



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

Re: Ottawa County
Open Burning Complaint

Notice of Violation

May 30, 2008

CERTIFIED MAIL

Mr. Steve Burroughs
HRS Property Development
P. O. Box 57
Clyde, Ohio 43410

Dear Mr. Burroughs:

This office received a complaint on May 22, 2008, concerning open burning being conducted on your property at 5460 Port Clinton Eastern Road, in Marblehead, Ohio. The complaint was investigated by this office on May 28, 2008. Our investigation shows that construction and demolition debris including dimensional lumber, plywood and OSB was piled next to an area where open burning appeared to have been conducted on previous occasions. Charred miscellaneous metal parts and ash were found surrounding the area as well. You also verbally confirmed that open burning has been conducted on the property.

Based on our 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. Please submit a written response to Ohio EPA indicating your understanding of the regulations and your commitment that no future open burning will occur. Your response should be received by this agency no later than June 13, 2008.

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.

Mr. Steve Burroughs
May 30, 2008
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If you have any questions concerning this letter or the regulations, please call me at (419) 373-3137 or e-mail at thomas.cikotte@epa.state.oh.us.

Sincerely,



Thomas C. Cikotte
Division of Air Pollution Control

/llr

Enclosure

pc: Lisa Holscher, U.S. EPA Region V
Tom Kalman, DAPC - CO
Don Waltermeyer, DAPC - NWDO
Tom Sattler, DAPC - NWDO
~~Thomas C. Cikotte, DAPC - NWDO~~

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MA. MARK ZETEN, V.P. OPERATIONS
 ZETEN TRUCKING, INC.
 2606 STATE ROUTE 18
 DUNKALIC, Ohio 44857

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
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B. Received by (*Printed Name*) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

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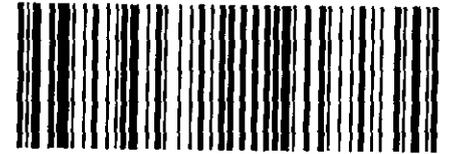
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Certified Fee	\$ 2.20		
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 MA. MARK ZETEN - ZETEN TRUCKING, INC.
 Street, Apt. No.,
 or PO Box No. 2606 STATE ROUTE 18
 City, State, ZIP+4
 DUNKALIC OH 44857

PS Form 3800, August 2006 See Reverse for Instructions

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