



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

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

January 4, 2013

**CERTIFIED MAIL**

Mr. Brenton Sedon, Owner  
Riparian Villa SMLLC  
Property Owner  
7415 Paris Avenue  
Louisville, Ohio 44641

Dear Mr. Sedon:

This office received a complaint on January 3, 2013, concerning open burning being conducted on a property on West Willow Beach Rd., outside Port Clinton, Ohio, (Ottawa County parcel number 0160668408715000) which your organization owns. My investigation, conducted on January 3, 2013, shows several piles of land clearing waste was being burned for disposal purposes on the property without the use of an air curtain destructor, within 1000' of adjacent inhabited structures and without written permission from the Ohio EPA.

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.

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

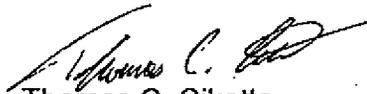
A copy of the OAC rules pertaining to open burning has been enclosed for your review because you, as the property owner, may be held liable for current and future violations. It is ultimately your responsibility to ensure that future violations do not occur on your property. Please provide a written 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 January 21, 2013.

Mr. Brenton Sedon  
January 4, 2013  
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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.

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: Ottawa County Health Department  
Thomas C. Cikotte, DAPC - NWDO  
Certified Mail Receipt Number 7011350000082042234

ec: Brian Dickens, US EPA, Region V  
Bruce Weinberg, DAPC - CO  
Tom Sattler, DAPC - NWDO  
Thomas C. Cikotte, DAPC - NWDO