



State of Ohio Environmental Protection Agency

Southwest District

401 East Fifth Street
Dayton, Ohio 45402-2911

TELE: (937)285-6357 FAX: (937)285-6249
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

May 14, 2008

Mr. Leroy Schaffer
9391 Pigeon Roost Road
Hillsboro, Ohio 45133

RE: Highland County, Schaffer Property Open Burning Notice of Violation, NOV.

Dear Mr. Schaffer,

On May 1, 2008, I visited your property located at 9391 Pigeon Roost Road in Hillsboro, Ohio. I was accompanied by Mary Ann Webb of the Highland County Health District. No one appeared to be at home or in other structures on the property. During our visit, we noted an area on your driveway where open burning of Construction & Demolition Debris (C&DD) was actually occurring during the time of our visit.

As a result of the open burning that was occurring upon our arrival, you are in violation of the Ohio Revised Code (ORC) and the Ohio Administrative Code (OAC) citations listed below:

- 1) Ohio Revised Code (ORC) 3734.03, which states in part:

"No person shall dispose of solid wastes by open burning or open dumping, except as authorized by the director of environmental protection in rules adopted in accordance with division (V) of section 3734.01, section 3734.02, or sections 373.70 to 3734.73 of the Revised Code".

All solid waste and C&DD dumped at the site must be removed and properly disposed of, (eg. solid waste in a licensed sanitary landfill and C&DD in a licensed C&DD landfill). You must provide the Highland County Health District with a copy of all waste receipts from the disposal of the solid waste and C&DD.

Failure to list specific deficiencies in this communication does not relieve you from complying with all applicable solid waste and C&DD rules and regulations.

Should you require any technical or regulatory assistance, please feel free to contact me at (937) 285-6648, or Mary Ann Webb at the Highland County Health District at (937) 484-1941.

Sincerely,

Pat Willoughby
Division of Solid and Infectious Waste Management

cc: Mary Ann Webb, Highland County Health District

PW/plh

