

**Environmental
Protection Agency**

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

Re: Sandusky County
Open Burning Complaint
**Notice of Violation (NOV) &
Return to Compliance (RTC)**

June 25, 2012

CERTIFIED MAIL

Mr. Kelsey Reidling
Property Owner
222 North Patterson
Gibsonburg, Ohio 43431

Dear Mr. Reidling:

This office received a complaint on June 20, 2012, concerning open burning being conducted on your property at 270 North State Route 300 in Gibsonburg, Ohio. Our investigation, conducted on June 22, 2012, shows per the admission of Ms. Casey Oren, that in an effort to clean up the property various materials were burned for disposal purposes within 1000' of adjacent residences in an unrestricted area.

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 both Ohio Administrative Code (OAC) rule 3745-19-04(A) and Ohio Revised Code (ORC) 3704.05.

A copy of the OAC rules pertaining to open burning has been enclosed for your review. 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 July 11, 2012.

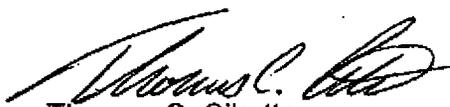
Because the fire has been extinguished, you are no longer in violation of Ohio's open burning rules and the property is considered to have returned to compliance. However, please be aware that other aspects of the complaint have yet to be addressed and both Ohio EPA's Division of Materials and Waste Management (DMWM) and the Sandusky County Health Department (SCHD) need to speak with you to resolve these issues. Please contact Mr. Ed Pulido at (419) 373-3015 to address the issues with DMWM and please contact Ms. Martha Bowen at (419) 334-6369 to address issues with the SCHD.

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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. The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is your future compliance with applicable Ohio EPA requirements.

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

/lir

Enclosure

pc: Martha Bowen, Sandusky County Health Department
Thomas C. Cikotte, DAPC – NWDO
Certified Mail Receipt Number 7009 1410 0001 1834 3631

ec: William MacDowell, U.S. EPA Region V
Bruce Weinberg, DAPC - CO
Tom Sattler, DAPC - NWDO
Thomas C. Cikotte, DAPC – NWDO
Ed Pulido, DMWM – NWDO