



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

September 16, 2013

**RE: NOBLE COUNTY  
SITE – GENERAL**

Mr. Nate Stacer  
38161 Low Gap Road  
Dexter City, Ohio 45727

Dear Mr. Stacer:

Please be advised that the Southeast District Office of the Ohio Environmental Protection Agency (EPA) received a complaint that open dumping of solid waste may be occurring on property owned by you. The illegal dump site was alleged to be located on Low Gap Road, in Noble County, Ohio.

In response to the complaint, I conducted an initial investigation on August 8, 2013, regarding the open dump. During my investigation, I observed a small amount of waste had been open dumped to the right side the drive leading to 38155 Low Gap Road. A mattress was observed as well as some other solid waste and appeared that the waste had been partially buried.

In accordance with Ohio law, as the legal property owner, you are ultimately responsible for any illegal actions that take place on your property. This includes the cleanup of the above referenced illegal dump.

Please be advised that open dumping of solid waste is a violation of ORC Chapter 3734.03 and OAC Rule 3745-27-05(C). Specifically:

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.

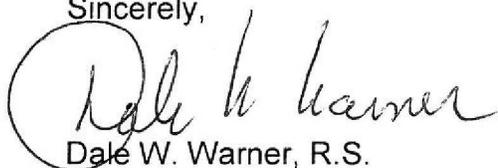
Please be advised that violations cited above will continue until the violations have been properly abated. Failure to comply with Chapter 3734 (or 3714 for C&DD) of the Ohio Revised Code and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation. It is imperative that you return to compliance. If circumstances delay the abatement of violations, please submit written correspondence

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of the steps that will be taken by date certain to attain compliance. Please provide receipts and pictures to my attention at the Southeast District Office to verify that a cleanup has occurred. A re-inspection will occur in the near future.

Should you have any questions please feel free to contact me at 740-380-5435.

Sincerely,

A handwritten signature in cursive script that reads "Dale W. Warner". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Dale W. Warner, R.S.  
Environmental Specialist II  
Division of Material and Waste Management

DW/mr