



Environmental
Protection Agency

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

Re: Wood County
Open Burning Complaint
Notice of Violation

October 21, 2011

CERTIFIED MAIL

Windle Properties LLC
Property Owner
2215 Nielsen Street
El Cajon, California 92020

To whom it may concern:

The Ohio Environmental Protection Agency (EPA), north west district office (NWDO) received a complaint on October 14, 2011, concerning open burning being conducted on the property you own at Lawndale Mobile Home Plaza, 13590 Center Street, Lot 143, Weston, Ohio 43569. An investigation conducted by Wendy Licht of this office on October 14, 2011, shows the following materials were burned for disposal purposes, within 1000' of adjacent residences in a restricted area: wood furniture, VCR tapes, copper wire, shingles and possibly house hold trash.

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 3745-19-03(A). A copy of the OAC rules pertaining to open burning has been enclosed for your review because you, as the property owner, may be held liable for current and future violations. It is your responsibility to clearly communicate the open burning rules to your tenants and it is ultimately your responsibility to ensure that future violations do not occur on your property.

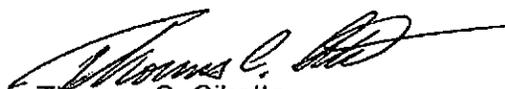
Please provide a written response acknowledging your receipt of this letter and your understanding of the rules. If you do not understand the rules please contact this office for additional explanation before responding. Your response is requested no later than November 18, 2011.

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.

Windle Properties LLC
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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.

Sincerely,



Thomas C. Cikotte
Division of Air Pollution Control

/lr

Enclosure

pc: Wood County Health Department
Thomas C. Cikotte, DAPC – NWDO
Certified Mail Receipt Number 7009 1410 0001 1834 1750

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