



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

November 16, 2010

**RE: NOBLE COUNTY
SITE-GEN**

Mr. Kirk Moore
PO Box 75
Buffalo, Ohio 43722

Dear Mr. Moore:

Ohio EPA has received a complaint of illegally dumped shingles and other waste at your property on State Route 821 in Noble County. I conducted a site investigation on November 8, 2010. During this inspection, I observed piles of shingles and mixed waste. Some of this material had been burned.

Disposal of this material on your property is a violation of Ohio's open dumping and open burning 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.

OAC Rule 3745-400-04(B) - No person shall conduct or allow illegal disposal of construction and demolition debris, as defined in rule 3745-400-01 of the Administrative Code.

All material must be removed from your property for proper disposal. You should retain copies of receipts documenting proper disposal. Failure to return this property to compliance could result in escalated enforcement action by either the State of Ohio or the Noble County Health Department.

Please feel contact me at 740/380-5219 to discuss your plans to abate the violations that exist at your property.

Sincerely,

Peter C. Thompson
Division of Solid and Infectious Waste Management

PCT/jg

cc: Noble County Health Department