



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

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

November 20, 2008

**RE: COSHOCTON COUNTY
SITE-GEN**

Mr. Dan McKay
Antique Wood and Salvage
3610 Conch Street
Mount Pleasant, SC 29466

RE: Investigation of Open Dump

Dear Mr. McKay:

On November 13, 2008, the Southeast District Office of the Ohio Environmental Protection Agency conducted a follow up inspection of the open dumping of solid waste at the former Pope Gosser China Co. building (Flag Building), located at 303 North 15th Street, Coshocton, Ohio.

During my investigation, I observed that a large portion of flag building has been demolished; however, large amounts of demolition debris mixed with solid waste were observed throughout the project area. I also observed large piles of solid waste within the building. These piles of debris are considered to be open dumped. Open dumping of solid waste is a violation of Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745-27 of the Ohio Administrative Code (OAC). Specifically:

ORC Chapter 3734.03 - No person shall dispose of solid wastes by open dumping or open burning.

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(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.

The violation observed would constitute a violation of ORC Chapter 3734.03 and OAC Rule 3745-27-05(C).

Please respond to this letter, in writing, within 15 days detailing your intentions and actions taken to comply with Ohio's solid waste regulations and laws. Please be advised that the above cited violations will continue to accrue until such time as the above referenced property is in substantial compliance with Ohio's scrap tire and solid waste regulations and law. Should you have any questions, please contact me at (740) 380-5435.

Sincerely,

Dale W. Warner, R.S
Environmental Specialist II
Division of Solid and Infectious Waste Management
Ohio Environmental Protection Agency
Southeast District Office

DWW/jg
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