



Environmental
Protection Agency

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

Re: Richland County
Open Burning Complaint
Notice of Violation

November 16, 2011

CERTIFIED MAIL

Mr. Matt Lucas, Project Manager
Statewide Recycling & Recovery
40251 Schoolcraft Road
Plymouth, Michigan 48170

Dear Mr. Lucas:

On November 9, 2011, this office observed illegal open burning being conducted by an employee of Statewide Recycling & Recovery (SR&R) on property which SR&R was working. Our investigation, conducted that day, shows an unnamed employee had a sizeable fire contained in a metal hopper, approximately 4' x 4' x 3' in size, and was burning the plastic coating off of metal wire. There was also a pile of smoldering wire next to the hopper. It is assumed that the coating was being removed to increase the value of the reclaimed material.

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. Be aware that future violations of Ohio's open burning rules may result in this office recommending elevated enforcement, which would include, but is not limited to, a fine, as described in OAC rule 3745-19-06(A).

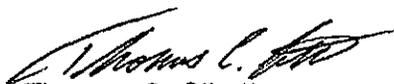
Please provide a written response acknowledging your receipt of this letter and your understanding of the rules. If you do not understand the rules please contact this office for additional explanation before responding. Your response is requested no later than December 1, 2011.

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.

Mr. Matt Lucas, Project Manager
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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

/llr

Enclosure

pc: Richland County Health Department
Thomas C. Cikotte, DAPC - NWDO
Certified Mail Receipt Number 7009 1410 0001 1834 0180

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