



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

June 18, 2013

CERTIFIED MAIL

The Honorable David A. Michael
Mayor of Sabina
99 North Howard Street
Sabina, Ohio 45169

NOTICE OF VIOLATION

Dear Mayor Michael:

You are hereby notified that the Ohio Environmental Protection Agency (Ohio EPA) finds you to be in violation of Ohio's open burning and solid waste regulations. In response to a complaint filed with the Agency, it was determined that you allowed the open burning of landscape waste at the Sabina Wastewater Treatment Plant, Sabina, Ohio.

The violations you have committed include, but are not limited to the following:

- The open burning of landscape waste in a restricted area
- Open burning in a restricted area within 1,000 feet of an occupied dwelling

The above activities are in violation of Ohio Administrative Code (OAC) rule 3745-19-03; *Open burning in restricted areas*, and Ohio Revised Code (ORC) section 3704.03. In addition, the open burning of solid waste is in violation of OAC rule 3745-27-05(B) and ORC section 3734.03, and the open burning of demolition debris is in violation of OAC rule 3745-400-04 and ORC section 3714.02.

You must cease all illegal open burning.

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This matter may be sent to our Central Office for further review and possible enforcement action. Ohio EPA reserves the right, pursuant to Chapters 3704, 3714, 3734, 3745, and 3750 of the Ohio Revised Code and any other applicable state or federal laws or regulations to seek civil and/or criminal action, reimbursement of response costs and any other appropriate legal or equitable relief for any violation of law.

If you have any questions or comments, or wish to discuss this matter further, please feel free to contact me at (937) 285-6032.

Sincerely,



Terry A. Sanner
Environmental Specialist
Division of Air Pollution Control

TAS/lf

ec: Tom Schneider, DAPC/SWDO
Joshua Jackson DSW/SWDO
Brian Dickens, U.S. EPA, Region 5
John Paulian, DAPC/CO

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Street, Apt. No.;
or PO Box No. **BEAN FARM DRAINAGE**

City, State, ZIP+4 **2881 HORNBEAM ROAD**
SABINA, OH 45169

PS Form 3800, June 2002 See Reverse for Instructions

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1. Article Addressed to:

MR KEVIN BEAN
BEAN FARM DRAINAGE
2881 HORNBEAM ROAD
SABINA, OH 45169

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 Addressee

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