



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 Korfeski, Director

May 1, 2008

**RE: SCIOTO COUNTY  
SITE - GENERAL  
3000255**

Ms. Marie Skaggs  
1185 Franklin Hollow Road  
Franklin Furnace, Ohio 45629

Dear Ms. Skaggs:

The Southeast District Office of Ohio EPA received a complaint that open dumping and burning of solid waste is occurring off of Franklin Hollow Road, in Franklin Furnace, Scioto County, Ohio.

I conducted an inspection of the site on April 30, 2008, and observed solid wastes dumped and burnt in a brush pile. No one was home on this inspection. As the property owner, you are responsible for the solid waste violations that exist on your property.

Open dumping and burning of solid waste is a violation of Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745-27 of the Ohio Administrative Code (OAC).

Specifically:

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

OAC Section 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.

Open dumping and burning of solid waste must cease immediately. All solid wastes disposed at the described location must be removed from the property, and taken to a licensed solid waste disposal facility for proper disposal. Obtain copies of receipts from the landfill that received the waste and provide those copies to this District Office in order to document your compliance. Please respond to this District Office within ten days of receipt of this letter to inform me of your intentions and actions regarding the open burning.

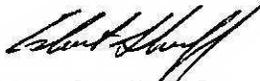
The disposal facility located nearest to you is the Pike Sanitation Landfill at 11775 State Route 220, Waverly, Ohio. The Portsmouth Exempt Transfer Station is also located on Elm Street in Portsmouth, Ohio. You may choose to use other permitted and licensed facilities as well.

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Compliance with the requirements outlined in the letter, or the solid and infectious waste provisions contained on ORC Chapter 3734 and the rules promulgated thereunder, does not relieve the owner of his or her obligation to comply with other applicable State and Federal laws and regulations.

Should you have questions, please contact me at 740-380-5246.

Sincerely,



Clint Shuff, R.S.  
Environmental Specialist  
Division of Solid and Infectious Waste Management

CAS/jg

cc: Mike Trapp: Scioto County Health Department  
cc: Dan Palmer, Lawrence and Scioto County Solid Waste Management District  
cc: Cindy Charles, Portsmouth Local Air Authority