



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

May 24, 2010

**RE: MUSKINGUM COUNTY
SITE - GENERAL**

John O'Flaherty
10600 Cannon Road
Frazeytsburg, Ohio 43822

Dear Mr. O'Flaherty:

On April 22, 2010, Ohio EPA Southeast District Office received a complaint concerning a property owned by you at 8935 Raiders Road in Muskingum County. This complaint alleged the open dumping and open burning of various solid wastes on this property. On April 28, 2010, Lisa Duvall, Rich Stewart and I, representing Ohio EPA, investigated this complaint and found it to be valid. I observed the accumulation of scrap tires and a large burn pile on the property.

This 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:

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

OAC 3745-27-05(C) states:

OAC 3745-27-05(C) - No person shall conduct, permit, or allow open dumping.

The solid waste and scrap tires must be removed from the above-mentioned property and disposed of at either a licensed solid waste disposal facility or taken to a legitimate recycling facility. Copies of receipts for disposal or recycling should be submitted to this office for proof of disposal.

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.

MUSKINGUM COUNTY
SITE - GENERAL
MAY 24, 2010

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) 380-5443.

Sincerely,

A handwritten signature in black ink, appearing to read "Trevor L. Irwin". The signature is fluid and cursive, with a large initial "T" and "I".

Trevor L. Irwin, R.S.
Environmental Specialist II
Division of Solid and Infectious Waste Management

TLI/jg

cc: Rich Stewart, DHWM-SEDO
Lisa Duvall, DAPC-SEDO