



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 17, 2007

**RE: ROSS COUNTY  
SITE - GENERAL**

Mr. Bernie Rossiter  
19433 Chestnut Street  
Adelphi, Ohio 43101

Dear Mr. Rossiter:

This office has received multiple complaints on the above-named address regarding the open dumping of solid waste. On November 14, 2006, and again on April 19, 2007, I investigated this complaint. On both occasions, I met with you and discussed the site prior to inspecting the site. You stated that you believed the origins of the dump to be about 60 years old.

I found the complaint to be valid and the site to consist of a very large active open dump. The dump is located immediately in back of your residence trailer. It starts at the east end of your yard and cascades down over a very steep hill. It contains large quantities of municipal solid waste, including, but not limited to: trash, garbage, appliances, furniture, auto parts, and scrap tires. The dump appeared to have grown in size and material in between my two visits. On April 19, 2007, I observed that the second trailer previously located on the property had been removed. It appeared that much of the contents from the trailer had been added to the open dump.

Please be advised that open dumping of solid waste is in violation of Ohio Administrative Code (OAC) and the Ohio Revised Code (ORC). Specifically:

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

OAC Rule 3745-27-05 - 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.

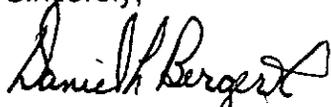
Open dumping of solid wastes on your property should cease immediately. All solid waste must be removed from the property and taken to a licensed disposal facility for proper disposal. Please obtain copies of receipts from the approved disposal facility that receives the waste and provide copies to this District Office in order to document your compliance.

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Please respond to me, in writing, within 15 days detailing your intentions and actions taken to comply with Ohio's solid waste regulations and laws.

If you have any questions regarding this letter, please contact me at 740-380-5438.

Sincerely,



Daniel L. Bergert, R.S.  
Environmental Specialist II  
Division of Solid and Infectious Waste Management  
Southeast District Office

DLB/jg

cc: Matt Woods, Ross County Health Department