



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

August 23, 2013

**RE: HOLMES COUNTY LANDFILL
 PARTIAL RETURN TO COMPLIANCE**

Joe Miller, Chairman
 Holmes County Board of Commissioners
 2 Court Street, Suite 14
 Millersburg, OH 44654

Dear Mr. Miller:

In a letter dated April 5, 2013, Ohio EPA provided notice of violations occurring at the Holmes County Landfill. On May 1, 2013, Ohio EPA received correspondence from North Point Engineering that documents abatement of the following violations:

Citation	Requirement	Action taken
OAC Rule 3745-27-14(A)(4)	Quarterly post-closure inspections & reports	Inspections conducted 10/12/12 & 3/7/13. Reports submitted 5/1/13.
OAC Rule 3745-27-14(A)(6)(c)	Submit annual report and update post-closure financial assurance.	Annual report submitted. Review of cost estimates to be conducted.
OAC Rule 3745-27-09((F)	Update operating record by April 1 of every year.	Operating record updated April 29, 2013 and index submitted 5/1/13.

Although the 2012 annual report was submitted, Ohio EPA has not yet determined whether the updated cost estimates were properly adjusted for inflation and for any change in the cost estimates required by OAC 3745-27-16. A compliance determination regarding the adequacy of the cost estimates, and thus compliance with the balance of **OAC Rule 3745-27-14(A)(6)(c)** will be communicated in separate correspondence.

Citation	Requirement	Date first observed
OAC Rule 3745-27-14(A)(6)(c)	Submit annual report with updated post-closure financial assurance.	April 5, 2013

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Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator, or others, from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act for remedying conditions resulting from any release of contaminants to the environment.

If you have any questions regarding this letter, please contact me by telephone at (330) 963-1257 or by e-mail at katharina.snyder@epa.ohio.gov.

Sincerely,



Katharina Snyder
Environmental Specialist
Division of Materials and Waste Management

KS/cl

cc: Jon Croup, Holmes County Health Department
File: [Singh[LAND/HOLMES/COR/38]
File: [LAND/HOLMES/ANN/38]
DMWM #5053