



**Environmental
Protection Agency**

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

June 14, 2011

**RE: MONROE COUNTY
SITE - GENERAL**

Mr. Claude Wine
38992 State Route 800
Woodsfield, Ohio 43793

**Subject: Wine Property Dump, Open Dumping and Open Burning Violations,
Third Notice of Violation**

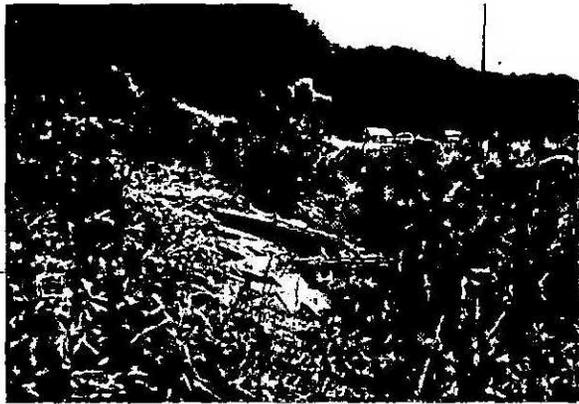
Dear Mr. Wine:

On January 7, 2011, the Ohio Environmental Protection Agency (Ohio EPA) received a complaint concerning a property you own on Bondi Ridge Road near the intersection with Cranes Nest Creek Road in Monroe County. This complaint alleged the open dumping of solid waste on your property. During the inspections on January 19, 2011 and March 10, 2011, Ohio EPA's Mark Mansfield was able to confirm the open dumping of scrap tires, municipal solid waste, and construct and demolition debris (C&DD). Subsequently, Notices of Violation were sent to you January 25, 2011 and March 14, 2011 for the inspections.

On May 23, 2011, Ohio EPA received a further complaint alleging the open burning of solid waste on this property. Subsequently, Mr. Mansfield and I were able to revisit the property on June 9, 2011. We found the area where open burning had occurred. Some charred items remained along the perimeter of the area including solid waste and a partial scrap tire. The area appeared to have been partially cleared with a front end loader or other equipment. The removed burnt material was not readily visible elsewhere on the property. Further inspection revealed that the amassed scrap tires, located southeast of the bridge, had been moved and presumably burnt. Some scattered solid waste remains near the bridge. Some discarded clothing appeared amassed on the bed of the defunct camper trailer. And some solid waste and C&DD appear on the adjacent roadside embankment unchanged from prior inspections.

Below, I have included two photos taken June 9, 2011 during the inspection which show the trailer's bed and burn area, and the roadside embankment.

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In addition to the ongoing open dumping violation of Ohio Revised Code (ORC) chapter 3734.03 and Ohio Administrative Code (OAC) Rule 3745-27-05(C), you are being cited here for open burning with respect to ORC 3734.03 and OAC Rule 3745-27-05(B).

Immediately, cease any further open burning and gather and remove for proper disposal all remaining scrap tires, solid waste and C&DD. Copies of all receipts for disposal, at a license facility, should be submitted to this office.

Please respond to this correspondence within 14 days of receipt. Your response should include details of your actions taken to properly dispose of all amassed waste on your property.

If you have any questions, please contact me either by mail or by phone at (740) 380-5440.

Sincerely,

A handwritten signature in cursive script that reads "Craig Walkenspaw".

Craig Walkenspaw
District Engineer
Division of Materials and Waste Management

CW/mlm

cc: Monroe County Commissioners
Robert Reiter, Southeastern Ohio JSWMD