

Department:



DMWM

Subdepartment:



DMWM-Solid Waste

Program:



DMWM-Solid Waste-Open Dump

Office Location:



CDO

Media:



LAND

Doc Type:



NOV

Doc Subtype:



Facility County:



59 - MORROW

Facility ID:



Date:



2/7/2012

Facility Name:



Michael Benedict

Your input is 16 characters long (Max 40).

Facility Address 1:



5610 Township Road 105

Your input is 22 characters long (Max 40).

Facility Address 2:



Your input is 0 characters long (Max 40).

Facility City:



Mount Gilead

Facility State:



OH

Facility ZIP: (00000 or 00000-0000)



43338

Organization Name:



Your input is 0 characters long (Max 40).

Mailing Address 1:



Your input is 0 characters long (Max 40).

Mailing Address 2:



Your input is 0 characters long (Max 40).

Mailing City:



Mailing State:



<NONE>

Mailing ZIP: (00000 or 00000-0000)



Project Name:



Project Type:



Latitude



40.55915

Longitude



-82.77560



Environmental
Protection Agency

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

FILE COPY

February 7 2012

Mr. Michael Benedict
5610 Township Road 105
Mount Gilead, OH 43338

Re: Notice of Violation – Open Dumping of Scrap Tires

Dear Mr. Benedict:

Ohio EPA received a complaint that you have been bringing scrap tires to your property at 5610 Township Road 105, Mount Gilead, Ohio, and dumping them on the north side of the old barn. As you are aware, Ohio EPA removed about 150,000 tires from this property in the fall of 2004.

Bringing scrap tires back to this property is considered open dumping of solid waste and is a violation of Section 3734.03 of the Ohio Revised Code and Ohio Administrative Code Rule 3745-27-05(C). In order to abate these violations you must remove these tires and have them properly disposed of at a licensed scrap tire facility. I have enclosed a listing of licensed scrap tire facilities for your convenience.

You must immediately take the necessary measures to return to compliance with Ohio's environmental laws. Within 14 days receipt of this letter, please provide this office with copies of disposal receipts that document proper removal and disposal of all scrap tires currently at the site illegally.

Please be advised that violations cited 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 you have any questions regarding this matter, please feel free to contact me by telephone at 728-3890 or by email at phil.farnlacher@epa.state.oh.us.

Sincerely,

Phil Farnlacher
Division of Material and Waste Management
Central District Office

Enclosure: List of Scrap Tire Facilities

c: Brian Benick, Morrow County Health Department w/o Enclosure

PF/nsm Benedict.nov

Central District Office
50 West Town Street, Suite 700
P.O. Box 1049
Columbus, OH 43216-1049

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