto public roads
<u>X</u>		(16) Facility shall not create nuisance or health hazard	<u>X</u>		(6) Post instructions at facility entrance
		(E) Construction	<u>X</u>		(J) Inclement Weather Preparation
<u>X</u>		(1) Maintain & repair engineered components	<u>X</u>		(K) No Scavenging
<u>NA</u>		(3) Visual barrier (if applicable)	<u>X</u>		(L) Control of Scattered Litter
		(F) Waste Acceptance	<u>X</u>		(M) Adequate Fire Control Equipment
<u>X</u>		(1) Accept only identifiable waste			(O) Leachate Outbreaks
<u>X</u>		(2) Don't accept hazardous or infectious waste or containerized bulk liquids	<u>NA</u>		(1) Contain leachate outbreaks
<u>X</u>		(3) Accept solid wastes only as authorized [construction materials packaging, tree parts, NESHAP asbestos (if properly permitted), etc.]	<u>NA</u>		(2) Manage leachate according to rules
<u>X</u>		(4) Designated unloading zones (if no approved pre-screening process)	<u>NA</u>		(3) Repair area of leachate outbreak
		(a) Zone separate from working face	<u>X</u>		(P) Leachate System Management
<u>X</u>		(b) Zone confined to smallest practical area	<u>X</u>		(3) Proper disposal of leachate
<u>X</u>		(5) Proper separation of burning materials	<u>X</u>		(Q) Surface Water Management
<u>X</u>		(G) Adequate Operating Equipment Available	<u>X</u>		(1) Diversion of surface waters
			<u>X</u>		(2) Proper facility grading
			<u>X</u>		(3) Correction of ponding and erosion
			<u>X</u>		(4) Correction of silting problems
			<u>NA</u>		(5) Surface water monitoring (if req'd)
					3745-37-01 License
			<u>X</u>		(C) Valid license

Bob Murphy
Print Name of Inspector Completing Form


Inspector's Signature

06-17-08
Date