

**HAMILTON COUNTY
ENVIRONMENTAL
SERVICES**

February 15, 2011

Mr. John Clift
Clift Demolition, Inc.
10800 Brower Road
North Bend, OH 45052

RE: WARNING LETTER FOR VIOLATION OF OAC 3745-19-04, OPEN
BURNING IN AN UNRESTRICTED AREA

Dear Mr. Clift:

A complaint of open burning for waste disposal was forwarded to Hamilton County Department of Environmental Services (HC-DOES) by Hamilton County Public Health (HCPH). An investigator with HCPH reported burning of pallets, OSB and other structural materials on February 8, 2011 at your Lawrenceburg Road property. Photographs (attached) provided by HCPH show open burning for waste disposal at your property in violation of Ohio Administrative Code § 3745-19-04.

Please be advised that the Ohio Administrative Code (OAC) prohibits open burning for waste disposal. Violations of the OAC open burning standards may result in enforcement action, with possible referral to the Ohio EPA.

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 Hamilton County Public Health rules. Hamilton County Public Health rules are enforced by the Hamilton County Department of Environmental Services.

Sincerely,



Michael Fair
Environmental Compliance Specialist

cc: Chuck DeJonckheere, HCPH
Kerri Castlen, Enforcement Supervisor, HC-DOES
Chief Scott Schorsch, Whitewater Twp Fire Department

Attachment

