40 years and moving forward
**John R. Kasich**, Governor
**Mary Taylor**, Lt. Governor
**Scott J. Nally**, Director

April 17, 2013
**CERTIFIED MAIL** (7789)

William or Ian Rosby
4963 Schaaf Lane
Brooklyn Heights, OH

Re: Notice of Violation
2012 Compost Facility Annual Report
Reg. No. 18-C4R-0386

William or Ian Rosby:

This letter serves as a notice that Rosby Resource Recovery failed to submit a 2012 Compost Facility Annual Report for its composting facility located at 54 East Schaaf Rd. The annual report form was required to be completed and mailed to Ohio EPA no later than February 1, 2013. Rosby Resource Recovery has not submitted its 2012 annual report; therefore the owner/operator is in violation of Paragraph (C) of Rule 3745-560-415 of the Ohio Administrative Code (OAC). Additionally, OAC Rule 3745-560-03 states that Class IV composting facilities are required to submit a plan view drawing that meets the requirements of OAC Rule 3745-560-400 no later than February 1, 2013. You have failed to submit this plan view drawing; therefore you are in violation of OAC Rule 3745-560-03.

In order to redress these violations, the owner/operator will need to send Ohio EPA the completed annual report form and plan view drawing upon receipt of this notice of violation. If the facility is no longer active, please indicate so on the annual report form. Please complete the enclosed annual report form and mail to:

Ohio EPA-DMWM
Attn: RADM
PO Box 1049
Columbus, OH 43216-1049

If you have any questions with regards to the annual report, please contact Phil Cherosky in writing at the letterhead address above or by telephone at (614) 644-3249.

If you have any questions with regards to the plan view drawing, please contact Barry Chapman in writing at the letterhead address above or by telephone at (614) 728-5344.

Sincerely,

Barry Chapman, RS
Environmental Specialist
Division of Materials and Waste Management

cc: Inspector, DMWM, NEDO
Application file