



State of Ohio Environmental Protection Agency

**Northwest District Office**

347 North Dunbridge Road  
Bowling Green, OH 43402-9398

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www.epa.state.oh.us

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

Re: Open Burning Complaint  
Sandusky County  
**Notice of Violation**

April 18, 2008

Certified Mail 7006 3450 0001 0661 2850

Ms. Rose M. Laginess  
U.S.A. Trailer Sales, LLC  
1351 East U.S. Route 20  
Clyde, Ohio 43410

Dear Ms. Laginess:

This office has received a report from an Ohio EPA inspector concerning the open burning of a trailer on your company's property by Gary Salmons and Chris Leck on April 4, 2008. By means of this letter we hope to inform you of the seriousness of open burning, and inform you that open burning is a strictly regulated activity in Ohio, regulated pursuant to Ohio Administrative Code 3745-19 (copy enclosed).

Ms. Laginess, U.S.A Trailer Sales, LLC has been found in violation of OAC 3745-19-03(A): **"No person or property owner shall cause or allow open burning in a restricted area except as provided in paragraphs (B) to (D) of this rule or in section 3704.11 of the Revised Code."** Open burning as conducted by U.S.A. Trailer Sales, LLC is not provided for in these rules.

At this time, we ask that you submit a written response to the Ohio EPA regarding this complaint, your understanding of the regulations and what measures will be taken to prevent any further violations. Your response should be received by this Agency by May 2, 2008.

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

Keep in mind that penalties of up to \$25,000 could be assessed.

If you have any questions concerning this letter or the regulations, please call me at (419)373-3120.

Sincerely,

Joseph L. Grob  
Environmental Specialist 3  
Division of Air Pollution Control

/cs  
Enclosure

pc: Sandusky County Health Department  
Lisa Holscher, U.S. EPA, Region V  
Tom Kalman, DAPC, CO  
Tom Sattler, Supervisor, DAPC, NWDO  
DAPC, NWDO File →  
ec: Joe Grob, DAPC, NWDO