



State of Ohio Environmental Protection Agency

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NOTICE OF VIOLATION

April 27, 2009

Frank VanGenugten
Star Dust Dairy Farm
14997 Charleston Chillicothe Road
South Solon, OH 43153

Dear Mr. VanGenugten:

This letter confirms our conversation of April 27, 2009 wherein I advised you that you were open burning in violation of Ohio Administrative Code (OAC) 3745-19. These actions are subject to fines and penalties.

Specifically, on April 27, 2009 and at 14997 Charleston Chillicothe Road, South Solon, Ohio, you were open burning manure. We understand that you did not intentionally set the pile on fire. However, it is a violation of Ohio Code to allow it to continue burning. Per our discussion, we understand that you will take a front end loader and separate the burning part of the manure pile.

This letter is not a final action of the Director of Ohio EPA and is intended only as a notification of a violation of the Ohio environmental laws and regulations. It does not preclude Ohio EPA or any other governmental entity from further enforcement action.

Should you have any questions, please do not hesitate to call me at (614) 728-3808.

Sincerely,

David Burroughs
Environmental Specialist
Division of Air Pollution Control
Central District Office

c: Chief Charles R. Bauer Jr., Stokes Township Fire Department
James Sabin, Sheriff of Madison County
Adam Ward, DAPC/CDO

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director