



**Environmental  
Protection Agency**

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

Re: **Richland County  
Open Burning Complaint  
Notice of Violation (NOV) &  
Return to Compliance (RTC)**

October 10, 2012

**CERTIFIED MAIL**

Mr. Ronald McCorkle  
Property Owner  
735 South Horning Road  
Mansfield, Ohio 44903

Dear Mr. McCorkle:

This office received a complaint on October 1, 2012, concerning open burning being conducted on the property you own at 867 Forest Dr. in Mansfield, Ohio, and is occupied by Ridge & Beatrice Forest. My investigation, conducted on October 3, 2012, shows an approximately four foot diameter fire pit has been used to burn the following materials for disposal purposes: household trash with plastics; aerosol cans; aluminum cans, and; food wastes. This occurred within 1000' of adjacent residences in a restricted area.

Based on these findings, there is sufficient evidence to determine that illegal open burning did occur and the complaint is justified. This is a violation of both Ohio Administrative Code (OAC) rule 3745-19-03(A) and Ohio Revised Code (ORC) 3704.05.

A copy of the OAC rules pertaining to open burning has been enclosed for your review because you, as the property owner, may be held liable for current and future violations. It is your responsibility to clearly communicate the open burning rules to your tenants and it is ultimately your responsibility to ensure that future violations do not occur on your property. If you do not understand the rules please contact this office for additional explanation before responding. Your response is requested no later than October 26, 2012.

Because the fire has been extinguished, you are no longer in violation and the property is considered to have returned to compliance.

Please be advised that the submission of information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code Section 3704.06.

Northwest District Office  
347 North Dunbridge Road  
Bowling Green, OH 43402-9398

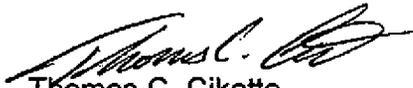
419 | 352 8461  
419 | 352 8468 (fax)  
[www.epa.ohio.gov](http://www.epa.ohio.gov)

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The Ohio EPA will make a decision whether to pursue such penalties regarding this matter at a later date. The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is your future compliance with applicable Ohio EPA requirements.

If you have any questions concerning this letter or the regulations, please feel free to call me at (419) 373-3137 or e-mail at [thomas.cikotte@epa.state.oh.us](mailto:thomas.cikotte@epa.state.oh.us).

Sincerely,



Thomas C. Cikotte  
Division of Air Pollution Control

/cg

Enclosure

pc: Richland County Health Department  
Thomas C. Cikotte, DAPC – NWDO  
Certified Mail Receipt Number 70091410000118345802

ec: William MacDowell, U.S. EPA Region V  
Bruce Weinberg, DAPC - CO  
Tom Sattler, DAPC - NWDO  
Thomas C. Cikotte, DAPC – NWDO