



State of Ohio Environmental Protection Agency

Southeast District Office

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Logan, Ohio 43138

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

March ~~15~~²³, 2010

**RE: WASHINGTON COUNTY
SITE - GENERAL**

Barry Raymond
38 Fair Avenue
Beverly, Ohio 45715

Dear Mr. Raymond:

On March 10, 2010, I conducted a follow-up inspection of property you own located on Dixon Ridge Road in Washington County. This follow-up inspection was conducted to determine whether you had cleaned up and properly disposed of solid waste and construction & demolition debris (C&DD) that was previously identified to be open dumped and illegally disposed of in a pit at this location. At the time of this follow-up inspection, the solid waste and C&DD still remained in the pit.

Please be advised that open dumping and open burning of solid waste and/or C&DD material is illegal pursuant to the Ohio Revised Code (ORC) and the Ohio Administrative Code (OAC).

Specifically:

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.

OAC 3745-400-04(B) - No person shall conduct or allow illegal disposal of construction and demolition debris.

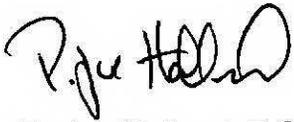
Pursuant to these codes, all solid waste and C&DD waste must be removed and disposed of at a licensed facility approved to take such material. Open burning of any solid waste and/or construction & demolition debris must cease immediately. Please retain receipts from the facility where the waste is taken as evidence of proper disposal. Any further evidence of open dumping or open burning may result in escalated enforcement and possible penalties.

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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 current waste on your property. Records in this office indicate that you were previously notified about this violation in May 2009. Based on my findings, failure to properly correct this situation may lead to an escalated enforcement action, which may result in penalties being assessed for non-compliance.

If you have any questions, please feel free to contact me at this office at (740) 380-5439.

Sincerely,



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

PJH/jg