



**Environmental  
Protection Agency**

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

February 15, 2012

Mr. Steve Lonneman, District Manager  
Evergreen Recycling and Disposal Facility  
2625 East Broadway  
Northwood, Ohio 43619

Re: Evergreen Recycling and Disposal Facility, Wood County  
2010 Annual Report  
Violation

Dear Mr. Lonneman:

On March 31, 2011, the Ohio Environmental Protection Agency (Ohio EPA) received a document titled, "Evergreen RDF – Annual Report 2010" (Annual Report) from Evergreen RDF, Inc. (owner/operator).

Ohio EPA, Division of Materials and Waste Management (DMWM) has reviewed the engineering portion of the Annual Report and has the following.

**Comments:**

The Annual Report Topographic Map depicts the areas that currently have final cap and transitional cover. The areas that are depicted to have final cap are Cells 1-8 (except for the solidification area). The small area that has received transitional cover is west of the haul road in Cells 9A and 9B. According to the construction progress at the facility, the owner/operator is currently operating in Phase 6 as depicted on Sheet 6D of Permit #03-15314 (PTI) since waste is being filled above the select waste level in Cell 11B.

The owner/operator is required to complete all construction required in Phase 5 prior to operating in Phase 6. Phase 5 required transitional cover to be constructed over large portions of Cells 9A, 9B, and 10A. Condition 13 of the PTI states in part, "The Facility shall be constructed and filled in accordance with the six-series drawings submitted as part of the PTI application..." Since the required Phase 5 transitional cover has not been completed as required in the six series phase drawings in the permit (extending into Cell 10A), the owner/operator of Evergreen RDF is in **violation** of OAC Rule 3745-27-19(B)(2) which states in part:

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The owner or operator shall conduct all construction and operation at a sanitary landfill facility in strict compliance with the applicable authorizing document(s), including permit(s) to install, a plan approval, an operational report, an approved final closure plan, an alteration(s) concurred with in writing by Ohio EPA, or any authorizing document(s) listed in paragraph (I) of rule 3745-27-09 of the Administrative Code...

Evergreen RDF needs to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, Evergreen RDF is requested to provide documentation to this office including the steps that will be 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 [andy.drumm@epa.ohio.gov](mailto:andy.drumm@epa.ohio.gov).

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, Evergreen RDF is requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

If you have any questions, please contact me by telephone at (419) 373-3061 or by e-mail at [andy.drumm@epa.ohio.gov](mailto:andy.drumm@epa.ohio.gov).

Sincerely,



Andrew E. Drumm, R.S., E.I.  
Division of Materials and Waste Management

//lr

pc: John Randolph, Evergreen RDF  
Dennis Recker, City of Northwood  
Kristin Tillison, Wood County HD  
DMWM-SW File: Wood, Evergreen RDF, Annual Report Correspondence

ec: Brent Goetz, Ohio EPA, DMWM, NWDO  
Andy Drumm, Ohio EPA, DMWM, NWDO  
Habib Kaake, Ohio EPA, DMWM, NWDO  
Mike Reiser, Ohio EPA, DMWM, NWDO