



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

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

November 30, 2012

CERTIFIED MAIL

Ms. Brenda Beltz
4080 County Road 140
Findlay, Ohio 45840

Dear Ms. Beltz:

This office received a complaint on November 20, 2012, concerning open burning being conducted on your property. My investigation, conducted on November 28, 2012, confirmed that open burning of tires and various types of household and wood materials had occurred.

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 3745-19-04(A) and Ohio Revised Code (ORC) 3704.05.

A copy of the OAC rules pertaining to open burning has been enclosed for your review. Please provide a written response acknowledging your receipt of this letter and your understanding of the rules. If you do not understand the rules please contact this office for additional explanation before responding. Your response is requested no later than December 17, 2012.

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

During my site visit you inquired about possible ways to get the large amount of tires on the property removed. Please find the enclosed Registered Scrap Tire Transporters list and the Licensed Scrap Tire Facilities list. If you have questions regarding these lists please contact Jeremy Scoles in our solid waste division at 419-373-3079.

Please note that the submission of the requested information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties as provided in Section 3704.06 of the Ohio Revised Code. Ohio EPA will determine later whether to pursue such penalties in this case. 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.

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If you have any questions concerning this letter or the regulations, please feel free to call me at (419) 373-3134 or e-mail at wendy.licht@epa.state.oh.us.

Sincerely,



Wendy Licht
Division of Air Pollution Control

/llr

Enclosure

pc: Hancock County Health Department
Wendy Licht, DAPC – NWDO
Certified Mail Receipt Number 7009 1410 0001 1834 4812

ec: Brian Dickens, US EPA, Region V
Bruce Weinberg, DAPC - CO
Tom Sattler, DAPC - NWDO
Wendy Licht, DAPC – NWDO