



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

December 21, 2011

**RE: HOCKING COUNTY
SITE - GEN
NOV**

Susan Nichols
19739 Feathers Road
Logan, Ohio 43138

Dear Ms. Nichols:

A complaint was recently filed in this office regarding open dumping of solid waste on property located at the intersection of Goat Run-Honey Fork Road and Feathers Road in Washington Township in Hocking County. A site investigation found evidence that indicated the solid waste originated from your property. Prescription bottles and mail correspondence was found at the location which contained your name and address.

Please be advised that open dumping of solid waste is in violation of Ohio Administrative Code (OAC) and the Ohio Revised Code (ORC). Specifically:

ORC Chapter 3734.03 - No person shall dispose of solid wastes by open dumping or open burning.

OAC Rule 3745-27-05(C) - No person shall conduct, permit, or allow open dumping. In the event that open dumping is occurring or has occurred at a property, the person(s) responsible for the open dumping, the owner of the property, or the person(s) who allow or allowed open dumping to occur, shall promptly remove and dispose or otherwise manage the solid waste in accordance with Chapter 3734. Of the Revised Code, and shall submit verification that the solid waste has been properly managed.

You need to immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days of receipt of this letter, you are requested to provide documentation to this office including the steps taken to abate the violations cited above. Documentation of steps taken to return to compliance, including written correspondence and/or photographs, should be submitted to this office.

Violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734. of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of violations, you are requested to submit written correspondence of the steps that will be taken by date certain to attain compliance.

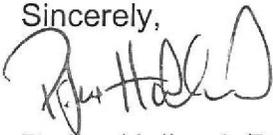
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Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator, or others, from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act for remedying conditions resulting from any release of contaminants to the environment.

If you have any questions, please contact me by telephone at (740) 380-5439 or by e-mail at joe.holland@epa.state.oh.us.

Receipts must be retained showing all waste was properly disposed of at a licensed facility.

Sincerely,

A handwritten signature in black ink, appearing to read "P. Joe Holland". The signature is written in a cursive style with a large initial "P" and "H".

P. Joe Holland, R.S.
Environmental Specialist II
Division of Materials and Waste Management

PJH/jg