



**Environmental
Protection Agency**

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

March 29, 2011

**RE: ADAMS COUNTY
SITE-GEN**

Mr. Jeremy Heater
97 Tranquility Pike
Seaman, Ohio 45679

Dear Mr. Heater:

Ohio EPA has received a complaint of illegal disposal of solid waste at your residence at the above address in Adams County. I conducted a site investigation of this property on March 9, 2011.

During this investigation, I observed a large amount of solid waste piled in and around the garage. Much, but not all, of the trash was contained in many large plastic trash bags. I spoke with you at the time and you indicated your plans to get a large rolloff container the next week and load up all of the trash for proper disposal.

I conducted a follow-up visit on March 22, 2011. The situation did not appear to have changed. Although you were not home, I spoke with your wife. She indicated that you were at work, but planned to get the rolloff box the following week.

Please be advised that open dumping of solid waste is a violation 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.

You are in violation of these statutes. Disposal of solid waste in this manner must cease immediately. All material must be removed for proper disposal. The accumulated solid waste should be legally disposed of at a licensed solid waste facility.

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Please provide a copy of your disposal receipts to this office. Please respond within 10 days 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 Solid and Infectious Waste Management

DLB/jg

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