



Environmental Protection Agency

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

Re: Lake Seneca Property Owners Association  
Hazardous Waste  
Williams County  
RTC

November 17, 2011

Mr. David Deubner, LSPOA President  
475 Seneca Isle Drive  
Montpelier, Ohio 43543

Dear Mr. Deubner:

On October 31, 2011, Lake Seneca Property Owner's Association (LSPOA) conducted sampling of your soil waste pile as outlined in the September 28, 2011, Notice of Violation (NOV). I was present at this sampling event.

On November 8, 2011, and November 9, 2011, Jones and Henry Laboratories, Inc. sent me via email the results of this sampling which indicates that your soil waste pile is a non-hazardous waste.

Based on this analytical, LSPOA abated the violation observed during my September 7, 2011, investigation as outlined below:

Violation	Date Violation Observed	Date Violation Abated
1. OAC Rule 3745-52-11 Waste Evaluation.	September 7, 2011	November 8 & 9, 2011

LSPOA must dispose of the non-hazardous soil waste pile at a RCRA Subtitle D Solid Waste Landfill. I spoke with Mark Shenkel, Vice-President of LSPOA on November 9, 2011. Mr. Shenkel stated that LSPOA has already been in contact with Republic Services about possible disposal of the waste pile at an appropriate solid waste landfill. LSPOA should contact the Williams County Landfill at 419-636-5109 to see if they would require any additional testing of the soil, etc. prior to disposal of the waste. I have also enclosed a fact sheet entitled Frequently Asked Questions about the Management of Soils. For further information pertaining to the disposal of your non-hazardous soil waste pile or this fact sheet, please contact Jeremy Scoles, Division of Materials and Waste Management (solid waste) at 419-373-3079 or [jeremy.scoles@epa.state.oh.us](mailto:jeremy.scoles@epa.state.oh.us). In addition, Mr. Shenkel emailed me on November 12, 2011, stating that the final clean-up and disposal of the waste pile should be completed by around November 23, 2011, or so. Mr. Shenkel will forward me the copies of disposal receipt from the landfill at this time.

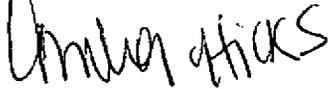
Additional information request:

- **LSPOA must submit a copy of the disposal receipt of their soil waste pile at a RCRA Subtitle D Solid Waste Landfill to me within 30 days of receipt of this letter.**

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If you should have any questions, please feel free to call me at (419) 373-3082 or email me at [amber.hicks@epa.state.oh.us](mailto:amber.hicks@epa.state.oh.us).

Sincerely,



Amber M. Hicks  
Division of Materials and Waste Management

/llr

Enclosure

pc: Cindy Lohrbach, DMWM, NWDO  
~~Colleen Weaver, DMWM, NWDO~~

ec: Amber Hicks, DMWM, NWDO  
Colleen Weaver, DMWM, NWDO  
Jeremy Scoles, DMWM, NWDO  
Mark Shenkel, LSPOA – [mar51sh@hotmail.com](mailto:mar51sh@hotmail.com)  
[lspoafun@hotmail.com](mailto:lspoafun@hotmail.com)

**NOTICE:**

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with all applicable regulations.