

**HAMILTON COUNTY
ENVIRONMENTAL
SERVICES**

May 12, 2011

Mr. Jerry Ritter
Jerry Ritter Trucking
6021 Newtonsville Road
Goshen, OH 45122

RE: Warning letter for open burning in violation of OAC 3745-19-04.

Dear Mr. Ritter:

Recently our agency received a citizen's complaint for open burning for waste disposal at Jerry Ritter Trucking at 6021 Newtonsville Road. During the May 11 field visit by Hamilton County Department of Environmental Services (HC-DOES), open burning in violation of Ohio Administrative Code § 3745-19-04 (C)(4) was documented at that property.

Please be advised that the Ohio Administrative Code (OAC) prohibits any open burning for waste disposal on your premises. You may not cause or allow open burning. 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 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: Chief David Moulden, Wayne Township Fire Department
Kerri Castlen, Enforcement Supervisor, HC-DOES