



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

February 7, 2008

**RE: WASHINGTON COUNTY  
SITE – DONALD LOTT PROPERTY**

**NOTICE OF VIOLATION**

Mr. and Mrs. Donald Lott  
200 Greenhill Road  
Marietta, Ohio 45750

**CERTIFIED MAIL  
#7006 3450 0001 9056 2277**

Dear Mr. and Mrs. Lott:

On April 7, 2006, the Ohio Environmental Protection Agency received a complaint concerning property owned or controlled by you at 200 Greenhill Road in Washington County. This complaint alleged the open dumping of various solid wastes on this property. On April 12, 2006, I investigated this complaint and found it to be valid. I observed the accumulation of solid waste on this property.

On January 29, 2008, I inspected this property again and found that no clean up activities had begun.

Pursuant to (ORC) Section 3734.03 and (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."

The solid waste that is open dumped on your property is in violation of ORC Section 3734.03 and OAC Rule 3745-27-05(C).

Please respond to this correspondence within 14 days of receipt. Your response should include details of your actions taken to properly dispose or recycle the solid waste open dumped on your property.

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water or Comprehensive Environmental Response, Compensation, and Liability Acts for remedying conditions resulting from any release of contaminants to the environment.

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If you have any questions, please feel free to contact me at this office. You can reach me either by mail or by calling me at (740) 380-5443.

Sincerely,

A handwritten signature in black ink, appearing to read "Trevor L. Irwin". The signature is fluid and cursive, with a large initial "T" and "I".

Trevor L. Irwin, R.S.  
Environmental Specialist II  
Division of Solid and Infectious Waste Management

TLI/jg

cc: Melinda Berry, DSIWM-CO