



State of Ohio Environmental Protection Agency

REET ADDRESS:

Lazarus Government Center  
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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 4445 3392

James Brinegar  
1301 East Siebenthaler Avenue  
Dayton, OH 45414

**Re: Notice of Violation  
2009 Compost Facility Annual Report  
Reg. No. 57-C4R-0615**

James Brinegar:

This letter serves as a notice that Weberzyn Garden Center failed to submit a 2009 Compost Facility Annual Report for its composting facility located at 1301 East Siebenthaler Avenue in Dayton, 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. Weberzyn Garden Center 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 If the facility is no longer active, please indicate so on the annual report form.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 Korfeski, Director

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