



**Environmental  
Protection Agency**

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

OHIO E.P.A.

JUN -5 2012

ENTERED DIRECTOR'S JOURNAL

June 5, 2012

I certify this to be a true and accurate copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

Mr. David Brausch  
Brausch Farms  
1715 Gum Grove Rd.  
Clarksville, OH 45113

By: Joseph Lassiter Date: 6-5-12

**RE: Brausch Farms, Warren County  
Class II Composting Facility  
Registration No. 83-C2R-1053  
Alternative Bulking Agent Approval Request**

Dear Mr. Brausch:

In accordance with Paragraph (A) of Rule 3745-560-205 of the Ohio Administrative Code (OAC), the owner or operator of a Class II solid waste composting facility may compost alternative bulking agents after approval by the Director of the Ohio Environmental Protection Agency (Ohio EPA). On March 23, 2012, Ohio EPA received a request from Brausch Farms, seeking approval to utilize an alternative bulking agent at their Class II solid waste composting facility (Facility). The Facility is located at 1715 Gum Grove Road in Clarksville, Warren County, Ohio.

The alternative bulking agent consists of spent bleaching earth that is used for adsorption of color in the processing of edible vegetable oil. The bleaching earth is filtered out, rinsed, and refined and the remaining filter cake consists of clay, oil and water.

The filter cake of spent bleached earth described in written documentation submitted on March 23, 2012, is hereby approved by Ohio EPA as an alternative bulking agent for composting at the Class II solid waste composting facility located in Clarksville, Ohio, subject to the following conditions:

1. The alternative bulking agent shall be managed in accordance with written documentation submitted on March 23, 2012, OAC Rules 3745-560-01 through 3745-560-435, "Solid Waste Composting Regulations" and OAC Rule 3745-15-

07, "Air Pollution Nuisances Prohibited" and Chapter 6111. of the Revised Code "Water Pollution Control."

2. Only filter cake of spent bleached earth generated by the company listed in the request shall be accepted as an alternative bulking agent at the Facility. Filter cake of spent bleached earth meeting the same specifications may be accepted from other companies upon notification to Ohio EPA Central Office (CO), Division of Materials and Waste Management (DMWM) and Ohio EPA Southwest District Office (SWDO), DMWM at least three (3) days prior to receiving the initial load of the alternative bulking agent.
3. Ohio EPA-SWDO-DMWM may enter the Facility during reasonable times, in accordance with applicable law, to inspect, conduct tests, or examine records and reports concerning the utilization of the alternative bulking agent and compliance with this authorization.
4. If in the judgment of Ohio EPA, the owner or operator is unable to abate nuisance conditions or has not complied with the conditions of this authorization, then the owner or operator shall, upon written notification, cease acceptance of the alternative bulking agent and dispose of all material containing the alternative bulking agent at a licensed solid waste landfill.
5. Testing requirements shall be fulfilled after the alternative bulking agent mixture has completed the thermophilic and curing stages of composting. The owner or operator shall have the cured compost tested for the parameters listed in Tables 1, 2, 3, and 4 as specified in OAC Rule 3745-560-230.
6. Cured compost that does not exceed the quality standards limits found in Tables 1, 2, 3, and 4 of OAC Rule 3745-560-230 may be distributed for unrestricted use.
7. Cured compost that does not meet the acceptable quality standards stated in this approval shall be:
  - a) Recirculated into the composting process; or
  - b) Disposed of at a licensed solid waste disposal facility.
8. This approval for alternative bulking agent shall terminate upon closure of the Facility and/or non-renewal of the annual operating license.
9. This alternative bulking agent approval is issued solely to Brausch Farms, and is not transferable upon change of ownership. No other persons may utilize the materials which are specified in this approval at the Facility located at 1715 Gum

Mr. David Brausch  
Brausch Farms  
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Grove Road in Clarksville, Ohio.

Issuance of this alternative bulking agent approval does not constitute expressed or implied agreement that the monitoring of the facility performed and implemented in accordance with this alternative bulking agent approval, and/or its terms and conditions will constitute compliance with applicable state and federal laws, rules, and regulations. Nor does issuance of this approval assure that necessary operating permits or licenses will be granted.

You are notified that this action of the Director of the Environmental Protection Agency (Director) is final and may be appealed to the Environmental Review Appeals Commission (Commission) pursuant to Ohio Revised Code Section 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 made payable to "Treasurer, State of Ohio." The Commission, in its discretion, may reduce the fee if by affidavit it is demonstrated that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission  
77 South High Street  
17<sup>th</sup> Floor  
Columbus, Ohio 43215

Sincerely,



Scott J. Nally  
Director

PF/

cc: Pat Willoughby, DMWM, SWDO  
Joe Bunge, J.M. Smuckers