



State of Ohio Environmental Protection Agency

**Northwest District Office**

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

Re: Composting Inspection  
Huron County

June 19, 2009

Mr. Chris Price  
NLM Excavating & Contracting, Inc.  
360 Eastpark Drive  
Norwalk, Ohio 45857

Dear Mr. Price:

On May 20, 2009, an inspection of NLM Excavating & Contracting Inc. Composting Site (facility) was conducted by the Ohio Environmental Protection Agency (Ohio EPA). This facility is a Class IV composting facility and must meet the standards set forth in Chapter 3745-27 of the Ohio Administrative Code (OAC). I represented Ohio EPA, and Kevin Price represented the facility during the inspection.

Upon inspection, it was determined that the facility currently accepts very little, if any yard waste. The majority of the waste on-site is limited to land clearing debris that is used to either:

- 1) Be dyed and used as mulch.
- 2) Be shipped to Smurfit Stone in Coshocton where it is incinerated for energy recovery.

During a May 21, 2009, telephone conversation with Eric Ebbinger, it was determined that the owner/operator (o/o) would likely pursue closure of their Class IV facility. If the o/o determines that they wish to close the facility, please contact me and I will get you all information that would be required to close the facility.

I attempted to review the daily log of operations as required by OAC Rule 3745-27-45(K), however Kevin Price indicated that the Facility was not keeping a daily log of operations. The o/o is in violation of OAC Rule 3745-27-45(K).

As discussed during the inspection all composting facilities are required to maintain a daily log of operations. The facility inspection must be completed once per day when feedstocks, bulking agents, or additives are received at the facility.

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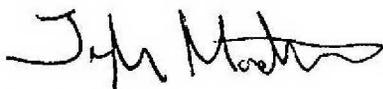
The inspection must be completed once per week during the period when feedstocks, bulking agents, or additives are not received and when feedstocks, bulking agents, or additives or curing or cured compost remain at the facility. For your convenience, I have enclosed a copy of the daily log of operations form. The daily log of operations consists of five forms. Not all of the forms will be used every day. Please read the instructions to learn when and how to complete these forms. This paperwork will be reviewed during future inspections.

This correspondence addresses specific observations only for the areas of the Facility that were inspected. Nothing present in, nor absent from this correspondence is intended to mean that no other violations existed at the Facility at the time of the inspection.

Compliance with the requirements in this letter, or the solid and infectious waste provisions contained in the Ohio Revised Code Chapter 3734 and the rules promulgated thereunder, does not relieve the owner/operator of the NLM Excavating & Contracting, Inc. composting site from their obligations to comply with other applicable state and federal laws and regulations.

If you have any questions, please contact me at the Northwest District Office at (419) 373-3078.

Sincerely,



Tyler Madeker, S.I.T.  
Environmental Specialist  
Division of Solid and Infectious Waste Management

/llr

cc: DSIWM-NWDO File Copy: Huron County, Composting, Inspection

ec: Mike Reiser, DSIWM-NWDO