

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

GREG SAYLORS
1524 S MT JULIET RD
MOUNT JULIET TN 37122 - 6335

2. Article Number

(Transfer from service label)

7006 2760 0003 0780 7878

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x *Greg Saylor* Agent
 Addressee

B. Received by (Printed Name)

Greg Saylor

C. Date of Delivery

8-8-07

- D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

Service Type

- Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

UNITED STATES POSTAL SERVICE



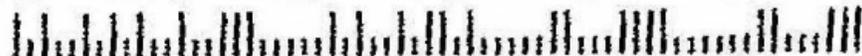
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box.

RECEIVED
OHIO EPA
AUG 10 2007

SOUTHWEST DISTRICT

STATE OF OHIO EPA
SOUTHWEST DISTRICT OFFICE
ATTN MONTE BLUEBAUM - DSIWM
401 EAST FIFTH ST
DAYTON OH 45402-2911



U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

7006 2760 0003 0780 7878

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

FROM: Monte
BLUEBAUM -
OSIWM

Postmark
Here

Sent **GREG SAYLORS**
Street or PO **1524 S MT JULIET RD**
City **MOUNT JULIET TN 37122 - 6335**

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may **ONLY** be combined with First-Class Mail[®] or Priority Mail[®].
- Certified Mail is *not* available for any class of international mail.
- **NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS[®] postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.



State of Ohio Environmental Protection Agency

Southwest District Office

401 E. Fifth St.
Dayton, Ohio 45402

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

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

July 24, 2007

CERTIFIED MAIL

Greg Saylor
1524 S. Mt. Juliet Rd.
Mount Juliet, TN 37122 - 6335

SUBJECT: NOTICE OF VIOLATION

Dear Mr. Saylor:

On July 11, I investigated a complaint pertaining to the improper disposal of scrap tires in an open field along Middletown Germantown Rd. The field is located east/southeast of the business property located at 6250 Germantown Rd. The parcel id number for the open field property is E22 100 02100 0068.

During the investigation, I observed two distinct piles of burned waste in the open field located southeast of the business property/building at 6250 Germantown Rd. The piles contained primarily brush. I also observed 2 burn piles with construction and demolition debris (C&DD), including partially burned lumber, a door and ceiling tile. Miscellaneous solid waste was also observed in the burn piles. The larger burn pile had been covered with dirt, however it was smoldering. I observed one rimmed scrap tire near the burn piles. I also observed small piles of tires, less than ten per pile, along the northwestern portion of the property. I did not observe burning or disposal of tires in this area.

On July 18, 2007 I took pictures, attached, of the property. The burn piles were still onsite, however they weren't smoldering at the time of the reinspection.

Open Dumping is defined under Ohio Revised Code (ORC) Section 3734.01(I), which states in part:

"Open dumping" means the depositing of solid wastes into a body or stream of water or onto the surface of the ground at a site that is not licensed as a solid waste facility under section 3734.05 of the Revised Code...

Violations

The open dumping of solid waste is a violation of:

ORC Section 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...

ORC 3734.05(A)(1), which states:

Except as provided in divisions (A)(4), (8), and (9) of this section, no person shall operate or maintain a solid waste facility without a license issued under this division by the board of health of the health district in which the facility is located or by the director of environmental protection when the health district in which the facility is located is not on the approved list under section 3734.08 of the Revised Code.

Ohio Administrative Code (OAC) 3745-27-05(A), which states in part:

Disposal of solid waste under Chapter 3734. of the Revised Code shall only be by the following methods or combination thereof:

- (1) Disposal at a sanitary landfill facility licensed in accordance with section 3734.05 of the Revised Code.*
- (2) Incinerating at an incinerator licensed in accordance with section 3734.05 of the Revised Code.*
- (3) Composting at a composting facility licensed or registered in accordance with section 3734.05 of the Revised Code...*

Ohio Administrative Code (OAC)3745-27-05(C), which states:

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(s) responsible for the open dumping, the owner of the property, or the person(s) who allow 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.

Unauthorized disposal of C&DD is a violation of:

ORC Section 3714.06(A), which states in part:

No person shall establish, modify, operate, or maintain a construction and demolition debris facility without a construction and demolition debris facility installation and operation license...

OAC Rule 3745-400-04(B), which states in part:

No person shall conduct or allow illegal disposal of construction and demolition debris, as defined in rule 3745-400-01 of the Administrative Code.

ORC 3714.99, which states:

Whoever knowingly violates section 3714.13 of the Revised Code is guilty of a misdemeanor of the second degree. Each day of violation is a separate offense.

ORC 3734.99, which states:

Except as otherwise provided in divisions (B), (C), (D), (E), (F), (G), and (H) of this section, whoever recklessly violates any section of this chapter, except section 3734.025 [3734.02.5], 3734.18, 3734.57, 3734.572 [3734.57.2], 3734.573 [3734.57.3], 3734.574 [3734.57.4], or 3734.60 of the Revised Code, recklessly violates section 3734.03 of the Revised Code with regard to scrap tires, or recklessly violates an order issued under division (B) of section 3734.13 of the Revised Code regarding a violation of the provisions of this chapter governing scrap tires, is guilty of a felony and shall be fined at least ten thousand dollars, but not more than twenty-five thousand dollars, or imprisoned for at least two years, but not more than four years, or both. Whoever violates section 3734.025 [3734.02.5], 3734.18, 3734.57, 3734.572 [3734.57.2], 3734.573 [3734.57.3], or 3734.574 [3734.57.4] of the Revised Code shall be fined not more than ten thousand dollars. Each day of violation constitutes a separate offense.

Greg Saylor
July 24, 2007
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Corrective Actions

Immediately cease the acceptance, disposal and open burning of solid waste and C&DD. All solid waste and C&DD dumped at the site must be removed and properly disposed of at an appropriately licensed facility within 30 days of receipt of this letter. Provide the Ohio EPA with a copy of all waste receipts from the disposal of the solid waste and C&DD. Please send the receipts to:

**Ohio EPA
Southwest District Office
Attn: Monte Bluebaum
401 East Fifth Street
Dayton, Ohio 45402-2911**

Compliance with the requirements outlined in this letter of the solid and infectious waste provisions contained in ORC Chapter 3734, and the rules promulgated there under, does not relieve you of your obligation to comply with other applicable State and Federal laws and regulations.

If you have any questions, please contact me at (937) 285-6648.

Sincerely,

Monte Bluebaum R.S.

Monte Bluebaum, R.S.
Ohio EPA, Division of Solid and Infectious Waste Management

Enclosure

cc: Jeff Agnew, Butler County Health Department
File \



Parcel ID # E22 100 02100 0068: Overview of the two burn piles, on Middletown Germantown Rd., located southeast of 6250 Germantown Rd.



Parcel ID # E22 100 02100 0068: Small burn pile with C&DD, including lumber and a door, brush and miscellaneous solid waste including metal and cans.





Parcel ID # E22 100 02100 0068: Large burn pile, Photo A, with brush, C&DD, including lumber and miscellaneous solid waste, including bottles.



Parcel ID # E22 100 02100 0068: Large burn pile, Photo B.





Parcel ID # E22 100 02100 0068: Large burn pile, Photo C.



Parcel ID # E22 100 02100 0068: Tire piles located northeast of the building located at 6250 Germantown Rd.

