



State of Ohio Environmental Protection Agency

**STREET ADDRESS:**

Lazarus Government Center  
50 W. Town St., Suite 700  
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184  
www.epa.state.oh.us

**MAILING ADDRESS:**

P.O. Box 1049  
Columbus, OH 43216-1049

May 23, 2008

**Certified Mail**

Mr. Brian Bailey  
The Rocky Fork Materials, Inc  
PO Box 513  
New Albany, OH 43054

**Re: Notice of Violation  
2007 Class III/IV Compost Facility Annual Report  
Reg. No. 25-C4R-0783**

Dear Mr. Bailey:

This letter serves as a notice that The Rocky Fork Materials, Inc failed to submit a 2007 Class III/IV Compost Facility Annual Report for its composting facility located at 11231 Johnstown Rd in New Albany, Ohio. On February 1, 2008, Ohio EPA sent you a postcard or email reminder and provided you notice of the annual reporting requirements. The annual report form was required to be completed and mailed to Ohio EPA and your approved local health department no later than April 1, 2008. The Rocky Fork Materials, Inc has not submitted its 2007 annual report, therefore the owner/operator is in violation of Paragraph (P) of Rule 3745-27-45 of the Ohio Administrative Code.

In order to redress this violation, the owner/operator will need to send Ohio EPA the completed annual report form upon receipt of this notice of violation. If the facility is no longer active, please indicate so on the annual report form. Please complete the enclosed annual report form and mail to:

Ohio EPA-DSIWM  
Attn: Composting Program  
PO Box 1049  
Columbus, Ohio 43216-1049

If you have any questions concerning this letter, please contact me in writing at the letterhead address above or by telephone at (614) 728-5349.

Sincerely,

Joe Goicochea  
Environmental Specialist  
Division of Solid and Infectious Waste Management

cc: Inspector, DSIWM, CDO  
Application file

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director