

**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

July 6, 2011

**RE: SCIOTO COUNTY
SITE - GEN**

Mr. Slack
5614 State Route 139
Portsmouth, OH 43149

Dear Mr. Slack:

This office recently received a telephone complaint alleging that open dumping of solid waste and/or illegal disposal of construction and demolition debris is occurring near the creek bank behind the dwelling at the above address. The complaint also indicated that open burning of this material was suspected.

Please be advised that open dumping and open burning of solid waste is in violation of Chapter 3734 of the Ohio Revised Code (ORC) and Chapters 3745-27 of the Ohio Administrative Code (OAC). Specifically:

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

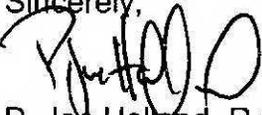
OAC 3745-27-05(C) - No person shall conduct, permit, or allow open dumping. In the event that open dumping is occurring or has occurred at a property, the person(s) responsible for the open dumping, the owner of the property, or the person(s) who allow or allowed open dumping to occur, shall promptly 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.

In addition, illegal disposal of construction and demolition debris is in violation of OAC 3745-400-04(D) which states that no person shall conduct or allow illegal disposal of construction and demolition debris.

All solid wastes and construction & demolition debris dumped or disposed at the described location must be removed from the property and taken to a licensed solid waste disposal facility for proper disposal. Please 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 contact me within fifteen days of receipt of this letter, at 740-380-5439, as to your intentions to correct these violations.

Sincerely,



P. Joe Holland, R.S.
Environmental Specialist II
Division of Materials and Waste Management

PJH/jg