



State of Ohio Environmental Protection Agency

Northwest District Office

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Bowling Green, OH 43402-9398

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

Re: Inspection Results
Broseke Car Wash
Hardin County

March 29, 2007

Mr. Wes Broseke Jr.
6481 State Route 68
Kenton, Ohio 43326

Dear Mr. Broseke:

On March 7, 2007, I represented the Ohio Environmental Protection Agency (Ohio EPA) and performed a reinspection of the property known as the Broseke Car Wash (Facility) located on East Columbus Street in Kenton, Ohio, for compliance with Ohio's open dumping regulations. No one represented the Facility during the inspection.

Dirt and sludge from the manual car wash and plastic pieces from the automatic car wash were found to have been dumped behind the car wash during the December 2006, inspection. It appeared that a small amount (five gallon bucket) of sludge was recently dumped. The open dumping was noted near the property line with Mr. Frank Rogers.

During the March 2007, inspection, it appears that the recently dumped sludge was removed and no new sludge had been dumped. However, plastic pieces from the automatic car wash were still present on the property. Please perform some additional clean-up and remove the remaining plastic pieces.

The open dumping prohibition within Ohio Administrative Code (OAC) Rule 3745-27-05(C) states, "No person shall conduct, permit, or allow open dumping." Ohio Revised Code (ORC) Chapter 3734.03 states in part, "No person shall dispose of solid wastes by open burning or open dumping, except as authorized by the director of environmental protection..." Therefore, you remain in violation of OAC Rule 3745-27-05(C) and ORC Chapter 3734.03 for open dumping.

Failure to show progress toward the cleanup may subject you to escalated enforcement. Ohio EPA will be conducting periodic inspections to verify the clean-up was completed and the future waste disposal is being managed properly.

This correspondence addresses specific observations noted only for the areas of the Broseke Car Wash that were inspected.

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Nothing present in, or absent from this correspondence is intended to imply that no other violations existed at the property during the inspection.

Compliance with the requirements outlined in this letter, or the solid and infectious waste provisions contained in Ohio Revised Code Chapter 3734 and the rules promulgated thereunder, does not relieve you from your obligations to comply with other applicable state and federal laws and regulations.

If you have any questions concerning this correspondence, you may contact me at (419) 373-3126.

Sincerely,



Michael A. Reiser, R.S.
Environmental Specialist
Division of Solid and Infectious Waste Management

/l/r

pc: David Zeller, Hardin County Health Department
File Copy: Hardin County, Open Dumps