

**HAMILTON COUNTY
ENVIRONMENTAL
SERVICES**

November 10, 2008

Mr. Jeff Halsey
4963 Thomas Road
Trenton, OH 45067

RE: WARNING LETTER FOR DOCUMENTED VIOLATIONS OF OHIO OPEN
BURNING STANDARDS - OAC 3745-19-04

Dear Mr. Halsey:

On October 28, 2008, Wayne Township Fire Department were called to your property for an open burning complaint. Violations of Ohio Administrative Code (OAC) § 3745-19-04 were documented by the Fire Department. The report states that materials were being burned, including vinyl, roofing material and carpet, that are prohibited by the OAC. You are advised to suspend all open burning in violation of OAC 3745-19-04.

Be advised that failure to comply with the requirements of this letter may result in additional enforcement action, including possible referral of this case to the Office of the Ohio Attorney General. Acceptance by the Ohio EPA of a compliance plan does not constitute a waiver of the EPA's authority to seek civil penalties as provided in Section 3704.06 of the Ohio Revised Code.

The determination to pursue or to decline to pursue such penalties in this case will be made by the Ohio EPA at a later date. The violations identified above also constitute a violation of Butler County Health Department rules. Butler County Health Department rules are enforced by the Hamilton County Department of Environmental Services.

Sincerely,



Michael Fair
Environmental Compliance Specialist

cc: Captain Darrell Yater, Wayne Twp Fire Department
Ms. Kerri Castlen, Enforcement Supervisor, HC-DOES