

**Environmental  
Protection Agency**

John F. Easter: **Governor**  
Elizabeth F. Squire: **Lt. Governor**  
Scott J. Waugh: **Director**

November 14, 2011

**RE: RES SITE B LANDFILL  
GROUND WATER MONITORING  
NOTICE OF VIOLATION**

**CERTIFIED MAIL**

Frank E. Koski  
c/o Donald Koski  
5841 Woodman Avenue  
Ashtabula, OH 44004

7011 0470 0002 3496 0309

Yogi Chokski  
Reserve Environmental Services  
P.O. Box 1038  
4633 Middle Road  
Ashtabula, Ohio 44004

7011 0470 0002 3496 0316

Dear Mr. Koski and Mr. Chokshi:

The Ohio Environmental Protection Agency (Ohio EPA) has reviewed our records and determined that Reserve Environmental Services Inc. (RES) failed to submit a ten year design demonstration, pursuant to Ohio Administrative Code (OAC) Rule 3745-27-19(N) and Ohio Revised Code (ORC) 3734.05(A)(5), was due on October 15, 2011 for the RES Site B Landfill.

In discussion with Lisa Specht and Bernie Roskovics on November 8, 2011, they confirmed that RES had not prepared the demonstration. Ohio EPA also noted that RES never responded to the May 6, 2004 notice of deficiency from Ohio EPA regarding April 13, 2004 demonstration titled "Reserve Environmental Services, Inc., Site B Landfill 10-year Best Available Technology Demonstration." Therefore, RES must submit a complete 10 year design demonstration for the RES Site B Landfill to comply with the rule and law. Attached is a copy of the guidance document #0636 for assistance.

Please note that RES needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, RES is requested to provide documentation to this office including the steps taken to abate the violations cited above. Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may be submitted via the postal service or electronically to [colum.mckenna@epa.state.oh.us](mailto:colum.mckenna@epa.state.oh.us).

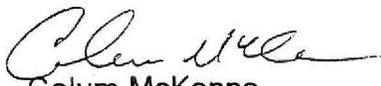
Frank E. Koski, c/o Dan Koski  
Yogi Chokski, Reserve Environmental Services  
November 14, 2011  
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Please be advised that violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734. of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of violations, RES is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

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 RES from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water or Comprehensive Environmental Response, Compensation, and Liability Acts for remedying conditions resulting from any release of contaminants to the environment.

Please contact Colum McKenna at (330) 963-1268 or John Hujar at (330) 963-1122 if you have any technical questions. Otherwise, please submit all correspondence to John Hujar, Division of Materials and Waste Management, Northeast District Office, Ohio EPA, 2110 East Aurora Road, Twinsburg, Ohio 44087.

Sincerely,



Colum McKenna  
Environmental Specialist  
Division of Materials and Waste Management

CM/cl

Attch Guidance Doc #0636

cc: Kathryn Epp, NEDO-DDAGW  
Ray Saporito, Ashtabula County Board of Health  
File: [Sowers/LAND/RES Site B Landfill/GRO/04]  
DMWM # None