



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

June 2, 2008

**RE: SCIOTO COUNTY  
SITE - GENERAL  
30000309**

Susan Berry  
3393 G Tatman Coe Road  
McDermott, OH 45652

Dear Ms. Berry:

The Southeast District Office of Ohio EPA received a complaint that open dumping of solid waste is occurring on property off of Tatman Coe Road in Scioto County, Ohio.

I conducted this inspection of the property on May 28, 2008. I was accompanied by Bob Stern, Litter Control Officer with the Lawrence and Scioto County Solid waste Management District. I observed solid waste dumped on the property in a ravine. We met with you on this day to discuss the open dumping. You stated that some of the waste was on your property when you moved to the property. As the current 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).

You are in violation of the following rules:

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

OAC Rule 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.

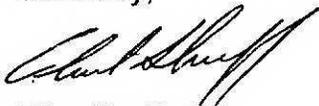
Open dumping of solid waste must cease immediately. All solid wastes disposed at the described location must be removed from the property and taken to a licensed solid waste disposal facility for proper disposal. Obtain copies of receipts from the landfill that received the waste and provide those copies 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 taken to achieve compliance. I suggest that you obtain the services of a registered waste hauler to assist you in your waste management.

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Compliance with the requirements outlined in this letter, or the solid and infectious waste provisions contained in ORC Chapter 3734 and the rules promulgated thereunder, does not relieve the owner of his 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