



Re: **Notice of Violation and Inspection Results**
Henry County Landfill
Henry County

February 26, 2013

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

Dear Board of Commissioners:

On February 13, 2013, Jeremy Scoles, Curtis DeLong and I, representing the Ohio Environmental Protection Agency (Ohio EPA), conducted an inspection of the Henry County Landfill (Facility). 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 Lynn Hoops for the paperwork inspection and Brad Young for the working face inspection.

Description of Ohio EPA's observations of the facility:

The weather at the time of the inspection was partly sunny and cool.

The required daily logs for December and January 2012, 2013 were reviewed. The weekly surface water structure inspection documentation (Form 4) was reviewed and was complete. Both inspection sheets had detailed descriptions of maintenance work.

Erosion was noted on the south side of Phase 1 and the north side of Phase 5. When weather permits, please correct the erosion rails. Litter and/or flagging waste was noted on Phase 10A and 10B. Please pick up litter and/or add more cover to the area.

Municipal waste was being deposited in Phase 11. Stakes were being placed to determine final grades. The landfill will begin closing in May 2013.

Notification of violations of Ohio laws and rules:

Insufficient daily cover was placed on previous waste disposal areas. The area above the working face, towards the top of Phase 11, both the north and south sides of the working face had flagging waste.

The owner/operator is in violation of OAC Rule 3745-27-19(F), "Daily cover shall be applied to all exposed solid waste by the end of the working day to control fire hazards, blowing litter, odors, insects, vectors, and rodents. In no event shall solid waste be exposed for more than twenty-four hours after unloading... (1) For units of a sanitary landfill facility having a leachate management system, a soil layer, a minimum of six inches thick, shall be applied and maintained..."

Recommendations and other comments:

Mr. Imbrock stated soil would be brought to the areas in concern immediately. Pictures of the affected areas were electronically submitted on February 15 and 20, 2013. A re-inspection was performed February 21, 2013. The Facility has corrected the violation and a Return to Compliance notification will follow under separate cover sheet.

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

Sincerely,



Susan Hardy, R.S.
Environmental Specialist
Division of Materials and Waste Management

/cg

pc: Mike Imbrock, Henry County Landfill
File: DMWM/SW, Henry County, Henry County Landfill, Inspections w/enclosures

ec: Abdul Smiley, DMWM, NWDO
Mike Reiser, DMWM, NWDO
Curtis DeLong, DMWM, NWDO
Jeremy Scoles, DMWM, NWDO

Please be advised that the violations cited above will continue until 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, the owner/operator is requested to submit written correspondence of the steps that







