



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: Putnam County  
Open Dumping  
Notice of Violation

May 23, 2008

CERTIFIED MAIL

Ms. Juanita Ybanenes  
13515 Center Street  
Weston, Ohio 43569

Dear Ms. Ybanenes:

On April 16, 2008, the Ohio Environmental Protection Agency (Ohio EPA) conducted an inspection at a property listed as being in your care. The address for this property is 307 E. Main Street, Belmore. The parcel number for this property is 60-042010. The purpose of this inspection was to determine compliance in accordance with Chapter 3745-27 of the Ohio Administrative Code (OAC). I have enclosed the pictures from our inspection for your reference.

Present for the inspection was Mrs. Laura Gulker representing the Putnam County Health Department and myself representing Ohio EPA. A large pile of solid waste was observed on the southern portion of your property. The solid waste included carpet, furniture, remnants of a wooden structure, a mattress, a toilet, a sink, and other miscellaneous solid waste.

OAC Rule 3745-27-05(C) states, No person shall conduct, permit, or allow open dumping. In the event that open dumping is occurring or has occurred at a property, the person(s) responsible for the open dumping, the owner of the property, or the person(s) who allow or allowed open dumping to occur, shall promptly remove and dispose or otherwise manage the solid waste in accordance with Chapter 3734. of the Revised Code, and shall submit verification that the solid waste has been properly managed.

Ohio Revised Code (ORC) Section 3734.03 states, No person shall dispose of solid waste by open burning or open dumping, except as authorized by the director of environmental protection in rules adopted in accordance with division (V) of section 3734.01, section 3734.02, or sections 3734.70 to 3734.73 of the Revised Code and except for burying or burning the body of a dead animal as authorized by section 941.14 of the Revised Code. No person shall dispose of treated or untreated infectious waste by open burning or open dumping.

X

Ms. Juanita Ybanenes  
May 23, 2008  
Page 2

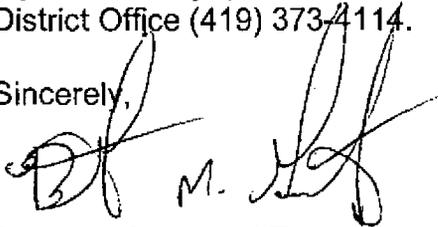
Placement of the above referenced items onto or into the ground constitutes open dumping. You, as owner of the property, are in violation of OAC Rule 3745-27-05(C) and ORC Section 3734.03 for open dumping.

**You will continue to be in violation of OAC Rule 3745-27-05(C) and ORC Section 3734.03 for open dumping of solid waste at your property until all waste materials are removed.**

Please respond, in writing, within seven (7) days from receipt of this notice of violation. The response shall include a complete schedule for removing solid waste from the aforementioned property for proper disposal. **Please note the copies of receipts shall be submitted to Ohio EPA in order to document proper disposal.** Please submit this response and documentation to my attention at: 347 North Dunbridge Rd. Bowling Green, Ohio 43402.

If you have any questions, please feel free to contact me at Ohio EPA, Northwest District Office (419) 373-4114.

Sincerely,



Brent M. Goetz, S.I.T.  
Environmental Specialist  
Division of Solid and Infectious Waste Management

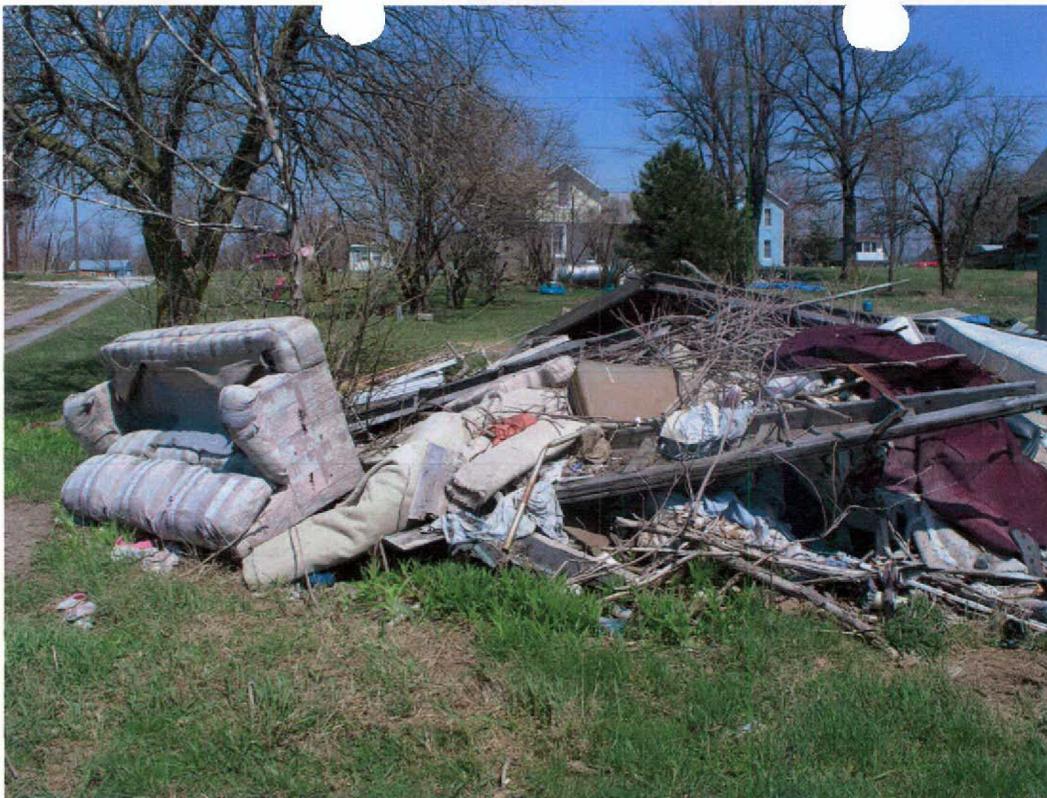
/llr

Enclosures

pc: Laura Gulker, R.S., Putnam County Health Department  
DSIWM-NWDO File: Putnam County, Dump Sites

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p><i>US EPA - Brent G</i></p> <p>MS. JUANITA YBANENES (13515 CENTER STREET) PO BOX 125 WESTON, OHIO 43569</p>	<p><i>WESTON OH 43569</i></p> <p><i>RAYMOND G YBANENES</i></p> <p><i>P.O. Box 125</i> <i>Weston, OH 43569</i></p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>7006 3450 0001 0661 2027</p>	
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

U.S. Postal Service™ <b>CERTIFIED MAIL™ RECEIPT</b> (Domestic Mail Only; No Insurance Coverage Provided)											
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>											
<b>OFFICIAL USE</b>											
<table border="1"> <tr> <td>Postage</td> <td>\$ 42</td> </tr> <tr> <td>Certified Fee</td> <td>2.70</td> </tr> <tr> <td>Return Receipt Fee (Endorsement Required)</td> <td>2.20</td> </tr> <tr> <td>Restricted Delivery Fee (Endorsement Required)</td> <td></td> </tr> <tr> <td><b>Total Postage &amp; Fees</b></td> <td><b>\$ 5.32</b></td> </tr> </table>	Postage	\$ 42	Certified Fee	2.70	Return Receipt Fee (Endorsement Required)	2.20	Restricted Delivery Fee (Endorsement Required)		<b>Total Postage &amp; Fees</b>	<b>\$ 5.32</b>	<p><b>Ohio EPA</b></p> <p>Postmark Here</p> <p><i>BOWLING GREEN OH</i> <i>MAY 23 2008</i></p>
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<b>Total Postage &amp; Fees</b>	<b>\$ 5.32</b>										
<p>Sent To  <i>MS. JUANITA YBANENES</i>            Street, Apt. No., or PO Box No. <i>13515 CENTER ST.</i>            City, State, ZIP+4 <i>WESTON, OH 43569</i></p>											
<p>PS Form 3800, August 2006 See Reverse for Instructions</p>											



Maria Trevino property, April 16, 2008, facing north towards a large amount of miscellaneous solid waste located in the central portion of the property. Photo Taken by Brent M. Goetz



Maria Trevino property, April 16, 2008, facing north towards a large amount of miscellaneous solid waste located in the central portion of the property. Photo Taken by Brent M. Goetz