



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

February 28, 2013

RE: Gallia County  
SITE-GEN

Mr. Lyle Smith  
1425 Cherry Ridge Road  
Rio Grande, Ohio 45674

Dear Mr. Smith:

I am writing as a follow-up to our recent telephone conversation. As I stated, Ohio EPA and the Gallia County Health Department have received a complaint alleging illegal disposal and open burning of solid waste at your property on Cherry Ridge Road. This material is alleged to originate from your residence and neighbors.

I conducted a site inspection of this property on February 27, 2013. I was accompanied by Bobbi Conrad of the Gallia County Health Department during this inspection. During this inspection, I observed a significant amount of solid waste on your property in violation of the following Ohio Administrative Code (OAC) Rule and Ohio Revised Code (ORC) Section:

**OAC Rule 3745-27-05 (C)**- No person shall conduct, permit, or allow open dumping. In the event that open dumping is occurring or has occurred at a property, the person(s) responsible for the open dumping, the owner of the property, or the person(s) who allow or allowed open dumping to occur, shall promptly remove and dispose or otherwise manage the solid waste in accordance with Chapter 3734 of the Revised Code, and shall submit verification that the solid waste has been properly managed.

**ORC 3734.03** - No person shall dispose of solid wastes by open dumping or open burning.

I encourage you to take immediate action to address issues identified at this location to resolve these issues. You indicated to me your intentions to place a dumpster at your property for future waste management. Thank you for your cooperation in this matter. Please contact me at 740/380-5219 if you have any questions.

Sincerely,

Peter C. Thompson  
Division of Materials and Waste Management

PCT/mr

cc: Gallia County Health Department

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