



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. David VanCuren
Midwest Mulch
PO Box 91
Newbury, OH 44065

**Re: Notice of Violation
2007 Class III/IV Compost Facility Annual Report
Reg. No. 28-C4R-0768**

Dear Mr. VanCuren:

This letter serves as a notice that Midwest Mulch failed to submit a 2007 Class III/IV Compost Facility Annual Report for its composting facility located at 10555 Kinsman Rd in Newbury, 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. Midwest Mulch 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 If the facility is no longer active, please indicate so on the annual report form.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, NEDO
Application file

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