



Environmental
Protection Agency

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

CERTIFIED MAIL # 91 7108 2133 3932 1838 4349

NOTICE OF VIOLATION

December 12, 2011

Joe Happeny
721 Blue Valley Road
Lancaster, OH 43130

Dear Mr. Happeny:

This letter confirms my visit on December 8, 2011 to your property at 721 Blue Valley Road, Lancaster wherein I observed that you had been open burning in violation of Ohio Administrative Code 3745-19-04(A). These actions are subject to fines and penalties.

Specifically, you had been open burning animal hides and carcasses. Additionally, this open burning was occurring within 1,000 feet from the nearest inhabited building off your premises.

We are also noting that we sent you a warning letter dated December 6, 2011 for a similar incident. You probably did not receive that letter by the time of my visit.

This letter is not a final action of the Director of the Ohio EPA and is intended only as a notification of a violation of the Ohio environmental laws and regulations. It does not preclude Ohio EPA or any other governmental entity from further enforcement action.

Should you have any questions, please do not hesitate to call me at (614) 728-3808.

Sincerely,

David Burroughs
Environmental Specialist
Division of Air Pollution Control
Central District Office

c: Chief David Hammond, Berne Township Fire Department
David Phalen, Sheriff of Fairfield County
Adam Ward, DAPC/CDO

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