

2021



2021

Solid Waste Facility License Municipal Solid Waste Landfill

License Expires December 31, 2021

Facility: Bond Road Landfill CID: 18465 11425 Bond Road Harrison, OH 45030	Licensee: Bond Road Site, Inc. 3990 Generation Dr Cincinnati, OH 45251
--	---

This license has been issued in accordance with the requirements of state law, is subject to revocation or suspension for cause, and is not transferable without the consent of the approved Board of Health and the Director of the Ohio Environmental Protection Agency.

Licensing Authority: Hamilton County Public Health

Conditions of Licensure:

The Licensee hereunder, its agents, employees, and all others in active concert with said licensee, including the facility owner and operator, shall be subject to and shall comply with the following conditions of this license:

1. All applicable requirements of Ohio Revised Code Chapters 3734, 3767, 6111, and 3704 and rules adopted thereunder.
2. Permits-to-install, plans, operational reports, other authorizing documents, and administrative and judicial orders applicable to this facility and as approved by the Director of the Ohio Environmental Protection Agency.
3. This license is conditional upon payment of the applicable fee to the Board of Health or the Director, as appropriate, within 30 days after issuance.
4. By applying for and accepting this license, the licensee specifically consents in advance and agrees to allow the Director, the Health District, or an authorized representative, to enter upon the licensee's premises at any reasonable time during the construction and/or operation of the facility for the purpose of inspecting, conducting tests, collecting samples, or examining records or reports pertaining to construction, modification, installation, or operation of the facility. The licensee hereby acknowledges and agrees that any and all rights of access granted herein shall not be deemed to be unreasonable or unlawful under Ohio Revised Code Sec. 3734.07. The licensee, its agents, employees, and all others in active concert with said licensee shall maintain and operate the facility to which the license pertains in a sanitary manner so as not to create a nuisance, cause or contribute to water pollution, or create a health hazard. This license shall not be construed to constitute a defense to any civil or criminal action brought by the State of Ohio or any duly authorized representative thereof to enforce the provisions of Chapters 3734, 3767, 6111, or 3704 of the Ohio Revised Code, or regulations issued thereunder. Issuance of this license does not relieve the licensee of the duty to comply with all applicable federal, state, and local laws, regulations and ordinances.

If Checked, Additional Conditions Apply to This License (See Back, or Attachment)

Health Commissioner

December 30, 2020

Date Issued

Date Issued: December 30, 2020

Date Effective: January 1, 2021

**BEFORE THE
HAMILTON COUNTY GENERAL HEALTH DISTRICT**

In the Matter of:

Bond Road Site, Inc.)	
11425 Bond Road)	ADDITIONAL TERMS AND
Harrison, Ohio 45030)	CONDITIONS TO THE YEAR
)	2021 OPERATING LICENSE
Applicant.)	
)	

It is hereby agreed by and among the parties hereto as follows:

I. JURISDICTION

These additional terms and conditions to the 2021 operating license (“Conditions”), are hereby issued to Bond Road Site Inc., a wholly owned subsidiary of Rumpke Sanitary Landfill, Inc., which is in turn a wholly owned subsidiary of Rumpke Consolidated Companies, Inc., which in turn is a wholly owned subsidiary of the ultimate parent entity Rumpke Family Holdings, Inc. (Applicant), the owner and operator of the sanitary landfill facility located at 11425 Bond Road, Harrison, Ohio 45030, pursuant to the authority vested in the Hamilton County General Health District (“Licensing Authority”) under Ohio Revised Code (“ORC”) Chapter 3734. The Applicant has consented to the additional terms and conditions contained herein.

II. PARTIES

These Conditions shall apply to and be binding upon the Applicant, it’s agents, employees, servants, assigns and successors in interest. No change in ownership relating to the Applicant’s sanitary landfill facility will in any way alter the Applicant’s

responsibilities to comply with these Conditions. The Applicant's obligations to comply with these Conditions under these Orders may be altered only by written approval of the Licensing Authority.

III. DEFINITIONS

Unless otherwise stated, all terms used herein shall have the same meaning as used in ORC 3734 and the Regulations promulgated thereunder.

IV. FINDINGS OF FACTS AND IDENTIFICATION OF ISSUES

The Licensing Authority has made the following findings of fact:

1. The Applicant is the "Operator," as defined in OAC 3745-27-01(O)(5), of the Bond Road Landfill, located at 11425 Bond Road, Harrison, Ohio 45030 (the "Facility"). The Facility is a "sanitary landfill facility" as defined in OAC 3745-27 -01 (S)(4).
2. The Applicant's Facility was inspected 4 times between October 1, 2019 and September 30, 2020. One waste load inspection was conducted on July 10, 2020. There were no Notice of Violations during this time period.
3. The Health District conducted surface water sampling, including biological sampling, on June 16, 2020 and November 19, 2020.

V. ADDITIONAL TERMS AND CONDITIONS

In an effort to resolve the above issues in an expeditious manner that will be protective of the public health and environment and long term quality of the site, the Applicant agrees to, and shall do the following:

1. Hours of Operation for receipt of waste as stipulated will be:
7:00 AM to 5:00 PM Monday through Friday

8:00 AM to 3:00 PM Saturday

2. Hours of Equipment operation as stipulated will be:

6:00 AM to 7:00 PM Monday through Friday

7:00 AM to 5:00 PM Saturday

3. Trees located along Bond Road will be maintained to ensure current level of visual and sound barrier in accordance with the map submitted on December 4, 2013. Current gaps in tree barrier will not be required to be replanted due to poor soil conditions. If, in the future, the Applicant requests an increase of the Authorized Maximum Daily Waste Receipt above the current 100 tons/day, this condition will revert to the terms of condition three of the 2013 agreement which stated: *“All trees will be assessed and inventoried during the month of September of each year. Any tree that is dead will be replaced by planting an Austrian Pine, Norway Spruce, White Pine or similar coniferous species, five to six feet in height minimum, prior to January 31st of the following year. A copy of the tree inventory indicating planned replacements will be provided to the Health District by October 1st of each year. All trees will be maintained in an upright, vertical position.”*, less the requirement to maintain a tree inventory. Areas with current gaps in tree barrier will not be required to be replanted due to poor soil conditions.
4. Every effort will be made to remove leachate during normal business hours. This condition does not preclude the removal of leachate during non-business hours due to extenuating circumstances in order to prevent a threat to human and/or the environment.

VI. RESERVATION OF RIGHTS

Nothing contained herein shall be construed to prevent the Licensing Authority from seeking legal or equitable relief to enforce these Conditions or from taking other administrative, legal or equitable actions as deemed appropriate and necessary for noncompliance with these Conditions.

Nothing contained herein shall be construed to prevent the Licensing Authority from exercising its lawful authority to require the Applicant to perform additional activities pursuant to Chapter 3734 of the ORC or any other applicable law in the future. Nothing herein shall restrict the right of the Applicant to raise any administrative, legal or equitable claim or defense with respect to such further actions of the Licensing Authority. Nothing in these Conditions shall be construed to limit the ability of the Licensing Authority to seek relief for violations not addressed herein.

VII. CONDITION UPON LICENSE

It is understood and that the license is expressly conditioned upon compliance with each of the conditions herein. The following legend shall be placed on the reverse side of the Applicant's 2021 operating license.

This license is conditioned upon the Applicant's compliance with each of the Terms and Conditions on the 2021 Operating License as set forth in the Agreement dated December 21, 2020 between the Applicant and Hamilton County General Health District.

VIII. SIGNATORIES

Each undersigned representative of the signatory to this Agreement certifies that he or she is fully authorized to enter into this Agreement and to legally bind such signatory to this document.

IT IS SO ORDERED

Hamilton County General Health District



Date: 12/21/2020

Greg Kesterman
Health Commissioner



Date: 12/21/2020

NeeFong Chin
230 East Ninth Street, Suite 4000
Cincinnati, Ohio 45202
Chief Assistant Prosecuting Attorney
Counsel for Hamilton County
General Health District and Board of Health



Date: 12-16-2020

William J. Rumpke Jr.,
Chief Executive Officer
Bond Road Site Inc., Wholly Owned
Subsidiary of Rumpke Sanitary Landfill, Inc.,
Wholly Owned Subsidiary of
Rumpke Consolidated Companies, Inc.,
Wholly Owned Subsidiary of
Rumpke Family Holdings, Inc.