



State of Ohio Environmental Protection Agency

Northwest District Office

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

Re: Inspection Results
Henry County Landfill

August 14, 2008

Henry County Board of Commissioners
1853 Oakwood Avenue
Napoleon, Ohio 43545

Dear Board of Commissioners:

On August 7, 2008, I, representing the Ohio Environmental Protection Agency (Ohio EPA), conducted an inspection of the Henry County Landfill. This inspection was conducted in accordance with Ohio Administrative Code (OAC) Rule 3745-37-08(C)(6). The purpose of the inspection was to verify compliance with OAC Chapter 3745-27 and the approved Permit to Install No. 03-11037 (PTI). The facility was represented by Ms. Lynn Hoops during the daily log portion of the inspection and by Mr. Mike Imbrock during parts of the facility portion of the inspection. Mr. Ned O'Loughlin and Ms. Kimberly Burnham Ohio EPA were also present during the inspection.

This letter is intended to:

- Describe my observations of the facility,
- Notify the owner/operator of the violations of the rules identified,
- Detail the actions the owner/operator must take to correct the violations, and
- Discuss other recommendations and comments that Ohio EPA believes may help improve operations at the facility.

Description of Ohio EPA's observations of the facility:

The weather at the time of the inspection was sunny and hot with a light west wind.

The required daily logs for May 22 through July 31, 2008, were reviewed. The daily logs included the records of the weights of waste received (Form 2), the daily facility inspection checklist (Form 3), and the weekly surface water structure inspection documentation (Form 4). The daily facility inspection checklist and weekly surface water structure inspection forms are being used to document work on surface water structures, repair of leachate outbreaks and erosion, use of approved alternate daily cover materials, and other work at the site, e.g. shredding of tires at the scrap tire recovery facility.

Use of these forms in this manner enables Ohio EPA to evaluate the owner/operator's management of the site between inspections. Please continue to use the daily inspection forms to document problems noted, such as erosion, ponding, or leachate outbreaks, and actions taken to correct the problems.

Disposal activities are occurring in Phase 10A. The working face was located on the north side of Phase 10A at the top of the phase. The working face was relatively well-confined.

Daily and intermediate coverage was well applied in the western most section of cell 10A. The east slope of 9B and the north slope of 10A both had a significant amount of flagging waste. The cover on 9B appeared to be adequate, but waste had been inadvertently placed or dragged onto the cover. Directly south of the working face and a flat area in the southeast corner of cell 10A also had a significant amount of exposed waste. Mr. Imbrock and the dozer operator assured Ohio EPA that additional soil would be in place immediately.

Minor erosion was observed in some areas of the facility. Mr. Imbrock stated in the previous month work had been done to correct much of the erosion. More work would be done in late summer using a contracted landscaping company.

Several leachate outbreaks were observed on the south slope of Phase 10A. Leachate outbreaks were also noted on the western portion of the north slope of Phase 9B. Mr. Imbrock stated that the outbreaks would be repaired as soon as possible. Repair of other leachate outbreaks had been documented in the daily log forms.

The light orange water, previously noted in the May 22, 2008 inspection letter, in the toe of the slope in the "horseshoe" area and flowing across the access road in the Phase 1/Phase 2 area was no longer noticeable. One very small area was stained but dry.

Very little blown litter was noted in the areas of the facility observed. One litter picker was observed during the inspection. Please ensure that the owner/operator continues to employ all reasonable measures to collect, properly contain, and dispose of scattered litter.

The start of growth of woody stemmed vegetation was noted in a few places on the cap and in the rock letdowns. Mr. Imbrock stated he would have an employee work on removal of this vegetation.

There was also a significant amount of dust from the dry roads. Dust needs to be controlled during dry weather conditions.

Notification of violations of Ohio laws and rules:

One violation was identified during the inspection.

1. The owner/operator is in violation of OAC Rule 3745-27-19(F), which states in pertinent part:
Daily cover shall be applied to all exposed solid waste by the end of the working day. In no event shall solid waste be exposed for more than twenty-four hours after unloading. . . .

Actions the owner/operator must take to correct the violations:

- Ensure that all exposed waste is covered by the end of each working day and that the daily cover is maintained such that all disposed waste remains covered by at least six inches of soil or by an approved alternative daily cover.

Recommendations and other comments:

Ohio EPA has no comments or recommendations that have not already been addressed.

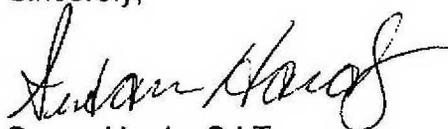
This correspondence addresses specific observations only for the areas of the Henry County Landfill that were inspected. Nothing present in, nor absent from this correspondence is intended to mean that no other violations existed at the facility at the time of inspection.

Compliance with the requirements outlined 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 Henry County Landfill from their obligations to comply with other applicable state and federal laws and regulations.

Henry County Board of Commissioners
August 14, 2008
Page 4

If you have any questions, please contact me at (419) 373-3043.

Sincerely,



Susan Hardy, S.I.T.
Environmental Specialist
Division of Solid and Infectious Waste Management

/csf

pc: Mike Imbrock, Henry County Landfill
File: Henry County, Henry County Landfill, Inspections

ec: Ned O'Loughlin, DSIWM, NWDO
Mike Reiser, DSIWM, NWDO
Susan Hardy, DSIWM, NWDO