



Environmental
Protection Agency

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

July 16, 2012

CERTIFIED MAIL

Mr. Terry Cole
7471 Mad River Road
Hillsboro, Ohio 45133

NOTICE OF VIOLATION

Dear Mr. Cole:

You are hereby notified that the Ohio Environmental Protection Agency (Ohio EPA) finds you to be in violation of Ohio's open burning and solid waste regulations. In response to a complaint filed with the Agency, it was determined that open burning of solid waste and other wastes occurred at property owned by you at 7471 Mad River Road in Hillsboro, Ohio.

The violations you have committed include, but are not limited to the following:

- The open burning of solid wastes, including solid wastes made from petroleum products, for waste disposal.
- Open burning in a restricted area within 1000 feet of an occupied dwelling.

The above identified activities are in violation of Ohio Administrative Code (OAC) Rule 3745-19-04; *Open burning in unrestricted areas*, and Ohio Revised Code (ORC) Section 3704.03. In addition, the open burning of solid waste is in violation of OAC Rule 3745-27-05(B) and ORC Section 3734.03, and the open burning of demolition debris is in violation of OAC Rule 3745-400-04 and ORC Section 3714.02.

You must cease all illegal open burning.

This matter will be sent to our central office for further review and possible enforcement action. Ohio EPA reserves the right, pursuant to Chapters 3704, 3714, 3734, 3745 and 3750 of the Ohio Revised Code and any other applicable state or federal laws or regulations, to seek civil and/or criminal action, reimbursement of response costs and any other appropriate legal or equitable relief for any violation of law.

Southwest District Office
401 East Fifth Street
Dayton, OH 45402-2911

937 | 285 6357
937 | 285 6249 (fax)
www.epa.ohio.gov

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If you have any questions or comments, or wish to discuss this matter further, please feel free to contact me at (937) 285-6032.

Sincerely,

A handwritten signature in black ink that reads "Terry A. Sanner". The signature is written in a cursive style with a long horizontal flourish at the end.

Terry A. Sanner
Environmental Specialist
Division of Air Pollution Control

TAS/tf

cc: Tom Schneider, DAPC, SWDO
William MacDowell, U.S. EPA, Region 5
Tom Kalman, DAPC, CO
Chief, Hillsboro Fire & Rescue

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MR. TERRY COLE
7471 MAD RIVER ROAD
HILLSBORO, OHIO 45133

PS Form 3800, June 2002

See reverse for instructions

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:

MR. TERRY COLE
7471 MAD RIVER ROAD
HILLSBORO, OHIO 45133

2. Article Number
(Transfer from service label)

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PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 T Cole Agent
 Addressee

B. Received by (Printed Name) *T. Cole* C. Date of Delivery *7-18-12*

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

3. Service Type
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 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

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