

# Former Mad River Ash Pond Coal Combustion Residuals Annual Report Waiver

Former Mad River Power Station  
Clark County, Ohio

February 2026

In accordance with the applicable requirements of the United States Environmental Protection Agency's 40 Code of Federal Register (CFR) Part 257, Subpart D, *Criteria for Classification of Solid Waste Disposal Facilities and Practices* (CCR Rule), the owner or operator of a CCR unit must annually inspect the unit and provide a written report of the inspection. The initial Annual Inspection for the former Mad River Ash Pond (Ash Pond) was completed on January 30, 2025, and an Annual Inspection Report was prepared pursuant to Sections 257.100(f)(3)(iv) and 257.83(b) of the CCR Rule.

Section 257.83(b)(4)(ii) of the CCR Rule states the following:

*In any calendar year in which both the periodic inspection by a qualified professional engineer and the quinquennial (occurring every five years) structural stability assessment by a qualified professional engineer required by §§ 257.73(d) and 257.74(d) are required to be completed, the annual inspection is not required, provided the structural stability assessment is completed during the calendar year. If the annual inspection is not conducted in a year as provided by this paragraph (b)(4)(ii), the deadline for completing the next annual inspection is one year from the date of completing the quinquennial structural stability assessment.*

Per Sections 257.100(f)(2)(iv) and 257.73(d) of the CCR Rule, an initial Structural Stability Assessment must be performed by May 8, 2026. Therefore, the requirement to prepare the 2026 CCR Annual Inspection Report is waived.

The Annual Inspection for the 2027 calendar year will be performed within one year of the date that the initial Structural Stability Assessment is completed (on or before May 8, 2027).