

**Environmental
Protection Agency**

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

July 19, 2011

**RE: MUSKINGUM COUNTY
SITE - GENERAL**

Mr. David Dunkle
965 Back Run Road
Philo, Ohio 43771

Dear Mr. Dunkle:

On July 5, 2011, the Ohio Environmental Protection Agency received a complaint concerning property owned by you (parcel #20-60-18-09-00) north of Back Run Road in Muskingum County. This complaint alleged the open dumping of construction and demolition debris and solid waste on this property. On July 14, 2011, I investigated this complaint and found it appears to be valid. I observed a dumpsite at the top of the hill (up a grassy drive), which appeared to contain construction and demolition debris (primarily lumber), tires, and other solid waste.

Please note that the above noted dumping is in violation of Ohio Revised Code (ORC) chapter 3734.03 and Ohio Administrative Code (OAC) 3745-27-05(C).

ORC 3734.03 states in part:

No person shall dispose of solid wastes by open dumping or open burning. . .

OAC 3745-27-05(C) 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.

Please respond to this correspondence within 14 days of receipt. Your response should include details of your actions taken to properly dispose or recycle the current waste on your property. Please include copies of any receipts documenting the proper disposal of the noted solid waste.

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If you have any questions, please feel free to contact me at this office. You can reach me either by mail or by calling me at (740) 380-5428.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Mansfield', written in a cursive style.

Mark Mansfield
Environmental Specialist II
Division of Materials and Waste Management

MM/jg