



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

April 11, 2008

**RE: MORGAN COUNTY
SITE - DOGPOUND**

Morgan County Commissioners
155 East Main Street
McConnelsville, OH 43756

Dear Commissioners:

On April 8, 2008, I conducted an inspection of two disposal sites where dog carcasses were disposed by the Morgan County Dog Warden. Commissioners Dean Cain and Don Reynolds, and County Engineer Steve Hoop were present at the disposal site located at the County Dog Shelter. I was accompanied by Ben Reed of the Ohio EPA Southeast District Office. Commissioner Cain accompanied me to the site located behind the Morgan County Highway Garage on State Route 376.

During my inspection of the two sites, we discussed the removal of animal remains and contaminated soil for proper disposal. I was advised that the County Engineer will be providing the equipment and labor for excavation and removal. I was advised by the County Commissioners on April 9, 2008, that clean-up activities are expected to begin in May. The County will be staging 30 yard rolloff boxes and transporting removed material to a solid waste landfill facility.

Please contact me at the Southeast District Office seven days prior to any excavation. Retain copies of receipts to document proper disposal of all open dumped solid wastes including all animal remains and associated contaminated soils. Please also provide the Ohio EPA Southeast District Office with documentation of all past disposal practices and locations.

As stated in correspondence dated April 4, 2008, the conditions observed at the Morgan County Dog Pound and behind the County Garage are violations of Ohio open dumping regulations. Specifically:

Ohio Administrative Code (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.

Ohio Revised Code (ORC) 3734.03 - No person shall dispose of solid wastes by open dumping or open burning.

MORGAN COUNTY
SITE - DOGPOUND
APRIL 11, 2008
PAGE 2

Please respond in writing within 14 days providing all requested information and detailing actions taken to abate the above noted violations. Please contact me at 740/380-5219 if you have any questions regarding this investigation.

Sincerely,



Peter C. Thompson
Division of Solid & Infectious Waste Management

PCT/jg