



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

July 31, 2013

RE: **SCIOTO COUNTY
SITE - GEN**

James Slaughter
P.O. Box 491
Wheelersburg, Ohio 45694

Dear Mr. Slaughter:

On July 23, 2013, I conducted another inspection at property you own located at 9520 Gallia Pike (property #17-0697.000) near Wheelersburg in Scioto County. The visit was a follow-up to a complaint investigation, conducted by this office on December 12, 2012, which resulted in a Notice of Violation (NOV) being issued to you for open dumping of scrap tires. In January 2013, you left a voicemail on my office telephone indicating that you had been in a hospital and nursing home for some time and had only recently received my correspondence.

On May 1, 2013, I met with you at the site and discussed the need to remove and properly dispose of or recycle all solid waste at the site. You indicated that you believed you could have the site back in compliance within 30 days. At the time of this most recent inspection no remedial activities had occurred and the scrap tires and miscellaneous solid waste were still on the property.

As stated in my previous letters, open dumping of solid waste and/or illegal disposal of construction and demolition debris is in violation of Ohio Administrative Code (OAC) and the Ohio Revised Code (ORC). Specifically:

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

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.

JAMES SLAUGHTER
JULY 30, 2013
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Based upon my latest observations the site continues to be in violation of the aforementioned laws and rules. Please initiate immediate action to resolve these outstanding violations. Failure to do so may result in escalated enforcement action and possible penalties.

Please contact me at your earliest convenience to discuss your intentions to remediate the site. I can be reached by telephone at (740) 380-5439 or e-mail at Joe.Holland@epa.state.oh.us.

Sincerely,

A handwritten signature in black ink, appearing to read "Joe Holland", written over a horizontal line.

P. Joe Holland, R.S.
Environmental Specialist II
Division of Materials and Waste Management
Southeast District Office

PJH/mr

cc: Amber Finkelstein, OEPA/PIC