

March 12, 2008

Re: Pretreatment
Apex Environmental, LLC Transfer Station
Permit No. ODP00040*AP
Jefferson County "M"
Noncompliance Notification

Mr. Larry McKeen
Apex Energy, Inc.
53002 High Ridge Road
Bridgeport, Ohio 43912

Dear Mr. McKeen:

Part III of your Indirect Discharge Permit requires the submittal of effluent monitoring reports in June and December of each year. Our records show that we have not received your report for the July through December 2007 reporting period. Therefore, you are in violation of your Indirect Discharge Permit and Rule 3745-3-06(E) of the Ohio Administrative Code.

Please be advised that failure to satisfy the reporting requirements of your Indirect Discharge Permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111.

Please submit the above referenced report within 10 days of the date of this letter, if you have not already done so.

If there are any questions, please contact me at (740) 380-5423.

Sincerely,

Fred J. Snell
Pretreatment Coordinator
Division of Surface Water

FJS/dh

c: John Gilmore P.E., Sanitary Engineer, Jefferson County Water & Sewer District
c: Julia Zhang, Pretreatment Unit, DSW, CO



**Environmental
Protection Agency**

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

July 15, 2011

Re: Pretreatment
Apex Sanitary Landfill
Compliance Inspection
IDP No: ODP00050*BP
City of Steubenville

Mr. Scott Lockhart, Corporate Engineer
Apex Environmental, LLC
11 County Road 78
Amsterdam, Ohio 43903

Dear Mr. Lockhart:

On June 7, 2011, I inspected Apex Sanitary Landfill. The inspection was conducted to evaluate the facility's compliance with federal and state pretreatment regulations and its Indirect Discharge Permit (IDP). You represented Apex Sanitary Landfill during the inspection.

Apex is a sanitary waste and construction and demolition debris landfill. The facility receives an average of roughly 5300 tons per day of sanitary waste, construction and demolition debris, and special wastes. Roughly 75% of the waste received is municipal sanitary waste. Current maximum permitted daily waste receipt is 7500 tons. The wastes are disposed together in the active cell at the landfill. Leachate is collected and pumped into a 550,000 gallon steel storage tank. The tank is equipped with level sensors and secondary containment. A loading pad with a sump is provided to contain any spills that may occur during loading of leachate tanker trucks.

Apex has an Ohio EPA IDP which authorizes the discharge of leachate to the City of Steubenville. The City of Steubenville does not accept leachate on days when the treatment facility is bypassing. Average daily flows to Steubenville were roughly 30,000 gallons during the past year.

Apex also has a contract to dispose of leachate at the City of Alliance POTW.

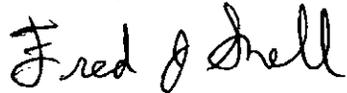
Required Actions:

1. Apex is currently using Ohio EPA's e-DMR reporting system to submit effluent monitoring reports. Apex should ensure that the reports are signed by a Responsible Official or Delegated Responsible Official in accordance with Part III, Paragraph B of the IDP. Signed hard copy reports should also be retained on file in accordance with Part III, Paragraph D.

2. Effluent samples are currently stored in a refrigerator in the administration building prior to being transported to the laboratory by a courier. Apex should keep a thermometer in the refrigerator to enable the facility to demonstrate that samples are maintained at the proper temperature in accordance with 40 CFR 136. It is suggested a separate refrigerator or ice cooler be used to store samples rather than the current refrigerator which may also be used to store employee food items.

Please respond to this letter in writing within 30 days. You may contact me at (740) 380-5423 with any questions.

Sincerely,



Fred J. Snell
District Representative
Division of Surface Water

FJS/dh

Enclosure

- c: Chuck Murphy, Supt. of Wastewater, City of Steubenville
- c: Pretreatment Unit, DSW, CO
- c: Donna Kniss, DSW, NEDO

PRETREATMENT Compliance Inspection Report

A. NATIONAL DATA SYSTEM CODING

Permit No.	NPDES No.	Date	Inspection Type	Inspector	Facility Type
OPD00050*BP	OHP000214	June 7, 2011	3	S	2

B. FACILITY DATA

Name & Location of Facility Inspected	Entry Time	Permit Effective Date
Apex Sanitary Landfill 11 County Road 78 Amsterdam, Ohio 43903	12:30 p.m.	March 1, 2011
	Exit Time	Permit Expiration Date
	3:30 p.m.	February 29, 2011

Name(s) & Title(s) of On-Site Representative(s)	Phone Number(s)
Scott Lockhart, Corporate Engineer	(740) 543-4389 (740) 415-5118
Name, Address, & Title of Responsible Official	Phone Number
Anthony Rizzo, COO	(740) 543-4389

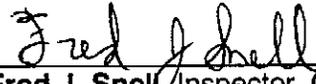
C. AREAS EVALUATED DURING INSPECTION

<u>S</u> Permit	<u>S</u> Flow Measurement	<u>N/A</u> Pretreatment
<u>M</u> Records/Reports	<u>S</u> Laboratory	<u>N/A</u> Compliance Schedules
<u>S</u> Operations & Maintenance	<u>S</u> Effluent/Receiving Waters	<u>S</u> Self-Monitoring Program
<u>S</u> Facility Site Review	<u>N/A</u> Sludge Storage/Disposal	<u> </u> Other
<u>S</u> Collection System		

(S = Satisfactory; M = Marginal; U = Unsatisfactory; N = Not Evaluated; N/A = Not Applicable)

D. SUMMARY OF FINDINGS/COMMENTS (attach additional sheets if necessary)

See attached letter. IU nonsampling.


 Fred J. Snell, Inspector, Ohio EPA, Southeast District Office

7/14/11
 Date


 Timothy M. Campbell, Reviewer, Ohio EPA, Southeast District Office

7/15/11
 Date