



State of Ohio Environmental Protection Agency

**Southwest District Office**

401 E. Fifth St.  
Dayton, Ohio 45402

TELE: (937) 285-6357 FAX: (937) 285-6249  
www.epa.state.oh.us

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

May 14, 2009

**CERTIFIED MAIL**

Mr. Kenchaney  
4578 West New Market Road  
Hillsboro, Ohio 45133

**NOTICE OF VIOLATION**

Dear Mr. Kenchaney:

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 May 13, 2009, it was determined that open burning of solid waste occurred at your property at 4578 west New Market. Road, Highland County, Hillsboro, Ohio.

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

- The use of open burning for wastes disposal purposes.

The above identified activities are in violation of Ohio Administrative Code (OAC) rule 3745-19-03, *Open burning in a restricted 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.**

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.

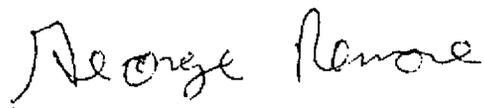
Mr. Kenchaney

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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) 285-6075.

Sincerely,

A handwritten signature in cursive script that reads "George Nemore".

George Nemore  
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

GN\bp