



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

**Re: Notice of Violation
Ottawa County**

June 6, 2007

CERTIFIED MAIL

7006 0100 0003 7708 5442

Mr. Wilbur Buffington
410 Superior Street
Genoa, Ohio 43430

Dear Mr. Buffington:

On May 22, 2007, I, representing the Ohio Environmental Protection Agency (Ohio EPA), conducted an inspection of the properties located at the end of Elmdale Drive, lots 7-20, Park Addition, Clay Township, Ottawa County (property). Mr. Rick Stine and other Venture Recycling employees were present during the inspection.

Scrap tires, solid waste, and materials that could be salvaged or recycled (vehicles and metals) remain on the property. However, progress in the removal of these materials was evident.

Ohio EPA has received no receipts documenting removal of metal or scrap tires since February 8, 2007. Please continue to forward receipts documenting disposal of the scrap metal, scrap tires, and solid waste to my attention at:

Ohio EPA - NWDO
Attn: Kimberly Burnham
347 N. Dunbridge Road
Bowling Green, Ohio 43402

The scrap tires and other wastes remaining on the property are considered solid waste in accordance with Ohio Administrative Code (OAC) Rule 3745-27-01(S)(24), and the site is considered a solid waste open dump site. **The owner/operator of the property is in violation of Ohio Revised Code (ORC) § 3734.03 and OAC Rule 3745-27-05(C) for open dumping of solid wastes. You are also in violation of ORC § 3437.02(C) and § 3734.05(A) for operating a solid waste facility without a license or permit, and OAC Rule 3745-27-61(A)(1) and ORC § 3734.81 for operating a scrap tire facility without a license or registrations.** These violations will continue until all solid wastes and scrap tires are removed and properly disposed.

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If you have any questions, please contact me at (419) 373-3049.

Sincerely,



Kimberly K. Burnham, R.S.
Environmental Specialist
Division of Solid and Infectious Waste Management

/csl

pc: Scott Young, Ottawa County Health Department
Lee Yackee, Clay Township Trustees
Gary Kapp, Clay Township Zoning
Barry Chapman, DSIWM, CO
Harry Smail, DSIWM, CO
Marty Cooper, Legal
Brett Kravitz, AGO-EES
Kimberly Burnham, DSIWM, NWDO
File: Ottawa County, Wilbur Buffington Dump, Tires >

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <i>Wilbur Buffington</i></p> <p>B. Received by (Printed Name) <input type="checkbox"/> Agent <i>Wilbur Buffington</i></p> <p>C. Date of Delivery <i>6-11</i></p>
<p>1. Article Addressed to:</p> <p>MR WILBUR BUFFINGTON 410 SUPERIOR ST GENOA OH 43430</p> <p>DSIWM/Kim B./csl</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7006 0100 0003 7708 5442</p>
<p>PS Form 3811, February 2004</p>	<p>Domestic Return Receipt 102595-02-M-1540</p>

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$.41
Certified Fee	2.65
Return Receipt Fee (Endorsement Required)	2.15
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.21
Sent To	
MR WILBUR BUFFINGTON	
410 SUPERIOR ST	
GENOA OH 43430	
PS Form 3800, June 2002 See Reverse for Instructions	

7006 0100 0003 7708 5442

