



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](http://www.epa.state.oh.us)

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

April 7, 2008

**RE: SCIOTO COUNTY  
SITE - GEN  
20050237**

Mr. Stan Weghorst  
2123 Valley Street  
Portsmouth, Ohio 45662

Dear Mr. Weghorst:

The Southeast District Office of Ohio EPA conducted a follow-up inspection of the complaint that open dumping of demolition debris is occurring off of Valley Street and onto the banks of Munn's Run, in New Boston, Scioto County, Ohio.

I conducted an investigation of the site on April 2, 2008, and observed demolition debris (roofing shingles) dumped on this property and onto the bank of Munn's Run. I also observed several scrap tires and solid waste dumped and burned on your property. I met with you on this day to discuss the dumping. The house where you lived has burnt and you stated that you are staying with your mother, Goldie Lawhorn, in West Portsmouth.

Open dumping of solid waste and demolition debris is a violation of Chapter 3734 and 3714 of the Ohio Revised Code (ORC) and Chapter 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 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 3745-400-04(B) - No person shall conduct or allow illegal disposal of construction and demolition debris.

Open dumping of solid waste and demolition debris must cease immediately. All solid wastes and demolition debris 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 regarding the open dump. I suggest that you obtain the services of a registered waste hauler.

SCIOTO COUNTY  
SITE - GEN  
APRIL 7, 2008  
PAGE 2

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.

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