



**Environmental
Protection Agency**

Ted Strickland, Governor
Leo Fisher, Lt. Governor
Chris Korieski, Director

Sept. 21, 2010

Mr. Warren Ropp
5751 Ford Rd.
DeGraff, Ohio 43318

CERTIFIED MAIL

NOTICE OF VIOLATION

Dear Mr. Ropp:

On September 20, 2010, this office conducted another open burning complaint investigation at your property. During our investigation, we discovered a burn barrel on your property containing burnt and partially burnt residential waste materials.

Please be aware that the open burning of residential waste 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; and**
- **The open burning of residential waste within a thousand feet from inhabited buildings not located on your premise.**

Please be aware that this investigation will be sent to our Central Office for their review and possible enforcement action. 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.

Mr. Ropp
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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
Southwest District Office
Division of Air Pollution Control

CO/ka

ec: Lisa Holscher, U.S. EPA, Region 5
John Paulian, CO/DAPC
Tom Schneider, SWDO/DAPC
Craig Osborne, SWDO DAPC