



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

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www.epa.state.ch.us

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

September 24, 2010

**RE: BELMONT COUNTY
SITE - GENERAL**

Nick Masciarelli
200 West 26th Street
Bellaire, Ohio 43906

Dear Mr. Masciarelli:

On September 21, 2010, the Ohio Environmental Protection Agency conducted a compliance inspection at the Capital Flea Market along National Road in Belmont County.

After conversations with Duke Dlesk, it has been determined that the proposed recycling facility at the flea market will not be put into operation. Therefore, all demolition debris placed on the property is now considered to be illegally disposed and must be removed immediately for proper disposal.

You are in violation of Ohio Administrative Code Rule (OAC) 3745-400-04(B).

OAC 3745-400-04(B) states in part:

OAC 3745-400-04(B) - No person shall conduct or allow illegal disposal of construction and demolition debris. . .

The demolition debris must be removed from the above-mentioned property and disposed of at a licensed disposal facility. Copies of receipts should be submitted to this office for proof of disposal.

Please respond to this correspondence within 14 days of receipt. Your response should include details of your actions taken to properly dispose or recycle the current waste on your property.

If you have any questions, please feel free to contact me at this office. You can reach me either by mail or by calling me at (740) 380-5443.

Sincerely,

Trevor L. Irwin, R.S.
Environmental Specialist II
Division of Solid and Infectious Waste Management

TLI/jg

cc: Dick Dlesk, 1700 Coupling Road, Bridgeport, Ohio 43912
Duke Dlesk, 1700 Coupling Road, Bridgeport, Ohio 43912
Helen Yonak, Belmont County Assistant Prosecutor