



**Environmental
Protection Agency**

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

June 10, 2011

CERTIFIED MAIL (5648)

Judd Powell
Toms Mulch & Landscaping
2113 Ferry Road
Bellbrook, OH 45305



Re: Notice of Violation
2010 Compost Facility Annual Report
Reg. No. 29-C4R-1099

Judd Powell:

This letter serves as a notice that Toms Mulch & Landscaping failed to submit a 2010 Compost Facility Annual Report for its composting facility located at 2113 Ferry Road. 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, 2011. Toms Mulch & Landscaping has not submitted its 2010 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 If the facility is no longer active, please indicate so on the annual report form.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, RS
Environmental Specialist
Division of Materials and Waste Management

cc: Inspector, DMWM, SWDO
Application file