



**Environmental
Protection Agency**

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

**Re: Notice of Violation
County Env'tl of Wyandot Landfill**

December 22, 2011

Mr. Randy Traub
County Environmental of Wyandot
11164 County Highway 4
Carey, Ohio 43316-9750

Dear Mr. Traub:

On January 14, 2011, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM) became aware of the acceptance of hazardous waste at the County Environmental of Wyandot Landfill (Landfill), through a compliance evaluation inspection (CEI) at BMD Workbench, Inc. (BMD), located in Tiffin, Ohio. During the CEI performed by Ohio EPA, DMWM, at BMD, it was discovered that BMD was collecting spent dichloromethane and mixing it with sawdust and then disposing of the mixture as "solid waste" at the Landfill, through their regular trash dumpster. The spent solvent dichloromethane is a listed hazardous waste (F002). Therefore, the mixture of solvent and sawdust is also a listed hazardous waste and should have been managed as a hazardous waste. Furthermore, it was also discovered during the CEI that BMD also disposed of pretreatment filters contaminated with spent dichloromethane at the Landfill. The filters are also considered to be hazardous waste (F002) because they contain some amount of the spent solvent. The hazardous waste should have been managed by the generator as a hazardous waste and not disposed of at a solid waste landfill.

The owner/operator of the County Environmental Landfill of Wyandot is in violation of the following rules and laws:

1. Ohio Administrative Code (OAC) Rule 3745-27-19(E)(8)(c), which states in pertinent part:
The owner or operator shall not accept for disposal or dispose of any of the following materials at a sanitary landfill facility . . . materials that are defined as hazardous wastes pursuant to rule 3745-51-03 of the Administrative Code. . .
2. Ohio Revised Code (ORC) Chapter 3734.11(A), which states:
No person shall violate any section of this chapter, any rule adopted under it, or any order issued under section 3734.13 of the Revised Code.

Based upon BMD's remedy to their cited hazardous waste disposal violations, it appears that BMD no longer ships hazardous waste to the County Environmental Landfill of Wyandot. However, this does not relieve the owner/operator of the Facility from the responsibility of accepting hazardous waste at the Facility. Please respond within 14 days of the date of this letter on the steps the owner/operator will take to ensure future compliance with OAC Rule 3745-27-19(E)(8)(c). Please be advised that escalated enforcement for this violation may follow.

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If you have any questions, please contact me at (419) 373-3079.

Sincerely,



Jeremy Scoles, RS
Environmental Specialist II
Division of Solid and Infectious Waste Management

/cs

pc: Jeff Ritchey, Wyandot County Health Department
Jim Adams, Republic Services
File: DMWM-SW, Wyandot County, County Env'tl of Wyandot Landfill; Correspondence

ec: Mike Reiser, DMWM, NWDO
Habib Kaake, DMWM, NWDO
Colleen Weaver, DMWM, NWDO