

**Environmental  
Protection Agency**

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

September 22, 2010

**CERTIFIED MAIL**

Mr. Larry Brunk  
Brunk and Sons Greenhouse  
8695 West Deadfall Road  
Hillsboro, Ohio 45133-1154

**NOTICE OF VIOLATION**

Dear Mr. Brunk:

You are hereby notified that the Ohio Environmental Protection Agency (Ohio EPA) finds you to be in violation of Ohio's open burning regulations. On September 20, 2010 an open burning complaint was filed with the agency. I investigated this complaint on September 21, 2010 and determined that open burning of solid waste occurred at or near property owned by you at 8695 West Deadfall Road, Hillsboro, Ohio.

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

The open burning of solid wastes, including solid wastes made from petroleum products including plastics, and treated lumber.

The above identified activities are in violation of Ohio Administrative Code (OAC) rule 3745-19-04, *Open burning in unrestricted areas*, and Ohio Revised Code (ORC) Section 3704.03. In addition, the open burning of solid waste is in violation of OAC rule 3745-27-05(B) and ORC Section 3734.03.

**You must cease all illegal open burning.**

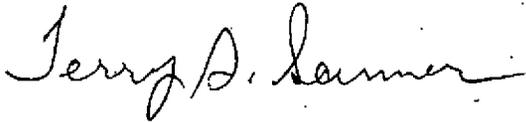
The open burning of any petroleum based products such as plant trays or styrene cups is strictly forbidden anywhere in the state. At this time, Ohio EPA will consider these violations resolved through this Notice of Violation and trusts that you will take action that you deem appropriate to prevent any future violations. However, any subsequent violations will be referred to our Central Office for enforcement and may be dealt with through the issuance of Findings and Orders which could include a significant monetary

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penalty.

If you have any questions or comments, or wish to discuss this matter further, please feel free to contact me at (937)285-6032.

Sincerely,

A handwritten signature in cursive script that reads "Terry A. Sanner".

Terry A. Sanner  
Environmental Specialist  
Southwest District Office  
Division of Air Pollution Control

cc: John Paulian, CO/DAPC  
Lisa Holscher U.S. EPA, Region V

TS/ca