



State of Ohio Environmental Protection Agency

Northwest District Office

7-14-08
Sweinhagen
013 NW 7/11/08

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: Paulding County
Open Burning Complaint
Notice of Violation

July 14, 2008

CERTIFIED MAIL

Mr. Karl Sweinhagen
Sweinhagen Junk Yard
4952 Domersville Road
Defiance, Ohio 43512

Dear Mr. Sweinhagen:

This office received a complaint from the Defiance County Health department on July 2, 2008, concerning open burning being conducted on your property. The complaint was investigated by this office on July 9, 2008. Our investigation shows that metal scraps, cardboard and trash has been burned on your property.

Based on our 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 3745-19-04(A).

A copy of the OAC rules pertaining to open burning has been enclosed. Please submit a written response to Ohio EPA indicating your understanding of the regulations and your commitment that no future open burning will occur. Your response should be received by this agency no later than July 25, 2008.

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.

If you have any questions concerning this letter or the regulations, please 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: Lisa Holscher, U.S. EPA Region V
Tom Kalman, DAPC - CO
Don Waltermeyer, DAPC - NWDO,
Tom Sattler, DAPC - NWDO
Thomas C. Cikotte, DAPC - NWDO

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**OHIO ENVIRONMENTAL PROTECTION AGENCY
COMPLAINT INVESTIGATION REPORT**

DISTRICT	COUNTY	DATE RECEIVED	DATE(S) INVESTIGATED
NWDO	Definace	7.2.08	7.9.08
<u>TYPE</u>	<u>AIR</u>		COMPLAINANT:
TELEPHONE <input type="checkbox"/>	INDUSTRIAL <input type="checkbox"/>	HPF	Craig Richards, Defiance Co. HD 419-784-3818
VISIT <input type="checkbox"/>	PARTICULATE <input type="checkbox"/>		SUSPECTED SOURCE OF EMISSIONS:
LETTER <input checked="" type="checkbox"/>	ODOR <input type="checkbox"/>		Karl Sweinhagen
DCN <input type="checkbox"/>	FUGITIVE DUST <input type="checkbox"/>		Sweinhagen Junk Yard
E-MAIL <input type="checkbox"/>	OPEN BURNING <input checked="" type="checkbox"/>		4952 Domersville Rd. Defiance, OH 43512
OTHER <input type="checkbox"/>	OTHER		419. 497.3011
STATEMENT OF COMPLAINANT: Facility has burn piles on site that are causing a nuisance, among other things. Definace Co. HD requests that Ohio EPA investigate.			
STATEMENT OF SOURCE OPERATOR: Was not aware that he couldn't burn the wood stuff from the trucks he scraps, being out in the country.			
FINDINGS: JUSTIFIED <input checked="" type="checkbox"/> NOT JUSTIFIED <input type="checkbox"/> CANNOT BE DETERMINED			
RECOMMENDATIONS: NOV		DATE OF WRITTEN FOLLOW UP <input type="checkbox"/> 7.11.08	
CORRECTIVE ACTION AGREED TO BY SOURCE:			
COMMENTS: There was a lot of metal mixed in with the burn pile. Pile was several feet high. Appeared to have contained metal scraps, cardboard and household trash including plastics.			

INVESTIGATOR(S): Thomas C. Cikotte

DATE RESOLVED: 7.11.08



