



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

November 5, 2012

CERTIFIED MAIL

Mr. D. Scott Weidle
P.O. Box 247
Germantown, Ohio 45327

**RE: Notice of Violation for Ohio Administrative Code (OAC) Rule 3745-27-12
Weidle Landfill, Montgomery County, Ohio**

Dear Mr. Weidle:

On October 24, 2012, Paul Stuart from Public Health - Dayton and Montgomery County (PHDMC) and I met with you to perform a site visit at the Eckhart Road C&DD landfill and the closed Weidle Landfill. During our visit, you stated that you had been delinquent in submitting the quarterly explosive gas monitoring report for the closed Weidle Landfill as required by OAC Rule 3745-27-12 (effective June 1, 1994) and the June 9, 2003 Director's approved Explosive Gas Monitoring Plan.

OAC Rule 3745-27-12(l) states in pertinent part:

"Results shall be submitted to the appropriate district office of the Ohio EPA and the local health district...within fifteen days of the date of sampling."

The June 9, 2003 Director's approved Explosive Gas Monitoring Plan states in pertinent part:

"A copy of the Monitoring Log will be attached to the Quarterly Site Inspection Report."

The last submission of the explosive gas monitoring report was received by this office for third quarter of 2004 which was performed on July 22, 2004. **Therefore, you are in violation of Ohio Administrative Code Rule 3745-27-12(l) and the June 9, 2003 Director's approved Explosive Gas Monitoring Plan.**

Please provide a written response within fourteen (14) days of receipt of this correspondence as to how you will correct this ongoing violation.

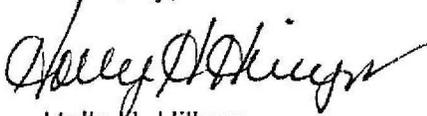
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Beginning with this quarter (October, November, December), you must submit your explosive gas monitoring reports to both Ohio EPA, Division of Materials and Waste Management, Southwest District Office and PHDMC. Your report is due within fifteen (15) days from the date of performing the sampling event.

Compliance with the requirements outlined in this letter shall not relieve you of your obligation to comply with other legal obligations, including, but not limited to, Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Clean Air Act, Comprehensive Environmental Response, Compensation, and Liability Act, or Resource Conservation and Recovery Act remedying conditions resulting from any release of contaminants to the environment.

Should you have any questions or concerns, please do not hesitate to contact me at (937) 285-6072.

Sincerely,



Holly H. Hillyer
Environmental Specialist
Division of Materials and Waste Management

HHH/tf

ec: Kenton Domer-Shank, Public Health - Dayton and Montgomery County
Paul Stuart, Public Health - Dayton and Montgomery County

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MR D. SCOTT WEIDLE
PO BOX 247
GERMANTOWN, OH 45327

PS Form 3811, June 2002 See Reverse for Instructions

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1. Article Addressed to:

MR D. SCOTT WEIDLE
PO BOX 247
GERMANTOWN, OH 45327

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 Ronal Weidle Agent Addressee

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RON WEIDLE 11-7-12

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