



Environmental
Protection Agency

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

Re: Defiance County
21796 Parkview Drive Property
Notice of Violation
DMWM Case No. 11-21

May 18, 2011

Certified Mail 7009 1410 0001 1840 1898

Mr. Dan Grimes
21796 Parkview Drive
Defiance, Ohio 43512

Dear Mr. Grimes:

On April 26, 2011, the Ohio Environmental Protection Agency (Ohio EPA) received a complaint from the Defiance County Health Department. The complaint was in regards to your property located at 21796 Parkview Drive, and alleged that illegal disposal of construction and demolition debris (C&DD) was taking place on your property. On May 3, 2011, I, representing Ohio EPA Division of Materials and Waste Management (DMWM) conducted an inspection of your property in order to verify the complaint. I was accompanied by Tyler Madeker, also with the DMWM. At the time of the inspection an attempt was made to make contact with a representative of the property, but no one was available at the residence. An inspection was completed from the right of way of Parkview Drive. From the right of way of Parkview Drive, a large pile of C&DD was observed along the bank of and in a small creek. The pile appeared to primarily consist of drywall and concrete block; attached are photos documenting the C&DD materials observed.

Ohio Administrative Code (OAC) Rule 3745-400-04(B) states, "No person shall conduct or allow illegal disposal of construction and demolition debris as defined in rule 3745-400-01 of the Administrative Code.

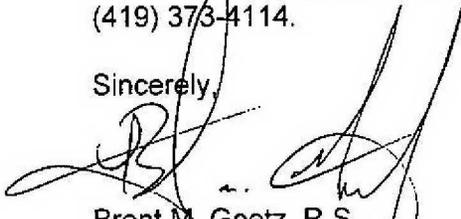
OAC Rule 3745-400-01(S) defines illegal disposal as, "the disposal of construction and demolition debris at any place other than a construction and demolition debris disposal facility operated in accordance with Chapter 3714. of the Revised Code, and chapters 3745-400 and 3745-37 of the Administrative Code, a solid waste disposal facility operated in accordance with Chapter 3745-27 of the Administrative Code, and licensed in accordance with Chapter 3745-37 of the Administrative Code, or as otherwise authorized by this Chapter."

Based on observations made during the May 3, 2011, inspection, you are in violation of OAC Rule 3745-400-04(B) for illegal disposal of C&DD. The C&DD materials observed during the inspection must be immediately removed and properly disposed of. Disposal receipts, documenting proper disposal must be sent to my attention within 30 days of receiving this letter.

Mr. Dan Grimes
May 18, 2011
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If you have any questions, please feel free to contact me at Ohio EPA, Northwest District Office
(419) 373-4114.

Sincerely,



Brent M. Goetz, R.S.
Environmental Specialist
Division of Materials and Waste Management

/cs

Enclosure

pc: File: DMWM-SW, Defiance County, Dump Sites

ec: Mike Reiser, NWDO, DMWM
Ronald Clinger, Defiance County Health Department

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) DANIEL D GRIMES</p> <p>C. Date of Delivery 5-20-08</p>
<p>1. Article Addressed to:</p> <p>Mr. Dan Grimes 21796 Parkview Dr. Defiance, Ohio 43512</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p> <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. 7009 1410 0001 1840 1898 <i>dmwm-sw/cs</i></p>	
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

U.S. Postal Service <i>dmwm-sw/cs</i> CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
<i>Defiance Co. Dump Site</i>	
Postage	\$.44
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.59
<div style="text-align: right;">  </div>	
Sent To <i>Mr. Dan Grimes</i> Street, Apt. No.; or PO Box No. <i>21796 Parkview Dr.</i> City, State, ZIP+4 <i>Defiance, Ohio 43512</i>	
PS Form 3800, August 2005 See Reverse for Instructions	



Photo 1- Taken 5/3/2011 by Brent Goetz (DMWM)



Photo 2- Received 4/26/2011 from the Defiance County Health Department



Photo 1- Taken 5/3/2011 by Brent Goetz (DMWM)



Photo 2- Received 4/26/2011 from the Defiance County Health Department