



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490  
www.epa.state.oh.us

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

December 17, 2010

**RE: LAWRENCE COUNTY  
SITE-GEN**

Mr. Ray Malone  
123 Sand Road  
South Point, Ohio 45680

Dear Mr. Malone:

Ohio EPA has received a complaint of illegal disposal of solid waste at property you own on County Road 15 in Lawrence County. I conducted a site investigation of this property on December 14, 2010. During this investigation, I observed solid waste, which has been dumped on your property. Reports from neighbors indicate that past tenants have dumped solid waste in a manner that it washes into Buffalo Creek during flood events.

As property owner, you are ultimately responsible for conditions at this location. Please be advised that disposal of this material at this location is a violation of Ohio's open dumping law. Specifically:

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

**OAC 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.

I would like to discuss this matter with you to determine a course of action to prevent future incidents of solid waste flushing into Buffalo Creek. Please contact me at 740/380-5219 to discuss your intentions to address conditions that exist at this property.

Sincerely,

Peter C. Thompson  
Division of Solid and Infectious Waste Management

PCT/jg

cc: Steve Hileman, Lawrence & Scioto Solid Waste Management District