



**Environmental
Protection Agency**

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

November 8, 2011

**BELMONT COUNTY
COMP – RIVER VALLEY COMPOST
NOV**

Mr. Stanley Kaldor
61280 Ray Ramsey Road
Jacobsburg, Ohio 43933

RE: Notice of Violation

Dear Mr. Kaldor:

On November 1, 2011, Mark Mansfield and I conducted an inspection of River Valley Compost (Facility). During our visit, we inspected the facility and daily logs that were available for viewing in the office. The Facility had no odors outside the facility boundary at the time of the inspection.

The following areas of the facility have improved:

- Bags have been removed from the compost piles.
- Trash has been removed and there is now a dumpster on site to properly dispose of unwanted material.

During the course of my inspection, the following violations were observed:

<p>3745-27-45(G)(2)</p> <p>For months now I have sited this violation and it continues to be a problem. The current method of correcting this problem is not preventing leachate from running off-site. The current method is to stick an old compost pile on the low side to absorb the leachate that is running down the hill.</p>	<p>Surface water management. The owner or operator of a composting facility shall control surface water runoff and run-on, prevent ponding and erosion, and minimize the impact to surface and ground waters. For the purpose of this rule runoff includes precipitation that has fallen onto the composting facility and has not come in contact with any compost products, or solid wastes including feedstocks, bulking agents, or additives. At a minimum, the owner or operator shall do the following: Divert surface water from the materials placement areas. The land surface of the waste handling, composting, compost curing, and cured compost areas of the facility shall be greater than or equal to one per cent in slope and less than or equal to six per cent in slope so as to direct surface water to collection points or otherwise control the surface water drainage to minimize erosion.</p> <p><i>[Comment: The owner or operator of a composting facility, where different feedstock types are accepted, may be subject to cross</i></p>
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	<i>contamination as described in paragraph (I) of this rule. When applicable, the owner or operator should consider cross contamination in the design of the slope at the facility.]</i>
3745-27-45(H)(3)(b)	Leachate management. The owner or operator of a class I, II, III or IV composting facility shall do the following: Take action to minimize the production of leachate and control, or eliminate, ponding of leachate and the conditions that contribute to the discharge of leachate from the facility.
3745-27-45 (A)(3) The operator is maintaining a daily log, but he is not follow the given instructions on the Ohio EPA daily log form. The required information is not be recorded	The owner or operator of a composting facility shall have a copy of all applicable authorizing documents available for inspection by Ohio EPA or the approved health department during normal operating hours.
3745-27-45(K)(3)	Inspection of the facility, the daily log, and pile, in-vessel, or windrow identification. The owner or operator shall inspect the facility, maintain a daily log and if applicable, establish a tracking system in accordance with the following: The owner or operator of a composting facility shall record the facility operations on a daily log. The daily log information shall: Be kept on forms prescribed by the director or alternative forms approved by the director. The owner or operator must receive prior written approval from the director to use an alternative form. Alternative forms may be approved provided that all of the information requested on the prescribed form is present. Include information for all entries listed on the log form when the facility is operating. Include the date when samples are obtained at the composting facility for testing in accordance with paragraph (H)(5)(b) of this rule and in accordance with rule 3745-27-46 of the Administrative Code.

You requested to speak to someone concerning a temporary unloading pad at the entrance of the facility. You will need to contact Barry Chapman at (614) 728-5344 concerning this issue if you want to change your facility plans to incorporate a temporary pad as part of the facility.

Within fourteen (14) days of receipt of this letter, River Valley Compost is requested to provide documentation to this office verifying abatement of the aforementioned violations. Failure to redress listed violations and respond within this timeframe may

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result in escalated enforcement against River Valley Compost for violation of Chapter 3734. (or 3714.) of the Ohio Revised Code, which carries a civil penalty of up to \$10,000 per day for each violation. Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may be submitted electronically to erika.jackson@epa.ohio.gov. If River Valley Compost is unable to return to compliance within the fourteen (14) day timeframe, please contact Erika Jackson at (740) 380-5228.

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator, or others, from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act for remedying conditions resulting from any release of contaminants to the environment.

Sincerely,



Erika Jackson, RS
Environmental Specialist II
Division of Materials and Waste Management

EJ/jg