



Environmental
Protection Agency

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

Clinton Co.
Conley Site
Gen. Conv.
Dump

July 28, 2011

Certified Mail / Regular Mail

Mr. and Mrs. James Conley
P.O. Box 692
Wilmington, Ohio 45177

**RE: Property located at 4073 Gallimore Road, Clinton County
Notice of Violation- Failure to Comply with Consent Orders & Inspection
Correspondence**

Dear Mr. James F. Conley and Mrs. Betty J. Conley:

On July 20, 2011, I representing Ohio EPA's Southwest District Office (SWDO) conducted a follow-up inspection of your property located at 4073 Gallimore Road, Wilson Township, Clinton County, Ohio. The purpose of my inspection was to determine compliance with Ohio EPA's Director's Final Findings and Orders (Orders) to Mr. James F. Conley and Mrs. Betty J. Conley ("Respondents") issued effective June 1, 2011.

In accordance with these Orders, the Respondents are in violation of said Order as the following items have not been addressed within the specified timeline of this Order.

1. *Order, No.1 states in part: "On the effective date of these Orders, the Respondents shall cease open dumping of solid waste and illegally disposing of construction and demolition debris at the Property".*

As of July 20, 2011, solid waste and construction and demolition debris remains in the open trenches on the property in violation of Order No. 1.

2. *Order, No.2 states in part: "Not later than thirty (30) days after the effective date of these Orders, the Respondents shall properly remove and dispose of at least eighty (80) cubic yards of solid waste and construction and demolition debris from the Property at a licensed disposal facility. Removal shall also include solid waste and debris that was buried at the Property".*

4073 Gallimore Rd, Clinton County
July 28, 2011
Notice of Violation

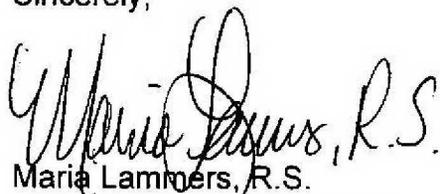
During the July 20, 2011 inspection, none of the solid waste and construction demolition debris from the property has been properly removed and disposed. The Respondents have not supplied Ohio EPA with disposal receipts from a licensed solid waste landfill or construction and demolition debris landfill indicating that any solid waste or debris from your property has been properly disposed in accordance with Order No. 2.

The Respondents failure to remove and properly dispose of at least eighty (80) cubic yards of solid waste and construction and demolition debris from the property is a violation of Order No.2.

Compliance with the requirements outlined in this letter shall not relieve you of your obligation to comply with other legal obligations, including, but not limited to, Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Clean Air Act, Comprehensive Environmental Response, Compensation, and Liability Act, or Resource Conservation and Recovery Act remedying conditions resulting from any release of contaminants to the environment.

Corrections of the aforementioned violations are expected to begin immediately upon receipt of this letter. If you have any questions or need any additional information, please call me at (937) 285-6046.

Sincerely,



Maria Lammers, R.S.
Environmental Specialist II
Division of Materials and Waste Management

cc: Carl Mussenden, Ohio EPA, DMWM-CMEU
Matt Johannes, Clinton County Health Department

MLbp

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