



State of Ohio Environmental Protection Agency

Southeast District Office

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

September 4, 2007

**RE: WASHINGTON COUNTY
FAC - MGM LANDFILL**

Mr. Roy Skinner
Route #1 Box 44
Waterford, Ohio 45786

Dear Mr. Skinner:

On April 30, 2001, Ohio EPA sent a letter to you advising you of an outstanding violation of Ohio Administrative Code (OAC) Rule 3745-27-12 at the MGM Landfill on Waterford Township Road 583 in Washington County. The April 30, 2001, letter requested a written response from you within fifteen days. To date, Ohio EPA has not received a response from you.

On December 12, 2000, Ohio EPA conducted a site visit to the MGM Landfill. This visit was conducted to review site conditions and determine overall compliance with the applicable solid waste regulations.

On January 25, 1989, Ohio EPA notified Matthew Morrelli of his statutory obligation, established under House Bill 65, to submit an explosive gas monitoring plan to the Ohio EPA, for review, approval, and subsequent implementation pursuant to Ohio Administrative Code Rule 3745-27-12. Our files indicate that you were first notified by the Washington County Health Department on August 26, 1991, of your obligation to meet this requirement since you purchased the property from Mr. Morrelli. To date, the explosive gas plan has not been received by Ohio EPA. Please be aware that in accordance with Section 3745-27-12 of the Ohio Administrative Code, this explosive gas monitoring plan is still required in order for the site to be in compliance. Inasmuch as there are buildings, including at least one residence, within one thousand feet of the placement of waste, I strongly encourage the expeditious submittal and implementation of the explosive gas monitoring plan.

Previous explosive gas sampling events have shown that explosive gas is being generated at this site and needs to be monitored.

Please respond in writing within fifteen days detailing your intentions and actions taken to comply with OAC Rule 3745-27-12. Please be advised that this violation will continue to accrue to you and your property until an explosive gas monitoring plan has been approved by Ohio EPA and implemented at the site. Please contact me at (740) 380-5443 if you have any questions regarding this matter.

Sincerely,

Trevor L. Irwin, RS
Environmental Specialists
Division of Solid & Infectious Waste Management

TLI/jg