



State of Ohio Environment



STREET ADDRESS:

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November 12, 2009

Jared Jonckheere
MWH Americas, Inc.
35055 W. 12 Mile Road
Suite 140
Farmington Hills, MI 48331

Re: Former Jefferson Welds Facility – Retraction of Notice of Violation

Dear Mr. Jonckheere:

On October 14th, 2009, Ohio EPA issued a Notice of Violation to MHW Americas Inc, on behalf of General Electric Consumer and Industrial, for failure to comply with Ohio Administrative Code Rule 3745-34-11(G)(3) when it did not provide quarterly ground water monitoring data for the former Jefferson Welds Facility at 82 West Ashtabula Street, Jefferson, Ohio.

On November 9, 2009, Ohio EPA received the latest monitoring data as requested. The MHW submittal also requested that Ohio EPA withdraw the Notice of Violation on the basis that OAC Rule 3745-34-11 (G)(3) only requires the owner to submit monthly information "while fluids are being injected." Upon further review of the aforementioned rule language and injection activities at the former Jefferson Welds site, Ohio EPA agrees to rescind the Notice of Violation cited on October 14, 2009.

Therefore, MHW shall disregard the October 14, 2009 Notice of Violation as Ohio EPA considers the Class V injection activity at the former Jefferson Welds site to be in full compliance with applicable Underground Injection Control rules and regulations.

As long as these injection wells have not been plugged and abandoned in accordance with OAC Rule 3745-34-11(N), these injection wells are considered active by Ohio EPA. Pursuant to OAC Rule 3745-34-11 (M), the Director may require the owner to submit any information deemed necessary to protect underground sources of drinking water. At this time, no additional information is being required.

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

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Should you have any questions, please contact Jess Stottsberry of my staff at (614) 644-2752.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lindsay C. Taliaferro".

Lindsay C. Taliaferro
Underground Injection Control Unit Manager
Division of Drinking and Ground Waters

cc: Bill Skowronksi, Chief, NEDO
Barry Hallock, GE C&I
Valerie Orr, Class V Coordinator, DDAGW
Jess Stottsberry, UIC Unit Geologist, DDAGW