



State of Ohio Environmental Protection Agency

Southwest District

401 East Fifth Street
Dayton, Ohio 45402-2911

TELE: (937)285-6357 FAX: (937)285-6248
www.epa.state.oh.us

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

June 11, 2008

CERTIFIED MAIL

Mr. Larry Vermillion
General Plant Manager
C.M.G Co. Plant 2
2633 St. Rt. 292 North
West Mansfield, Ohio 43358

NOTICE OF VIOLATION

Dear Mr. Vermillion:

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 14, 2008 an open burning complaint was filed with the agency. I investigated this complaint on May 15, 2008 and determined that open burning of solid waste occurred at or near property occupied by C.M.G. Co. at 2633 State Route 292 North, West Mansfield, 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 vinyl.

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.

Based on a statement from Don Detrick, Bokescreek Township Fire Chief, this is not the first time the fire department has been called to extinguish this type of fire at your business. Please be aware that this investigation will be sent to our Central Office for further review and possible enforcement. 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.

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

Mr. Larry Vermillion
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Sincerely,



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

cc: Bokescreek Twp. Fire Department
Logan County Health District
John Paulian, CO/DAPC
Lisa Holscher U.S. EPA, Region V

TS/mab