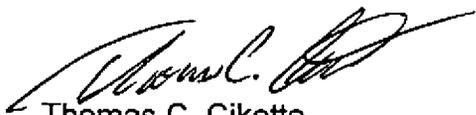


Mr. Bryce Walters  
July 2, 2013  
Page 2

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: Wyandot County Health Department  
Thomas C. Cikotte, DAPC – NWDO  
Certified Mail Receipt Number 70091410000118346908

ec: Bruce Weinberg, DAPC - CO  
Tom Sattler, DAPC - NWDO  
Thomas C. Cikotte, DAPC – NWDO  
Tyler Madeker, DMWM - NWDO



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

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

July 2, 2013

CERTIFIED MAIL

Mr. Bryce Walters, Owner  
Eminem, LLC.  
Property Owner  
17609 Township Road 150  
Mount Blanchard, Ohio 45867

Dear Mr. Walters:

This office received a complaint on June 26, 2013, concerning open burning being conducted on your property located at 8652 County Road 97 in Wharton, Ohio. My investigation, conducted on July 2, 2013, shows partially burned construction and demolition debris, believed to be shingles, is currently located in an old burn site on the property.

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 with the above cited violations.

A copy of the OAC rules pertaining to open burning has been enclosed for your review. 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 July 16, 2013.

Regarding the disposal of the remaining demolition debris, that issue may fall under the jurisdiction of either Ohio EPA's Division Materials & Waste Management (DMWM) or the local county's health department. In either regard, this matter will be referred to DMWM for their involvement and they may contact you regarding this matter. Should you have any questions pertaining to their involvement, please contact Mr. Tyler Madeker, at (419) 373-3078, and he will be able to answer your questions or refer you to the proper regulating agency.