



**Environmental  
Protection Agency**

Ted Strickland, Governor  
Lee Fisher, Lt. Governor  
Chris Korfeski, Director

April 23, 2010

**CERTIFIED MAIL**

Ms. Candy Gerdan  
17888 Sharp Rd.  
Sidney, Ohio 45365

**Warning Letter**

Dear Ms. Gerdan:

On April 23, 2010, this office conducted an open burning complaint investigation involving possible open burning of waste materials at your residence, at 17888 Sharp Rd., Sidney, Ohio. During the investigation we discovered burnt automotive parts, including what appeared to be a plastic car hood, on your property.

Please be aware that the open burning on your propriety constitutes violations of the Ohio Administrative Code (OAC) air pollution rule under OAC Chapter 3745-19-04, and Ohio Revised Code (ORC) Section 3704.11. You are requested to take immediate steps to prevent any additional and/or future violations of the open burning rules on your propriety.

The violations include, but are not limited to the following:

- **The use of open burning for waste disposal purposes.**

Any subsequent violations will be referred to our Central Office for enforcement action with the recommendation for a significant monetary penalty. The Ohio EPA reserves the right, pursuant to Chapters 3704, 3714, 3734, 3745, and 3750 of the Ohio Revised Code and any other applicable state or federal laws or regulations to seek civil and/or criminal action, reimbursement of response costs and any other appropriate legal or equitable relief for any violation of law.



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I would like to thank you for your cooperation during our investigation and your agreement to not illegally open burn in the future. If you have any questions or comments, or wish to discuss this matter further, please feel free to contact me at (937)285-6063.

Sincerely,



Craig Osborne  
Environmental Specialist  
Southwest District Office  
Division of Air Pollution Control

ec: John Paulian, CO/DAPC  
Lisa Holscher U.S. EPA, Region V.  
Tom Schneider, SWDO/ DAPC

CO/mab

