



**Environmental
Protection Agency**

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

May 2, 2011

**RE: ADAMS COUNTY
SITE-GEN**

Paul Roosa, Sr.
14 Pearl Street
Peebles, Ohio 45660

Dear Mr. Roosa:

Ohio EPA has received a complaint of illegal disposal of solid waste at your property located at 225 Purcell Road in Adams County. I conducted a site investigation of this property on April 6, 2011.

During this investigation, I observed a large amount of solid waste piled along the property fence line. Part of the waste was piled in an excavated pit area which contained ash and residual material from previous burning. The complaint alleged that the contents of the dump and burn pile represented excess unwanted material from the thrift store that you own and operate in Peebles. The dump and burn pit were observed to contain furniture, tires, electronics, cabinets, pallets, used lumber, general household goods, as well as trash.

This office received a second complaint about a week later stating that you had added a large truckload of additional material to the site. Finally, a third complaint was received on April 27, 2011, alleging that you open burned a portion of the solid waste in the dump.

I visited the site again on April 27, 2011, and found additional material present from the initial investigation. The contents of the excavated pit had recently been burned and was still smoldering.

Please be advised that open dumping and open burning of solid waste are violations of Ohio Revised Code (ORC) and Ohio Administrative Code (OAC). Specifically:

Ohio Revised Code (ORC) Section 3734.03 - No person shall dispose of solid wastes by open dumping or open burning.

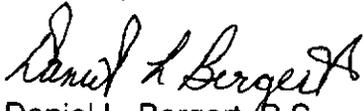
Ohio Administrative Code (OAC) Rule 3745-27-05(C) - No person shall conduct, permit, or allow open dumping. In the event that open dumping is occurring or has occurred at a property, the person responsible for the open dumping, the owner of the property, or the person who allows or allowed open dumping to occur, shall promptly remove and dispose or otherwise manage the solid waste in accordance with Chapter 3734, of the Revised Code, and shall submit verification that the solid waste has been properly managed.

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You are in violation of these statutes. Disposal of solid waste in this manner should cease. All material must be removed for proper disposal. The accumulated solid waste and any residual material from the burn pile area should be legally disposed of at a licensed solid waste facility.

Please provide a copy of your disposal receipts to this office. Please respond in writing within 10 days of receipt of this letter as to your intentions to address the violations that exist on your property. Should you have any questions regarding this letter, please feel free to contact me at (740) 380-5438.

Sincerely,



Daniel L. Bergert, R.S.
Division of Materials and Waste Management

DLB/jg

cc: Jason Work, R.S., Adams County Health Department