



State of Ohio Environmental Protection Agency

REET ADDRESS:

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

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MAILING ADDRESS:

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

September 17, 2010

CERTIFIED MAIL

91 7108 2133 3932 4446 3209

Gary McDaniel
30 Haines Rd
Xenia, OH 43385

**Re: Notice of Violation
2009 Compost Facility Annual Report
Reg. No. 29-C4R-0913**

Gary McDaniel:

This letter serves as a notice that Phillips Companies- Xenia Plant failed to submit a 2009 Compost Facility Annual Report for its composting facility located at 30 Haines Rd in Xenia, Ohio. 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, 2010. Phillips Companies- Xenia Plant has not submitted its 2009 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 If the facility is no longer active, please indicate so on the annual report form.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, OH 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) 728-5338.

Sincerely,

Maera Flynn
Environmental Specialist
Division of Solid and Infectious Waste Management

cc: Inspector, DWISM, SWDO
Application file

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