



**Environmental  
Protection Agency**

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

Re: Ottawa County  
Open Burning Complaint  
**Notice of Violation (NOV) &  
Return to Compliance (RTC)**

March 26, 2012

**CERTIFIED MAIL**

David & Judy Reed  
Property Owners  
225 East Union Street  
Walbridge, Ohio 43465

Dear Mr. & Mrs. Reed:

This office received a complaint on March 19, 2012, concerning open burning being conducted on property for which you are the registered owners, at 24168 West Moline Martin Road in Millbury, Ohio. My investigation, conducted on March 20, 2012, shows the following materials were burned for disposal purposes within 1000' of adjacent residences in an unrestricted area: land scape wastes; miscellaneous metal parts; aluminum cans; metal solvent cans; shoes; cardboard products; plywood, and; metal springs.

Based on these findings, there is sufficient evidence to determine that illegal open burning did occur and the complaint is justified. This is a violation of OAC rule 3745-19-04(A).

A copy of the OAC rules pertaining to open burning has been enclosed for your review. Please provide a written response acknowledging your receipt of this letter and your understanding of the rules. If you do not understand the rules please contact this office for additional explanation before responding. Your response is requested no later than April 11, 2012.

Because the fire has been extinguished, you are no longer in violation and the property is considered to have returned to compliance.

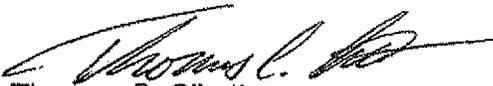
Please be advised that the submission of information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code Section 3704.06. The Ohio EPA will make a decision whether to pursue such penalties regarding this matter at a later date.

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The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is your future compliance with applicable Ohio EPA requirements.

If you have any questions concerning this letter or the regulations, please feel free to call me at (419) 373-3137 or e-mail at [thomas.cikotte@epa.state.oh.us](mailto:thomas.cikotte@epa.state.oh.us).

Sincerely,



Thomas C. Cikotte  
Division of Air Pollution Control

/llr

Enclosure

pc: Ottawa County Health Department  
Thomas C. Cikotte, DAPC – NWDO  
Certified Mail Receipt Number 7009 1410 0001 1843 9150

ec: William MacDowell, U.S. EPA Region V  
Tom Kalman, DAPC - CO  
Tom Sattler, DAPC - NWDO  
Thomas C. Cikotte, DAPC – NWDO