COMMONWEALTH of VIRGINIA

Douglas W. Domenech
Secretary of Natural Resources

DEPARTMENT OF ENVIRONMENTAL QUALITY
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VIRGINIA WASTE MANAGEMENT BOARD
ENFORCEMENT ACTION
AMENDMENT TO ORDER BY CONSENT
ISSUED TO THE
TOWN OF FARMVILLE
FOR THE
TOWN OF FARMVILLE SANITARY LANDFILL
Solid Waste Permit No. 195

SECTION A: Purpose

This is an Amendment of an Order by Consent issued under the authority of Va. Code § 10.1-1455, between the Virginia Waste Management Board and the Town of Farmville, regarding the Town of Farmville Sanitary Landfill, for the purpose of revising certain provisions of the Order by Consent ("Order") issued by the Board to the Town of Farmville on July 6, 2011.

SECTION B: Basis for Amendment

1. The Town of Farmville ("Town") is a political subdivision of the Commonwealth of Virginia. The Town is a "person" within the meaning of Va. Code § 10.1-1300/§ 10.1-1400/§ 62.1-44.3.

2. "Facility" or "Landfill" means the Town of Farmville Landfill, Solid Waste Permit No. 195, located in Farmville, Virginia, which is owned and operated by the Town of Farmville.

3. On December 15, 1975, the Town was granted a permit to operate a sanitary landfill by the Commissioner of the Virginia Department of Health, predecessor-in-interest to the Director of DEQ. The Permit allowed for the disposal of

sanitary waste. The Town asserts that the Facility last received waste on or about September 1990.

4. The Town is party to a Consent Order dated July 6, 2011 ("2011 Order"). The main focus of the 2011 Order was for the Town to implement a corrective action program ("CAP").

5. The Town has requested an extension of the deadlines in Appendix A - Schedule of Compliance of the 2011 Order.

6. Based on the information available to DEQ to date, the Town is otherwise in compliance with the Order and is current with all monitoring and reporting requirements.

SECTION C: Agreement and Order

Accordingly, by virtue of the authority granted it in Va. Code § 10.1-1455, the Board orders the Town and the Town agrees to perform the actions described in Appendix A of this Amendment, which supersedes and cancels only Appendix A of the 2011 Order. Both the Board and the Town understand and agree that this Amendment does not alter, modify or amend any other provision of the Order and that the unmodified provisions of the Order remain in effect by their own terms.

And it is so ORDERED this _____ day of _____, 2012.

_____
Robert J. Weld, Regional Director
Department of Environmental Quality

The Town of Farmville voluntarily agrees to the issuance of this Order.

Date: 6/25/2012 By: _____, Town Manager
Gerald J. Spates
Town of Farmville

Commonwealth of Virginia
City/County of Prince Edward

The foregoing document was signed and acknowledged before me this 25th day of June, 2012, by Gerald J. Spates who is the Town Manager of the Town of Farmville, on behalf of the Town.

Lisa M. Hricko
Notary Public

335855
Registration No.

My commission expires: 9/30/2015

Notary seal:

LISA M. HRICKO
NOTARY PUBLIC
MY COMMISSION NUMBER 335855
COMMONWEALTH OF VIRGINIA

APPENDIX A
SCHEDULE OF COMPLIANCE

1. **Groundwater**

The Town shall perform a groundwater corrective action program at the Facility as required by 9 VAC 20-81-260.

a. The Town shall, pursuant to 9 VAC 20-81-250(B)(3), conduct groundwater Assessment Monitoring until the Facility's Corrective Action permit amendment is issued.

b. In order for the Town to select monitoring of natural attenuation to address groundwater protection standard exceedances, the Town shall provide evidence and documentation that the groundwater contamination is characterized and assessed as required by 9 VAC 20-81-260(C)(1). This evidence and documentation shall be provided by the Town to DEQ by **March 31, 2013**.

c. The Town shall, pursuant to 9 VAC 20-81-260(D), submit a corrective action plan and monitoring plan by **June 30, 2013**.

d. The Town shall obtain a Corrective Action permit amendment no later than **December 31, 2013**.

e. The Town shall respond to any notices of deficiency with respect to its corrective action program in accordance with the notice and shall comply with the corrective action provisions in the permit as issued.

f. Until such time that the Corrective Action permit amendment is issued, the Town shall undertake interim measures necessary to ensure protection of human health and the environment by controlling and preventing migration of pollutants in groundwater and surface water. A report of interim measure activities is due by the 10th day of the first month of each calendar quarter (January, April, July, and October), beginning the first month of the calendar quarter following the effective date of the Order. The report shall provide information on the previous calendar quarter's interim measure activities and shall also provide information on the Town's progress in obtaining a Corrective Action permit amendment.

2. **Contact**

Unless otherwise specifie d in this Order, the Town shall submit all requirements of Appendix A of this Order to:

Jerry Ford, Jr.
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